

# HOUSE BILL No. 1120

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 5-28-16; IC 6-1.1-10-47.

**Synopsis:** Indiana nanotechnology initiative. Allows the award of grants or loans from the twenty-first century research and technology fund to support proposals for economic development in nanotechnology. Provides a personal property tax exemption for certain nanotechnology equipment.

**Effective:** July 1, 2015.

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January 8, 2015, read first time and referred to Committee on Commerce, Small Business and Economic Development.

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First Regular Session of the 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

# HOUSE BILL No. 1120



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 5-28-16-1.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2015]: **Sec. 1.5. As used in this chapter, "nanotechnology" means**  
4 **the sciences and technologies that:**

- 5 (1) **enable understanding, measuring, manipulating, and**
- 6 **manufacturing at the atomic, molecular, and supramolecular**
- 7 **levels; and**
- 8 (2) **are aimed at creating materials, devices, and systems with**
- 9 **fundamentally new molecular organization, properties, and**
- 10 **functions.**

11 SECTION 2. IC 5-28-16-2, AS AMENDED BY P.L.127-2007,  
12 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
13 JULY 1, 2015]: Sec. 2. (a) The Indiana twenty-first century research  
14 and technology fund is established within the state treasury to provide  
15 grants or loans to support proposals for economic development in one



- 1 (1) or more of the following areas:  
 2 (1) To increase the capacity of Indiana postsecondary educational  
 3 institutions, Indiana businesses, and Indiana nonprofit  
 4 corporations and organizations to compete successfully for federal  
 5 or private research and development funding.  
 6 (2) To stimulate the transfer of research and technology into  
 7 marketable products.  
 8 (3) To assist with diversifying Indiana's economy by focusing  
 9 investment in biomedical research and biotechnology, information  
 10 technology, **nanotechnology**, development of alternative fuel  
 11 technologies, development and production of fuel efficient  
 12 vehicles, and other high technology industry clusters requiring  
 13 high skill, high wage employees.  
 14 (4) To encourage an environment of innovation and cooperation  
 15 among universities and businesses to promote research activity.  
 16 (b) The fund consists of:  
 17 (1) appropriations from the general assembly;  
 18 (2) proceeds of bonds issued by the Indiana finance authority  
 19 under IC 4-4-11.4 for deposit in the fund; and  
 20 (3) loan repayments.  
 21 (c) The corporation shall administer the fund. The following may be  
 22 paid from money in the fund:  
 23 (1) Expenses of administering the fund.  
 24 (2) Nonrecurring administrative expenses incurred to carry out the  
 25 purposes of this chapter.  
 26 (d) Earnings from loans made under this chapter shall be deposited  
 27 in the fund.  
 28 (e) The budget agency shall review each recommendation. The  
 29 budget agency, after review by the budget committee, may approve,  
 30 deny, or modify grants and loans recommended by the board. Money  
 31 in the fund may not be used to provide a recurring source of revenue  
 32 for the normal operating expenditures of any project.  
 33 (f) The treasurer of state shall invest the money in the fund not  
 34 currently needed to meet the obligations of the fund in the same  
 35 manner as other public funds may be invested. Interest that accrues  
 36 from these investments shall be deposited in the state general fund.  
 37 (g) The money in the fund at the end of a state fiscal year does not  
 38 revert to the state general fund but remains in the fund to be used  
 39 exclusively for the purposes of this chapter.  
 40 SECTION 3. IC 6-1.1-10-47 IS ADDED TO THE INDIANA CODE  
 41 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 42 1, 2015]: **Sec. 47. (a) As used in this section, "nanotechnology"**



- 1 means the sciences and technologies that:  
2 (1) enable understanding, measuring, manipulating, and  
3 manufacturing at the atomic, molecular, and supramolecular  
4 levels; and  
5 (2) are aimed at creating materials, devices, and systems with  
6 fundamentally new molecular organization, properties, and  
7 functions.
- 8 (b) Nanotechnology equipment is exempt from property  
9 taxation if the equipment is:  
10 (1) directly related to nanotechnology research; or  
11 (2) primarily used in a project, program, or business based on  
12 nanotechnology.
- 13 (c) An owner of nanotechnology equipment who wishes to obtain  
14 the exemption provided in subsection (b) must claim the exemption  
15 on the owner's annual personal property return. On the return, the  
16 owner must describe the property and state the assessed value of  
17 the property for which the exemption is claimed.
- 18 (d) The township or county assessor shall:  
19 (1) review the exemption claim; and  
20 (2) allow or deny the exemption claim in whole or in part.
- 21 In making the decision on an exemption claim under this  
22 subsection, the township or county assessor shall consider the  
23 requirements stated in subsection (b).
- 24 (e) A township or county assessor who allows an exemption  
25 claim under this section shall reduce the assessed value of the  
26 personal property that is subject to the exemption for the year for  
27 which the exemption is claimed by the amount of the exemption  
28 allowed.

