

# HOUSE BILL No. 1683

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 4-3-22-20; IC 6-1.1-22-19; IC 6-8.1-8-1.

**Synopsis:** Payment of taxes with virtual currencies. Allows a person to pay taxes using an approved virtual currency. Makes a correction.

**Effective:** July 1, 2019; January 1, 2020.

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January 24, 2019, read first time and referred to Committee on Ways and Means.

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First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

## HOUSE BILL No. 1683

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 4-3-22-20 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2019]: **Sec. 20. The OMB shall, as necessary, prescribe criteria**  
4 **for determining the exchange rate at any time between United**  
5 **States dollars and a virtual currency that is approved by:**

6 (1) the department of local government finance under  
7 IC 6-1.1-22-19; or  
8 (2) the department of state revenue under IC 6-8.1-8-1;  
9 in order that the value in United States dollars of a payment on a  
10 liability with an approved virtual currency may be computed when  
11 the payment is made.

12 SECTION 2. IC 6-1.1-22-19 IS ADDED TO THE INDIANA CODE  
13 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
14 1, 2019]: **Sec. 19. (a) The department may approve the use of one**  
15 **(1) or more virtual currencies to pay taxes, special assessments,**  
16 **penalties, interest, costs, or any other liability imposed under this**  
17 **article.**



1 (b) A person may make a payment for taxes, special  
 2 assessments, penalties, interest, costs, or any other liability imposed  
 3 under this article with a virtual currency that is approved by the  
 4 department.

5 (c) If a person makes a payment for a liability imposed under  
 6 this article with a virtual currency approved by the department, a  
 7 county treasurer shall determine the value of the payment in  
 8 United States dollars at the time the payment is made by using the  
 9 applicable exchange rate determined in accordance with the  
 10 criteria prescribed under IC 4-3-22-20.

11 SECTION 3. IC 6-8.1-8-1 IS AMENDED TO READ AS  
 12 FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 1. (a) A person  
 13 may make a tax payment:

- 14 (1) in cash;  
 15 (2) by bank draft;  
 16 (3) by check;  
 17 (4) by cashier's check;  
 18 (5) by money order;  
 19 (6) by credit card, debit card, charge card, or similar method; ~~or~~  
 20 (7) if approved by the department, by an electronic ~~fund~~ funds  
 21 transfer (as defined in IC 4-8.1-2-7); ~~or~~  
 22 **(8) if approved by the department, in one (1) or more virtual**  
 23 **currencies.**

24 However, if a tax liability payment is made by bank draft, check,  
 25 cashier's check, or money order, the liability is not finally discharged  
 26 and the person has not paid the tax until the draft, check, or money  
 27 order has been honored by the institution on which it is drawn. If the  
 28 payment is made by credit card, debit card, charge card, or similar  
 29 method, the liability is not finally discharged and the person has not  
 30 paid the tax until the department receives payment or credit from the  
 31 institution responsible for making the payment or credit. The  
 32 department may contract with a bank or credit card vendor for  
 33 acceptance of bank or credit cards. However, if there is a vendor  
 34 transaction charge or discount fee, whether billed to the department or  
 35 charged directly to the department's account, the department or credit  
 36 card vendor may collect from the person using the bank or credit card  
 37 a fee that may not exceed the highest transaction charge or discount fee  
 38 charged to the department by the bank or credit card vendor during the  
 39 most recent collection period. This fee may be collected regardless of  
 40 any agreement between the bank and a credit card vendor or regardless  
 41 of any internal policy of the credit card vendor that may prohibit this  
 42 type of fee. The fee is a permitted additional charge under



1 IC 24-4.5-3-202. **If a person makes a tax payment with a virtual**  
2 **currency approved by the department, the department shall**  
3 **determine the value of the payment in United States dollars at the**  
4 **time the payment is made by using the applicable exchange rate**  
5 **determined in accordance with the criteria prescribed under**  
6 **IC 4-3-22-20.**

7 (b) The department shall issue a receipt for a tax payment that is  
8 made with currency **or virtual currency.**

