



January 22, 1999

## SENATE BILL No. 332

DIGEST OF SB0332 (Updated January 21, 1999 12:01 pm - DI 47)

**Citations Affected:** IC 6-1.1; IC 36-9.

**Synopsis:** Cumulative township vehicle and building fund. Authorizes a township to establish a cumulative township vehicle and building fund for the acquisition of township vehicles or for various township building and property projects. Provides that the property tax rate for the fund may not exceed \$0.05 per \$100 of assessed valuation. Adjusts the maximum rate for property taxes due after 2001, when the definition of assessed value will change from 33 1/3% of true tax value to 100% of true tax value. Provides that for purposes of computing the property tax levy limit imposed on a township, the township's levy for a particular year includes the cumulative township vehicle and building fund levy for that year.

**Effective:** Upon passage.

### Wheeler

January 11, 1999, read first time and referred to Committee on Finance.  
January 21, 1999, reported favorably — Do Pass.

SB 332—LS 6934/DI 73+



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January 22, 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.

## SENATE BILL No. 332

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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 6-1.1-41-1 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. This chapter  
3 applies to establishing and imposing a tax levy for cumulative funds  
4 under the following:  
5 (1) IC 3-11-6.  
6 (2) IC 8-10-5.  
7 (3) IC 8-16-3.  
8 (4) IC 8-16-3.1.  
9 (5) IC 8-22-3.  
10 (6) IC 14-27-6.  
11 (7) IC 14-33-21.  
12 (8) IC 16-22-4.  
13 (9) IC 16-22-8.  
14 (10) IC 36-8-14.  
15 (11) IC 36-9-4.  
16 (12) IC 36-9-14.  
17 (13) IC 36-9-14.5.

SB 332—LS 6934/DI 73+



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- 1 (14) IC 36-9-15.
- 2 (15) IC 36-9-15.5.
- 3 (16) IC 36-9-16.
- 4 (17) IC 36-9-17.
- 5 **(18) IC 36-9-17.5.**
- 6 ~~(18)~~ **(19)** IC 36-9-26.
- 7 ~~(19)~~ **(20)** IC 36-9-27.
- 8 ~~(20)~~ **(21)** IC 36-10-3.
- 9 ~~(21)~~ **(22)** IC 36-10-4.
- 10 ~~(22)~~ **(23)** IC 36-10-7.5.
- 11 ~~(23)~~ **(24)** Any other statute that specifies that a property tax levy
- 12 may be imposed under this chapter.

13 SECTION 2. IC 36-9-17.5 IS ADDED TO THE INDIANA CODE  
 14 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
 15 UPON PASSAGE]:

16 **Chapter 17.5. Cumulative Township Vehicle and Building Fund**  
 17 **Sec. 1. This chapter applies to all townships.**

18 **Sec. 2. A township may establish a cumulative township vehicle**  
 19 **and building fund under IC 6-1.1-41 to provide money to:**

- 20 (1) acquire township vehicles;
- 21 (2) purchase, construct, equip, and maintain buildings for
- 22 public purposes;
- 23 (3) acquire the land and any improvements on the land that
- 24 are necessary for the construction of public buildings;
- 25 (4) demolish any improvements on land acquired under this
- 26 section and level, grade, and prepare the land for the
- 27 construction of a public building;
- 28 (5) acquire land or rights-of-way to be used as a public way or
- 29 other means of ingress or egress to land acquired for the
- 30 construction of a public building; and
- 31 (6) improve or construct any public way or other means of
- 32 ingress or egress to land acquired for the construction of a
- 33 public building.

34 **Sec. 3. (a) The following revenues may be deposited in the**  
 35 **cumulative township vehicle and building fund:**

- 36 (1) All or part of the revenues from a property tax levy
- 37 dedicated for township vehicle and building purposes.
- 38 (2) Other sources of revenue specified by resolution of the
- 39 township legislative body.

40 **(b) Appropriations may be made from the cumulative township**  
 41 **vehicle and building fund only for the purposes specified in section**  
 42 **2 of this chapter.**

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(c) Money in the cumulative township vehicle and building fund does not revert to the township general fund at the end of a township fiscal year.

Sec. 4. (a) To provide for the cumulative township vehicle and building fund authorized under this chapter, the legislative body of a township may levy a tax on all taxable property within the township in compliance with IC 6-1.1-41. The tax rate may not exceed five cents (\$0.05) on each one hundred dollars (\$100) of assessed valuation of property in the township for property taxes first due and payable before January 1, 2002, or one and sixty-seven hundredths cents (\$0.0167) on each one hundred dollars (\$100) of assessed valuation of property in the township for property taxes first due and payable after December 31, 2001.

(b) As the tax is collected, it shall be deposited in a qualified public depository or depositories and held in a special fund known as the cumulative township vehicle and building fund.

Sec. 5. Notwithstanding any other law, the property tax levy limits imposed under IC 6-1.1-18.5-3 apply to property taxes imposed by a township under this chapter. For purposes of computing the property tax levy limit imposed on the township under IC 6-1.1-18.5-3, the township's property tax levy for a particular calendar year includes the levy imposed under this chapter.

SECTION 3. An emergency is declared for this act.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Finance, to which was referred Senate Bill No. 332, 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 Senate Bill 332 as introduced.)

BORST, Chairperson

Committee Vote: Yeas 13, Nays 1.

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