



March 26, 1999

# ENGROSSED HOUSE BILL No. 1191

DIGEST OF HB1191 (Updated March 23, 1999 12:22 pm - DI 71)

**Citations Affected:** Noncode.

**Synopsis:** Conveyance of military department property. Authorizes and directs the state to convey to the city of Evansville, for public park purposes, a parcel of real estate owned by the state and under the control of the military department of the state of Indiana. Requires the city of Evansville to pay the state \$100,000. Requires the payment to be deposited into the state armory board fund.

**Effective:** July 1, 1999.

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**Avery, Weinzapfel, Hasler, Becker**

(SENATE SPONSORS — SERVER, LUTZ L)

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January 11, 1999, read first time and referred to Committee on Ways and Means.  
February 10, 1999, amended, reported — Do Pass.  
February 15, 1999, read second time, ordered engrossed. Engrossed.  
February 16, 1999, read third time, passed. Yeas 96, nays 0.

SENATE ACTION

February 22, 1999, read first time and referred to Committee on Public Policy.  
March 25, 1999, reported favorably — Do Pass.

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EH 1191—LS 6759/DI 75+



March 26, 1999

First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

## ENGROSSED HOUSE BILL No. 1191

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A BILL FOR AN ACT concerning state and local administration.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. [EFFECTIVE JULY 1, 1999] (a) **As used in this**  
2 **SECTION, "city" refers to the city of Evansville, Vanderburgh**  
3 **County, Indiana.**  
4 (b) **As used in this SECTION, "commissioner" refers to the**  
5 **commissioner of the Indiana department of administration.**  
6 (c) **As used in this SECTION, "department" refers to the**  
7 **Indiana department of administration created by IC 4-13-1-2.**  
8 (d) **As used in this SECTION, "real estate" means the following**  
9 **real property:**  
10 **Part of the Northeast Quarter of the Northeast Quarter of**  
11 **Section Twenty-two (22), Township Six (6) South, Range Ten**  
12 **(10) West, in Vanderburgh County, Indiana, more**  
13 **particularly described as follows:**  
14 **Beginning at the Northwest corner of the Quarter-Quarter**  
15 **Section, the point of beginning being in the center of U.S.**  
16 **Highway 460 (Indiana State Road 62); then South eighty-nine**  
17 **(89) degrees, thirty (30) minutes East along the north line of**

EH 1191—LS 6759/DI 75+



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1 the Quarter-Quarter Section and the center of the highway a  
2 distance of 416.30 feet; then South for a distance of 627.82  
3 feet; then North eighty-nine (89) degrees, thirty (30) minutes  
4 West a distance of 416.30 feet to the west line of the  
5 Quarter-Quarter Section; then North along the west line of  
6 the Quarter-Quarter Section a distance of 627.82 feet to the  
7 point of beginning. Containing 6.0 acres, more or less.

8 (e) The governor and the commissioner are authorized and  
9 directed on behalf of and in the name of the state of Indiana to  
10 convey the real estate to the city upon payment of one hundred  
11 thousand dollars (\$100,000) by the city to the state. The payment  
12 under this subsection shall be deposited in the state armory board  
13 fund.

14 (f) Conveyance of the real estate is subject to both of the  
15 following:

16 (1) Highways, easements, and restrictions of record.

17 (2) Use of the real estate for a public park purpose.

18 If the real estate is used for a purpose other than a public park  
19 purpose, the real estate reverts to the state of Indiana.

20 (g) The conveyance under this SECTION must comply with  
21 IC 4-20.5-7 to the extent that IC 4-20.5-7 does not conflict with this  
22 SECTION. The department shall have a quitclaim deed prepared  
23 to convey the real estate to the city. The deed must state the  
24 restrictions and conditions contained in subsection (f). The  
25 commissioner and the governor shall sign the deed, and the seal of  
26 the state shall be affixed to the deed.

27 (h) The city shall have the deed recorded in Vanderburgh  
28 County, Indiana.

29 (i) The department shall inform the adjutant general of the  
30 military department of the state of Indiana when the conveyance  
31 is completed.

32 (j) This SECTION expires July 1, 2003.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1191, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 9, delete "without consideration." and insert "**upon payment of one hundred thousand dollars (\$100,000) by the city to the state. The payment under this subsection shall be deposited in the state armory board fund.**".

and when so amended that said bill do pass.

(Reference is to HB 1191 as introduced.)

BAUER, Chair

Committee Vote: yeas 21, nays 0.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Public Policy, to which was referred House Bill No. 1191, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1191 as printed February 11, 1999.)

WYSS, Chairperson

Committee Vote: Yeas 8, Nays 0.

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