



# STATE OF INDIANA

DEPARTMENT OF REVENUE  
OFFICE OF THE COMMISSIONER

Indiana Government Center North  
100 North Senate Avenue, Room N248  
Indianapolis, Indiana 46204-2253

August 15, 2011

Scott Peterson  
Executive Director  
Streamlined Sales Tax Governing Board  
4219 Hillsboro Pike, Suite 234  
Nashville, TN 37215

Re: Statement of Non-compliance with the Streamlined Sales and Use Tax Agreement

Dear Scott:

This letter will serve as Indiana's statement of non-compliance with the Streamlined Sales and Use Tax Agreement (Agreement) in accordance with Section 803 of the Agreement.

Enclosed are Indiana's Certificate of Compliance and the Taxability Matrix. These documents will be posted on our Web site at: [www.in.gov/dor](http://www.in.gov/dor).

Currently Indiana is not in compliance with Section 318(C)(3)(c) of the Agreement that requires states to allow Model 4 sellers to file a simplified electronic return. The Agreement provides that states allow this filing method by January 1, 2011. Indiana has not put this procedure in place, but it is anticipated that Indiana will provide for Model 4 sellers to file a simplified electronic return during the first quarter of calendar year 2012.

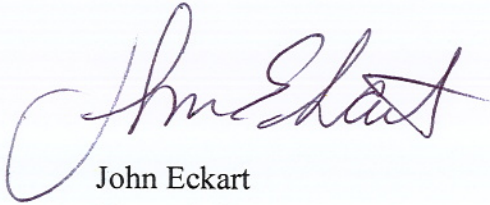
In 2010 Indiana was found to be noncompliant with the Agreement. Indiana has amended its sales and use tax statutes correcting the identified deficiencies and now conforms to the Agreement, and those amendments are summarized in the following paragraph.

"Equal Opportunity Employer"

IC 6-2.5-4-13 has been amended to change the terminology of a prepaid telephone calling card to a prepaid calling service or prepaid wireless calling service. IC 6-2.5-5-18 has been amended to provide that the sale and rental of durable medical equipment, mobility enhancing equipment, prosthetic devices, eyeglasses, contact lenses, and other medical supplies and devices are treated in the same manner and that there is no difference in the exemption whether the equipment is rented or sold. IC 6-2.5-11-10 has been amended to provide that sellers, including certified service providers, and sellers using a certified automated system are not liable for sales or use tax collection errors that result from the Department's certificate of compliance or taxability matrix.

If you have any questions concerning Indiana's certificate of compliance or taxability matrix, please do not hesitate to contact Tom Conley, Deputy Director, Tax Policy Division.

Sincerely,

A handwritten signature in dark ink, appearing to read "John Eckart". The signature is fluid and cursive, with a large initial "J" and "E".

John Eckart  
Commissioner  
Indiana Department of Revenue