

SENATE BILL No. 228

DIGEST OF INTRODUCED BILL

Citations Affected: IC 6-1.1-17-21.

Synopsis: Approval of tax levies in Marion County. Requires a taxing unit located in Marion County that intends to increase its property tax rate to submit its proposed property tax levy and property tax rate to the city-county council. Provides that the city-county council may approve or deny the proposed property tax rate increase. Provides that if the city-county council denies the proposed property tax rate increase, the state board of tax commissioners may not approve the property tax rate increase unless the state board finds that a failure to increase the property tax rate will adversely affect the health, safety, or well being of the citizens of Marion County. Requires a taxing unit located in Marion County that wishes to enter bonded indebtedness or a
(Continued next page)

Effective: July 1, 1998.

Mills

January 6, 1998, read first time and referred to Committee on Finance.



Digest Continued

lease-rental agreement to obtain the approval of the city-county council before requesting the approval of the state board of tax commissioners.



Introduced

Second Regular Session 110th General Assembly (1998)

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 1997 General Assembly.

SENATE BILL No. 228

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 6-1.1-17-21 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 1998]: **Sec. 21. (a) This section applies to a taxing unit located in
4 a county having a consolidated city.**

5 **(b) If the taxing unit intends to increase its property tax rate, the**
6 **governing body of the taxing unit shall submit its proposed**
7 **property tax levy and property tax rate to the city-county council.**
8 **The proposed levy and rate shall be submitted at least fourteen (14)**
9 **days before the city-county council is required to hold budget**
10 **approval hearings under this chapter.**

11 **(c) The city-county council shall review each property tax levy**
12 **and property tax rate and either approve or deny an increase in the**
13 **property tax rate for the taxing unit.**

14 **(d) If the city-county council denies an increase in the property**
15 **tax rate for the taxing unit, the state board of tax commissioners**

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1 may not approve an increase in the property tax rate for the taxing
2 unit unless the state board finds that the failure to increase the
3 property tax rate will adversely affect the health, safety, or well
4 being of the citizens of the county.

5 (e) Before a taxing unit may incur bonded indebtedness on
6 bonds (as defined in IC 36-1-2-2) or enter into a lease with an
7 original term of at least five (5) years, the taxing unit must request
8 and obtain approval to incur the bonded indebtedness or execute
9 the lease from the city-county council. The approval must be
10 obtained under this subsection before requesting that the state
11 board of tax commissioners approve the bonded indebtedness or
12 lease.

13 SECTION 2. [EFFECTIVE JULY 1, 1998] IC 6-1.1-17-21, as
14 added by this act, applies only to:

15 (1) property tax levies and property tax rates for calendar
16 years beginning after December 31, 1998; and

17 (2) bonded indebtedness, including the refinancing of a
18 bonded indebtedness, and leases for which an initial public
19 notice of the proposed bond issue or lease is published after
20 June 30, 1998.

