

SENATE BILL No. 238

DIGEST OF INTRODUCED BILL

Citations Affected: IC 6-3-2-5.1.

Synopsis: First responders retirement income tax deduction. Provides a state income tax deduction for retired first responders (or the surviving spouse of a retired first responder) equal to the first \$10,000 received from an employee retirement pension system for service as a first responder.

Effective: January 1, 2023.

Boehnlein

January 6, 2022, read first time and referred to Committee on Tax and Fiscal Policy.



Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

SENATE BILL No. 238



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 6-3-2-5.1 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
3 JANUARY 1, 2023]: **Sec. 5.1. (a) For purposes of this section, "first
4 responder" means:**
5 (1) a law enforcement officer;
6 (2) a firefighter; or
7 (3) an emergency medical technician or paramedic whose
8 primary duties included providing out of hospital emergency
9 medical care.
10 (b) Each taxable year, an individual who is a retired first
11 responder or the individual's surviving spouse is entitled to an
12 adjusted gross income tax deduction equal to the first ten thousand
13 dollars (\$10,000) that is received by the individual or the
14 individual's surviving spouse during the taxable year from an
15 employee retirement pension system for the individual's service as
16 a first responder, and which is included in adjusted gross income
17 under Section 62 of the Internal Revenue Code.



1 **(c) The individual is only entitled to the deduction provided by**
2 **this section if the individual is at least sixty-two (62) years of age**
3 **before the end of the taxable year. This subsection does not apply**
4 **to the individual's surviving spouse.**

5 **(d) An individual or the individual's surviving spouse who**
6 **claims a deduction under this section for a taxable year may not**
7 **also claim a deduction of the same income under any another**
8 **provision of this article for that taxable year.**

