

Settlement Update

Auditors Fall Conference
Wednesday, October 24, 2018

Auditor of State
Bob Reynolds, CPA
Local Government Division Director

Settlement Approval Process

- Pre-Approval:
 - Upload forms to "To Settlement" Folder
 - AOS will contact you within 24 hours of submission
 - If you do not hear from AOS after 24 hours email localgovernment@auditor.in.gov
 - AOS will review settlement, contact you for questions/changes
 - AOS will email pre-approval once all outstanding items have been resolved

Settlement Approval Process

- Final Approval
 - E-Signature
 - AOS will upload to AOS FTP site "From Settlements" folder
 - County must submit via AOS FTP site "To Settlements" folder
 - Following funds must be remitted to state:
 - Fines and Fees from section c of Form 105
 - Welfare and School Excise Tax due (SWETA)
 - Fines and Forfeitures (due November 1)
 - Judges Supplemental (if applicable)

Form Updates

- No changes to Settlement Forms
- Semi-Annual Remittance to Common School Fund Loan
- Judges Supplemental Form
 - Forms are now fillable PDFs
 - Contain e-signatures
 - Forms can be found on AOS web site at:
 - <https://www.in.gov/auditor/924.htm>
 - Lets take a quick look at the forms

Fines and Forfeitures

- Senate Enrolled Act 99-2018 established a new framework for handling proceeds received from civil forfeitures under IC 34-24-1
- Forfeitures are to be deposited with the clerk of the circuit court
 - County Auditor will record deposit to:
 - 7101-State Finds and Forfeitures
 - Prior to May 1 and November 1 county auditor remits funds to the Auditor of State for deposit in the State Common School Fund

Fines and Forfeitures

- Some courts are incorrectly remitting funds directly to AOS, if that happens, AOS will:
 - Contact county auditor and ask would like to:
 1. Fill out and submit the Semi-Annual Remittance to Common School Fund form for amounts received from court or
 2. Have AOS return funds to court that remitted funds to AOS and instruct court to remit to county clerk of circuit court
 - In either situation, AOS will contact the court requesting them to remit to the county clerk of circuit court in the future.

Settlement Questions

- What is a “Before Apportionment Adjustment”?
 - A before apportionment adjustment is an adjustment that is made to settlement that will either increase or decrease the amount of settlement that is available for apportionment.
 - Usually one time adjustment
 - Funds taken off the top
 - Decreases amount available for ALL units

Settlement Issue

- What are examples of items that would create a before apportionment adjustment?
 - NSF check deductions
 - Invalid tax sale deductions
 - Prior settlement corrections
 - TMA collections (Tax Management Associates personal property)

Settlement Issue

- Where are before apportionment adjustments reported?
 - Form 102 (for impacted taxing districts)
 - June Settlement: Line 6
 - December Settlement: Line 41
 - Form 105
 - June Settlement: Line 6
 - December Settlement: Line 41

Thank You!

Additional questions? Contact us!

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