

HOUSE BILL No. 1411

DIGEST OF INTRODUCED BILL

Citations Affected: IC 6-3-2-1; IC 6-3.6-2-2.

Synopsis: Elimination of state individual income tax. Eliminates the state individual adjusted gross income tax by reducing the rate to 0%. Provides that in calculating the local income tax (LIT), which is imposed based on a local taxpayer's state adjusted gross income, the calculation of a taxpayer's state adjusted gross income for LIT purposes shall be calculated under the adjusted gross income tax provisions as if those provisions, and the most recent adjusted gross income tax rate before its elimination, were still in effect.

Effective: July 1, 2024.

Payne, Hostettler, Sweet, Cash

January 11, 2024, read first time and referred to Committee on Ways and Means.



Second Regular Session of the 123rd General Assembly (2024)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2023 Regular Session of the General Assembly.

HOUSE BILL No. 1411

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 6-3-2-1, AS AMENDED BY P.L.201-2023,
2 SECTION 95, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2024]: Sec. 1. (a) Each taxable year, a tax at the following rate
4 of adjusted gross income is imposed upon the adjusted gross income of
5 every resident person, and on that part of the adjusted gross income
6 derived from sources within Indiana of every nonresident person:

- 7 (1) For taxable years beginning before January 1, 2015, three and
8 four-tenths percent (3.4%).
- 9 (2) For taxable years beginning after December 31, 2014, and
10 before January 1, 2017, three and three-tenths percent (3.3%).
- 11 (3) For taxable years beginning after December 31, 2016, and
12 before January 1, 2023, three and twenty-three hundredths percent
13 (3.23%).
- 14 (4) For taxable years beginning after December 31, 2022, and
15 before January 1, 2024, three and fifteen hundredths percent
16 (3.15%).
- 17 (5) For taxable years beginning after December 31, 2023, and



- 1 before January 1, 2025, three and five-hundredths percent
 2 (3.05%).
- 3 (6) For taxable years beginning after December 31, 2024, ~~and~~
 4 ~~before January 1, 2026, three percent (3%); zero percent (0%).~~
- 5 (7) For taxable years beginning after December 31, 2025; and
 6 before January 1, 2027; two and ninety-five hundredths percent
 7 (2.95%).
- 8 (8) For taxable years beginning after December 31, 2026; two and
 9 nine-tenths percent (2.9%).
- 10 (b) Except as provided in section 1.5 of this chapter (before its
 11 expiration), each taxable year, a tax at the following rate of adjusted
 12 gross income is imposed on that part of the adjusted gross income
 13 derived from sources within Indiana of every corporation:
- 14 (1) Before July 1, 2012, eight and five-tenths percent (8.5%).
- 15 (2) After June 30, 2012, and before July 1, 2013, eight percent
 16 (8.0%).
- 17 (3) After June 30, 2013, and before July 1, 2014, seven and
 18 five-tenths percent (7.5%).
- 19 (4) After June 30, 2014, and before July 1, 2015, seven percent
 20 (7.0%).
- 21 (5) After June 30, 2015, and before July 1, 2016, six and
 22 five-tenths percent (6.5%).
- 23 (6) After June 30, 2016, and before July 1, 2017, six and
 24 twenty-five hundredths percent (6.25%).
- 25 (7) After June 30, 2017, and before July 1, 2018, six percent
 26 (6.0%).
- 27 (8) After June 30, 2018, and before July 1, 2019, five and
 28 seventy-five hundredths percent (5.75%).
- 29 (9) After June 30, 2019, and before July 1, 2020, five and
 30 five-tenths percent (5.5%).
- 31 (10) After June 30, 2020, and before July 1, 2021, five and
 32 twenty-five hundredths percent (5.25%).
- 33 (11) After June 30, 2021, four and nine-tenths percent (4.9%).
- 34 (c) If for any taxable year a taxpayer is subject to different tax rates
 35 under subsection (b), the taxpayer's tax rate for that taxable year is the
 36 rate determined in the last STEP of the following STEPS:
- 37 STEP ONE: Multiply the number of days in the taxpayer's taxable
 38 year that precede the day the rate changed by the rate in effect
 39 before the rate change.
- 40 STEP TWO: Multiply the number of days in the taxpayer's
 41 taxable year that follow the day before the rate changed by the
 42 rate in effect after the rate change.



1 STEP THREE: Divide the sum of the amounts determined under
2 STEPS ONE and TWO by the number of days in the taxpayer's
3 tax period.

4 However, the rate determined under this subsection shall be rounded
5 to the nearest one-hundredth of one percent (0.01%).

6 SECTION 2. IC 6-3.6-2-2, AS AMENDED BY P.L.239-2017,
7 SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2024]: Sec. 2. "Adjusted gross income" has the meaning set
9 forth in IC 6-3-1-3.5 **and shall be calculated under IC 6-3 as if the**
10 **rate under IC 6-3-2-1(a)(5) were still in effect.** However:

11 (1) except as provided in subdivision (3), in the case of a local
12 taxpayer who is not treated as a resident local taxpayer of a
13 county, the term includes only adjusted gross income derived
14 from the taxpayer's principal place of business or employment;

15 (2) in the case of a resident local taxpayer of Perry County, the
16 term does not include adjusted gross income described in
17 IC 6-3.6-8-7; and

18 (3) in the case of a local taxpayer described in section 13(3) of
19 this chapter, the term includes only that part of the individual's
20 total income that:

21 (A) is apportioned to Indiana under IC 6-3-2-2.7 or
22 IC 6-3-2-3.2; and

23 (B) is paid to the individual as compensation for services
24 rendered in the county as a team member or race team
25 member.

