

# COMMITTEE REPORT

## MR. PRESIDENT:

The Senate Committee on Governmental and Regulatory Affairs, to which was referred Senate Bill No. 242, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1           Page 5, after line 27, begin a new paragraph and insert:  
2           "SECTION 6. [EFFECTIVE UPON PASSAGE] (a) As used in  
3           this SECTION, "commission" refers to the Indiana advisory  
4           commission on intergovernmental relations established under  
5           IC 4-23-24.2-4.  
6           (b) The commission shall study the issue of updating and  
7           revising the statutes concerning municipal annexation of territory.  
8           The commission's study may not include the annexation statutes  
9           located at IC 36-3-2.  
10          (c) The commission shall prepare and submit a written report  
11          of the commission's findings to the legislative council not later than  
12          December 1, 1998.  
13          (d) This SECTION expires January 1, 1999.  
14          SECTION 7. [EFFECTIVE UPON PASSAGE] (a) This  
15          SECTION applies to an annexation under:  
16               (1) IC 36-4-3-3; or  
17               (2) IC 36-4-3-4(a)(1).  
18          (b) This SECTION does not apply to an annexation under  
19          IC 36-4-3-5.  
20          (c) If a municipality adopts an annexation ordinance:

1           **(1) after the effective date of this act; and**  
 2           **(2) before July 1, 1999;**  
 3           **and a remonstrance is filed that the court determines is sufficient**  
 4           **under IC 36-4-3-11, the annexation ordinance is void.**  
 5           **(d) Notwithstanding IC 36-4-3-15, if a municipality's**  
 6           **annexation ordinance is voided under this SECTION, a**  
 7           **municipality may attempt to annex the territory on or after July 1,**  
 8           **1999.**  
 9           **(e) This SECTION expires July 1, 2001.**  
 10           **SECTION 8. An emergency is declared for this act."**  
 11           Renumber all SECTIONS consecutively.  
             (Reference is to SB 242 as introduced.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 9, Nays 1.

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**Gard**

**Chairperson**