

SENATE BILL No. 299

DIGEST OF INTRODUCED BILL

Citations Affected: IC 6-1.1-17-20; IC 6-1.1-17-21.

Synopsis: Approval of tax rates in Marion County. Requires a taxing unit (other than an excluded city) 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 for approval. 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.

Effective: July 1, 1999.

Mills

January 7, 1999, read first time and referred to Committee on Finance.

C
o
p
y



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.

C
O
P
Y

SENATE BILL No. 299



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 6-1.1-17-20 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 20. (a) This section
3 applies:

4 (1) to each governing body of a taxing unit that is not comprised
5 of a majority of officials who are elected to serve on the
6 governing body; and

7 (2) if the proposed property tax levy for the taxing unit for the
8 ensuing calendar year is more than five percent (5%) greater than
9 the property tax levy for the taxing unit for the current calendar
10 year.

11 **However, this section does not apply to a taxing unit (other than an**
12 **excluded city described in IC 36-3-1-7) located in a county**
13 **containing a consolidated city.**

14 (b) As used in this section, "taxing unit" has the meaning set forth
15 in IC 6-1.1-1-21, except that the term does not include a school
16 corporation or a public library district.

17 (c) If:



1 (1) the assessed valuation of a taxing unit is entirely contained
2 within a city or town; or

3 (2) the assessed valuation of a taxing unit is not entirely contained
4 within a city or town but the taxing unit was originally established
5 by the city or town;

6 the governing body shall submit its proposed budget and property tax
7 levy to the city or town fiscal body. The proposed budget and levy shall
8 be submitted at least fourteen (14) days before the city or town fiscal
9 body is required to hold budget approval hearings under this chapter.

10 (d) If subsection (c) does not apply, the governing body of the taxing
11 unit shall submit its proposed budget and property tax levy to the
12 county fiscal body in the county where the taxing unit has the most
13 assessed valuation. The proposed budget and levy shall be submitted
14 at least fourteen (14) days before the county fiscal body is required to
15 hold budget approval hearings under this chapter.

16 (e) The fiscal body of the city, town, or county (whichever applies)
17 shall review each budget and proposed tax levy and adopt a final
18 budget and tax levy for the taxing unit. The fiscal body may reduce or
19 modify but not increase the proposed budget or tax levy. However, the
20 fiscal body may not reduce the proposed tax levy to an amount that is
21 less than the maximum permissible levy under IC 6-1.1-18.5-3.

22 SECTION 2. IC 6-1.1-17-21 IS ADDED TO THE INDIANA CODE
23 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
24 1, 1999]: **Sec. 21. (a) This section applies to a taxing unit (other
25 than an excluded city described in IC 36-3-1-7) located in a county
26 containing a consolidated city.**

27 **(b) If a taxing unit intends to increase its property tax rate, the
28 governing body of the taxing unit shall submit its proposed
29 property tax levy and property tax rate to the city-county council.
30 The proposed property tax levy and property tax rate shall be
31 submitted at least fourteen (14) days before the city-county council
32 is required to hold budget approval hearings under this chapter.**

33 **(c) The city-county council shall review each property tax levy
34 and property tax rate submitted under this section and either
35 approve or deny an increase in the property tax rate for the taxing
36 unit.**

37 **(d) If the city-county council denies an increase in the property
38 tax rate for a taxing unit, the state board of tax commissioners may
39 not approve an increase in the property tax rate for the taxing unit
40 unless the state board of tax commissioners finds that the failure
41 to increase the property tax rate will adversely affect the health,
42 safety, or well-being of the citizens of the county.**



C
O
P
Y

1 SECTION 3. [EFFECTIVE JULY 1, 1999] IC 6-1.1-17-21, as
2 **added by this act, applies only to property tax levies and property**
3 **tax rates for calendar years beginning after December 31, 1999.**

C
o
p
y

