

# SENATE BILL No. 259

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 6-2.5-5-58.

**Synopsis:** Sales tax exemption for feminine hygiene products. Provides a sales tax exemption for feminine hygiene products.

**Effective:** July 1, 2023.

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January 11, 2023, read first time and referred to Committee on Tax and Fiscal Policy.

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First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

# SENATE BILL No. 259



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 6-2.5-5-58 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2023]: **Sec. 58. (a) For purposes of this section, "feminine hygiene  
4 products" means:**  
5 (1) tampons;  
6 (2) panty liners;  
7 (3) menstrual cups;  
8 (4) sanitary napkins; and  
9 (5) other similar tangible personal property designed for  
10 feminine hygiene in connection with the human menstrual  
11 cycle.  
12 (b) Sales of feminine hygiene products are exempt from the state  
13 gross retail tax.

14 SECTION 2. [EFFECTIVE JULY 1, 2023] (a) **IC 6-2.5-5-58, as  
15 added by this act, applies only to retail transactions occurring after  
16 June 30, 2023.**  
17 (b) **Except as provided in subsection (c), a retail transaction is**



1 considered to have occurred after **June 30, 2023**, if the property  
2 whose transfer constitutes selling at retail is delivered to the  
3 purchaser or to the place of delivery designated by the purchaser  
4 after **June 30, 2023**.

5 (c) Notwithstanding the delivery of the property constituting  
6 selling at retail after **June 30, 2023**, a transaction is considered to  
7 have occurred before **July 1, 2023**, to the extent that:

8 (1) the agreement of the parties to the transaction is entered  
9 into before **July 1, 2023**; and

10 (2) payment for the property furnished in the transaction is  
11 made before **July 1, 2023**.

12 (d) This SECTION expires **January 1, 2026**.

