

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1111 be amended to read as follows:

- 1 Page 6, between lines 35 and 36, begin a new paragraph and insert:
- 2 "SECTION 4. IC 6-1.1-18-3, AS AMENDED BY P.L.273-1999,
- 3 SECTION 53 (CURRENT VERSION), IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 3. (a) Except as
- 5 provided in subsection (b), the sum of all tax rates for all political
- 6 subdivisions imposed on tangible property within a political
- 7 subdivision may not exceed:
- 8 (1) one dollar and twenty-five cents (\$1.25) on each one hundred
- 9 dollars (\$100) of assessed valuation in territory outside the
- 10 corporate limits of a city or town; or
- 11 (2) two dollars (\$2) on each one hundred dollars (\$100) of
- 12 assessed valuation in territory inside the corporate limits of a city
- 13 or town.
- 14 (b) The proper officers of a political subdivision shall fix tax rates
- 15 which are sufficient to provide funds for the purposes itemized in this
- 16 subsection. The portion of a tax rate fixed by a political subdivision
- 17 shall not be considered in computing the tax rate limits prescribed in
- 18 subsection (a) if that portion is to be used for one (1) of the following
- 19 purposes:
- 20 (1) To pay the principal or interest on a funding, refunding, or
- 21 judgment funding obligation of the political subdivision.
- 22 (2) To pay the principal or interest on an outstanding obligation
- 23 issued by the political subdivision if notice of the sale of the
- 24 obligation was published before March 9, 1937.

- 1 (3) To pay the principal or interest upon:
 2 (A) an obligation issued by the political subdivision to meet an
 3 emergency which results from a flood, fire, pestilence, war, or
 4 any other major disaster; or
 5 (B) a note issued under IC 36-2-6-18, IC 36-3-4-22,
 6 IC 36-4-6-20, or IC 36-5-2-11 to enable a city, town, or county
 7 to acquire necessary equipment or facilities for municipal or
 8 county government.
- 9 (4) To pay the principal or interest upon an obligation issued in
 10 the manner provided in IC 6-1.1-20-3 (before its repeal) or
 11 IC 6-1.1-20-3.1 through IC 6-1.1-20-3.2.
- 12 (5) To pay a judgment rendered against the political subdivision.
- 13 ~~(6) To meet the requirements of the family and children's fund for~~
 14 ~~child services (as defined in IC 12-19-7-1):~~
- 15 ~~(7) (6) To meet the requirements of the county hospital care for~~
 16 ~~the indigent fund.~~
- 17 (c) Except as otherwise provided in IC 6-1.1-19 or IC 6-1.1-18.5, a
 18 county board of tax adjustment, a county auditor, or the state board of
 19 tax commissioners may review the portion of a tax rate described in
 20 subsection (b) only to determine if it exceeds the portion actually
 21 needed to provide for one (1) of the purposes itemized in that
 22 subsection.
- 23 SECTION 5. IC 6-1.1-18-3, AS AMENDED BY P.L.273-1999,
 24 SECTION 54 (DELAYED VERSION), IS AMENDED TO READ AS
 25 FOLLOWS [EFFECTIVE MARCH 1, 2001]: Sec. 3. (a) Except as
 26 provided in subsection (b), the sum of all tax rates for all political
 27 subdivisions imposed on tangible property within a political
 28 subdivision may not exceed:
- 29 (1) forty-one and sixty-seven hundredths cents (\$0.4167) on each
 30 one hundred dollars (\$100) of assessed valuation in territory
 31 outside the corporate limits of a city or town; or
 32 (2) sixty-six and sixty-seven hundredths cents (\$0.6667) on each
 33 one hundred dollars (\$100) of assessed valuation in territory
 34 inside the corporate limits of a city or town.
- 35 (b) The proper officers of a political subdivision shall fix tax rates
 36 which are sufficient to provide funds for the purposes itemized in this
 37 subsection. The portion of a tax rate fixed by a political subdivision
 38 shall not be considered in computing the tax rate limits prescribed in
 39 subsection (a) if that portion is to be used for one (1) of the following
 40 purposes:
- 41 (1) To pay the principal or interest on a funding, refunding, or
 42 judgment funding obligation of the political subdivision.
- 43 (2) To pay the principal or interest on an outstanding obligation
 44 issued by the political subdivision if notice of the sale of the
 45 obligation was published before March 9, 1937.
- 46 (3) To pay the principal or interest upon:

1 an obligation issued by the political subdivision to meet an
2 which results from a flood, fire, pestilence, war, or
3
4 (B)
5 IC
6 to

county government.
(4) To pay the principal or interest upon an obligation issued in
the manner provided in IC 6-1.1-20-3 (before its repeal) or
10 IC 6-1.1-20-3.1 through IC 6-1.1-20-3.2.

11 To pay a judgment rendered against the political subdivision.
12 ~~To meet requirements of family and fund for~~
13 ~~services (as in IC~~

~~(7) (6) To meet the requirements of the county hospital care for~~
15 ~~the indigent fund.~~

16 Except as otherwise provided in IC 6-1.1-19 or IC 6-1.1-18.5, a
17 board of tax adjustment, a county auditor, or the state board of
18 commissioners may review the portion of a tax rate described in
19 (b) only to determine if it exceeds the portion actually
20 to provide for one (1) of the purposes itemized in that
21

22 SECTION
23 SECTION
24 JANUARY
25 limits

26 property taxes imposed under: ~~of the~~

27 (1) IC 12-16, except IC 12-16-1;

28 ~~(2) IC~~

29 ~~(3) IC~~

~~(4) (2) IC 12-20-24.~~

(b) For purposes of computing the ad valorem property tax levy
limits imposed under section 3 of this chapter, a county's or township's
ad valorem property tax levy for a particular calendar year does not
include that part of the levy imposed under the citations listed in
35 subsection (a).

36 Section 8(b) of this chapter does not apply to bonded
37 that will be repaid through property taxes imposed under
38

39 SECTION
40 FOLLOWS
chapter:

42 (a) "Taxpayer" means a person who is liable for taxes on property

43
44 (b)
45 under
46 penalties,

1 county treasurer combines with all other taxes in the preparation and
2 delivery of the tax statements required under IC 6-1.1-22-8(a).

3 (c) "Department" means the department of state revenue.

4 (d) "Auditor's abstract" means the annual report prepared by each
5 county auditor which under IC 6-1.1-22-5, is to be filed on or before
6 March 1 of each year with the auditor of state.

7 (e) "Mobile home assessments" means the assessments of mobile
8 homes made under IC 6-1.1-7.

9 (f) "Postabstract adjustments" means adjustments in taxes made
10 subsequent to the filing of an auditor's abstract which change
11 assessments therein or add assessments of omitted property affecting
12 taxes for such assessment year.

13 (g) "Total county tax levy" means the sum of:

14 (1) the remainder of:

15 (A) the aggregate levy of all taxes for all taxing units in a
16 county which are to be paid in the county for a stated
17 assessment year as reflected by the auditor's abstract for the
18 assessment year, adjusted, however, for any postabstract
19 adjustments which change the amount of the aggregate levy;
20 minus

21 (B) the sum of any increases in property tax levies of taxing
22 units of the county that result from appeals described in:

23 (i) IC 6-1.1-18.5-13(5) and IC 6-1.1-18.5-13(6) filed after
24 December 31, 1982; plus

25 (ii) the sum of any increases in property tax levies of taxing
26 units of the county that result from any other appeals
27 described in IC 6-1.1-18.5-13 filed after December 31,
28 1983; plus

29 ~~(iii) IC 6-1.1-18.6-3 (children in need of services and~~
30 ~~delinquent children who are wards of the county);~~ minus

31 (C) the total amount of property taxes imposed for the stated
32 assessment year by the taxing units of the county under the
33 authority of ~~IC 12-1-11.5 (repealed)~~; IC 12-2-4.5 (repealed),
34 IC 12-19-5 (**before its repeal**), or IC 12-20-24; minus

35 (D) the total amount of property taxes to be paid during the
36 stated assessment year that will be used to pay for interest or
37 principal due on debt that:

38 (i) is entered into after December 31, 1983;

39 (ii) is not debt that is issued under IC 5-1-5 to refund debt
40 incurred before January 1, 1984; and

41 (iii) does not constitute debt entered into for the purpose of
42 building, repairing, or altering school buildings for which
43 the requirements of IC 20-5-52 were satisfied prior to
44 January 1, 1984; minus

45 (E) the amount of property taxes imposed in the county for the
46 stated assessment year under the authority of IC 21-2-6 or any

1 citation listed in IC 6-1.1-18.5-9.8 for a cumulative building
 2 fund whose property tax rate was initially established or
 3 reestablished for a stated assessment year that succeeds the
 4 1983 stated assessment year; minus

5 (F) the remainder of:

6 (i) the total property taxes imposed in the county for the
 7 stated assessment year under authority of IC 21-2-6
 8 **(repealed)** or any citation listed in IC 6-1.1-18.5-9.8 for a
 9 cumulative building fund whose property tax rate was not
 10 initially established or reestablished for a stated assessment
 11 year that succeeds the 1983 stated assessment year; minus

12 (ii) the total property taxes imposed in the county for the
 13 1984 stated assessment year under the authority of IC 21-2-6
 14 or any citation listed in IC 6-1.1-18.5-9.8 for a cumulative
 15 building fund whose property tax rate was not initially
 16 established or reestablished for a stated assessment year that
 17 succeeds the 1983 stated assessment year; minus

18 (G) the amount of property taxes imposed in the county for the
 19 stated assessment year under:

20 (i) IC 21-2-15 for a capital projects fund; plus

21 (ii) IC 6-1.1-19-10 for a racial balance fund; plus

22 (iii) IC 20-14-13 for a library capital projects fund; plus

23 (iv) IC 20-5-17.5-3 for an art association fund; plus

24 (v) IC 21-2-17 for a special education preschool fund; plus

25 (vi) an appeal filed under IC 6-1.1-19-5.1 for an increase in
 26 a school corporation's maximum permissible general fund
 27 levy for certain transfer tuition costs; plus

28 (vii) an appeal filed under IC 6-1.1-19-5.4 for an increase in
 29 a school corporation's maximum permissible general fund
 30 levy for transportation operating costs; minus

31 (H) the amount of property taxes imposed by a school
 32 corporation that is attributable to the passage, after 1983, of a
 33 referendum for an excessive tax levy under IC 6-1.1-19,
 34 including any increases in these property taxes that are
 35 attributable to the adjustment set forth in ~~IC 6-1.1-19-1.5(a)~~
 36 **STEP ONE** or any other law; minus

37 (I) for each township in the county, the lesser of:

38 (i) the sum of the amount determined in IC 6-1.1-18.5-19(a)
 39 **STEP THREE** or IC 6-1.1-18.5-19(b) **STEP THREE**,
 40 whichever is applicable, plus the part, if any, of the
 41 township's ad valorem property tax levy for calendar year
 42 1989 that represents increases in that levy that resulted from
 43 an appeal described in IC 6-1.1-18.5-13(5) filed after
 44 December 31, 1982; or

45 (ii) the amount of property taxes imposed in the township for
 46 the stated assessment year under the authority of

- 1 IC 36-8-13-4; minus
 2 (J) for each participating unit in a fire protection territory
 3 established under IC 36-8-19-1, the amount of property taxes
 4 levied by each participating unit under IC 36-8-19-8 and
 5 IC 36-8-19-8.5 less the maximum levy limit for each of the
 6 participating units that would have otherwise been available
 7 for fire protection services under IC 6-1.1-18.5-3 and
 8 IC 6-1.1-18.5-19 for that same year; ~~minus~~
 9 ~~(K) for each county, the sum of:~~
 10 (i) the amount of property taxes imposed in the county for
 11 the repayment of loans under IC 12-19-5-6 that is included
 12 in the amount determined under IC 12-19-7-4(a) STEP
 13 SEVEN for property taxes payable in 1995; or for property
 14 taxes payable in each year after 1995, the amount
 15 determined under IC 12-19-7-4(b); and
 16 (ii) the amount of property taxes imposed in the county
 17 attributable to appeals granted under IC 6-1.1-18.6-3 that is
 18 included in the amount determined under IC 12-19-7-4(a)
 19 STEP SEVEN for property taxes payable in 1995, or the
 20 amount determined under IC 12-19-7-4(b) for property taxes
 21 payable in each year after 1995; plus
 22 (2) all taxes to be paid in the county in respect to mobile home
 23 assessments currently assessed for the year in which the taxes
 24 stated in the abstract are to be paid; plus
 25 (3) the amounts, if any, of county adjusted gross income taxes that
 26 were applied by the taxing units in the county as property tax
 27 replacement credits to reduce the individual levies of the taxing
 28 units for the assessment year, as provided in IC 6-3.5-1.1; plus
 29 (4) the amounts, if any, by which the maximum permissible ad
 30 valorem property tax levies of the taxing units of the county were
 31 reduced under IC 6-1.1-18.5-3(b) STEP EIGHT for the stated
 32 assessment year; plus
 33 (5) the difference between:
 34 (A) the amount determined in IC 6-1.1-18.5-3(e) STEP FOUR;
 35 minus
 36 (B) the amount the civil taxing units' levies were increased
 37 because of the reduction in the civil taxing units' base year
 38 certified shares under IC 6-1.1-18.5-3(e).
 39 (h) "December settlement sheet" means the certificate of settlement
 40 filed by the county auditor with the auditor of state, as required under
 41 IC 6-1.1-27-3.
 42 (i) "Tax duplicate" means the roll of property taxes which each
 43 county auditor is required to prepare on or before March 1 of each year
 44 under IC 6-1.1-22-3.
 45 SECTION 8. IC 6-1.1-29-9, AS AMENDED BY P.L.273-1999,
 46 SECTION 57, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JANUARY
 2 ordinance
 3 must
 4 adopted.

~~IC 12-19-7~~, IC 21-2-14, IC 36-8-6, IC 36-8-7, IC 36-8-7.5, IC 36-8-11,
 IC 36-9-3, IC 36-9-4, and IC 36-9-13, if such an ordinance is adopted,
 this section governs the treatment of tax rates, tax levies, and budgets
 that would otherwise be reviewed by a county board of tax adjustment
 under IC 6-1.1-17.

9
 10 The time requirements set forth in IC 6-1.1-17 govern all filings

11
 12 (c)
 13 by
 14 for
 15 tax

required under IC 6-1.1-17-12.

SECTION 9. IC 6-3.5-1.1-15, AS AMENDED BY P.L.273-1999,
 18 SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 1, 2001]: Sec. 15. (a) As used in this section, "attributed

20
 21 (1)
 22 currently
 23 (2)
 24 district,
 25 governmental
 attributable to the civil taxing unit; plus

(3) the amount of federal revenue sharing funds and certified
 shares that were used by the civil taxing unit (or any special
 taxing district, authority, board, or other entity formed to
 discharge governmental services or functions on behalf of or
 ordinarily attributable to the civil taxing unit) to reduce its ad
 valorem property tax levies below the limits imposed by
 33 IC 6-1.1-18.5; plus

34 in the case of a county, an amount equal to the property taxes
 35 by the county in 1999 for the county's welfare fund and
 36 **plus**

37 **in the case of a county, an amount equal to the property**
 38 **imposed by the county in 2000 for the county's family**

39
 40 (b)
 41 certified
 42 units.
 43 percentage
 44 to

taxing units of the county.

(c) The local government tax control board established by

1 IC 6-1.1-18.5-11 shall determine the attributed levies of civil taxing
 2 units that are entitled to receive certified shares during a calendar year.
 3 If the ad valorem property tax levy of any special taxing district,
 4 authority, board, or other entity is attributed to another civil taxing unit
 5 under subsection (b)(2), then the special taxing district, authority,
 6 board, or other entity shall not be treated as having an attributed levy
 7 of its own. The local government tax control board shall certify the
 8 attributed levy amounts to the appropriate county auditor. The county
 9 auditor shall then allocate the certified shares among the civil taxing
 10 units of his county.

11 (d) Certified shares received by a civil taxing unit shall be treated
 12 as additional revenue for the purpose of fixing its budget for the
 13 calendar year during which the certified shares will be received. The
 14 certified shares may be allocated to or appropriated for any purpose,
 15 including property tax relief or a transfer of funds to another civil
 16 taxing unit whose levy was attributed to the civil taxing unit in the
 17 determination of its attributed levy.

18 SECTION 10. IC 6-3.5-6-17.6, AS AMENDED BY P.L.273-1999,
 19 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JANUARY 1, 2001]: Sec. 17.6. (a) This section applies to a county
 21 containing a consolidated city.

22 (b) On or before July 15 of each year, the budget agency shall make
 23 the following calculation:

24 STEP ONE: Determine the cumulative balance in a county's
 25 account established under section 16 of this chapter as of the end
 26 of the current calendar year.

27 STEP TWO: Divide the amount estimated under section 17(b) of
 28 this chapter before any adjustments are made under section 17(c)
 29 or 17(d) of this chapter by twelve (12).

30 STEP THREE: Multiply the STEP TWO amount by three (3).

31 STEP FOUR: Subtract the amount determined in STEP THREE
 32 from the amount determined in STEP ONE.

33 (c) For 1995, the budget agency shall certify the STEP FOUR
 34 amount to the county auditor on or before July 15, 1994. Not later than
 35 January 31, 1995, the auditor of state shall distribute the STEP FOUR
 36 amount to the county auditor to be used to retire outstanding
 37 obligations for a qualified economic development tax project (as
 38 defined in IC 36-7-27-9).

39 (d) After 1995, the STEP FOUR amount shall be distributed to the
 40 county auditor in January of the ensuing calendar year. The STEP
 41 FOUR amount shall be distributed by the county auditor to the civil
 42 taxing units within thirty (30) days after the county auditor receives the
 43 distribution. Each civil taxing unit's share equals the STEP FOUR
 44 amount multiplied by the quotient of:

45 (1) the maximum permissible property tax levy under
 46 IC 6-1.1-18.5 for the civil taxing unit, plus, for a county, an

2 amount equal to the property taxes imposed by the county in 1999
 3 for the county's welfare administration fund **an amount**
 4 **to the property taxes imposed by the county in 2000 for**
 5 divided by
 6 the sum of the maximum permissible property tax levies under
 7 6-1.1-18.5 for all civil taxing units of the county, plus an
 8 equal to the property taxes imposed by the county in 1999
 9 the county's welfare administration fund **and**
equal
the county's family and children's fund.

12 SECTION 11. IC 6-3.5-6-18, AS AMENDED BY P.L.273-1999,
 13 SECTION 71, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

receives under this chapter shall be used to:

- (1) replace the amount, if any, of property tax revenue lost due to the allowance of an increased homestead credit within the county;
- (2) fund the operation of a public communications system and computer facilities district as provided in an election, if any, made by the county fiscal body under IC 36-8-15-19(b);
- 19 fund the operation of a public transportation corporation as
- 20 in an election, if any, made by the county fiscal body
- 21
- 22
- (4) make payments permitted under IC 36-7-15.1-17.5;
- (5) make payments permitted under subsection ~~(f)~~; **(i)**; and
- (6) make distributions of distributive shares to the civil taxing units of a county.

26 The county auditor shall retain from the payments of the county's
 27
 28
 29 to
 30 shall
 31 the county as
 32 manner
 revenue loss due to the allowance of an increased homestead credit.

(c) The county auditor shall retain the amount, if any, specified by the county fiscal body for a particular calendar year under subsection ~~(f)~~; IC
 36 county's
 37 auditor
 38 county.

(d) All certified distribution revenues that are not retained and distributed under subsections (b) and (c) shall be distributed to the civil taxing units of the county as distributive shares.

42 a
 43 following:
 44 (1) The amount of revenue that is to be distributed as distributive

1 shares during that month; multiplied by
 2 (2) A fraction. The numerator of the fraction equals the total
 3 property taxes that are first due and payable to the civil taxing
 4 unit during the calendar year in which the month falls, plus, for a
 5 county, an amount equal to the property taxes imposed by the
 6 county in 1999 for the county's welfare fund and welfare
 7 administration fund **and an amount equal to the property taxes**
 8 **imposed by the county in 2000 for the county's family and**
 9 **children's fund.** The denominator of the fraction equals the sum
 10 of the total property taxes that are first due and payable to all civil
 11 taxing units of the county during the calendar year in which the
 12 month falls, plus an amount equal to the property taxes imposed
 13 by the county in 1999 for the county's welfare fund and welfare
 14 administration fund **and an amount equal to the property taxes**
 15 **imposed by the county in 2000 for the county's family and**
 16 **children's fund.**

17 (f) The state board of tax commissioners shall provide each county
 18 auditor with the fractional amount of distributive shares that each civil
 19 taxing unit in the auditor's county is entitled to receive monthly under
 20 this section.

21 (g) Notwithstanding subsection (e), if a civil taxing unit of an
 22 adopting county does not impose a property tax levy that is first due
 23 and payable in a calendar year in which distributive shares are being
 24 distributed under this section, that civil taxing unit is entitled to receive
 25 a part of the revenue to be distributed as distributive shares under this
 26 section within the county. The fractional amount such a civil taxing
 27 unit is entitled to receive each month during that calendar year equals
 28 the product of the following:

29 (1) The amount to be distributed as distributive shares during that
 30 month; multiplied by

31 (2) A fraction. The numerator of the fraction equals the budget of
 32 that civil taxing unit for that calendar year. The denominator of
 33 the fraction equals the aggregate budgets of all civil taxing units
 34 of that county for that calendar year.

35 (h) If for a calendar year a civil taxing unit is allocated a part of a
 36 county's distributive shares by subsection (g), then the formula used in
 37 subsection (e) to determine all other civil taxing units' distributive
 38 shares shall be changed each month for that same year by reducing the
 39 amount to be distributed as distributive shares under subsection (e) by
 40 the amount of distributive shares allocated under subsection (g) for that
 41 same month. The state board of tax commissioners shall make any
 42 adjustments required by this subsection and provide them to the
 43 appropriate county auditors.

44 (†) (i) Notwithstanding any other law, a county fiscal body may
 45 pledge revenues received under this chapter to the payment of bonds
 46 or lease rentals to finance a qualified economic development tax

project under IC 36-7-27 in that county or in any other county if the county fiscal body determines that the project will promote significant opportunities for the gainful employment or retention of employment of the county's residents.

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12. IC 6-3.5-6-18.5, AS AMENDED BY P.L.273-1999, SECTION 72, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE 1, 2001]: Sec. 18.5. (a) This section applies to a county

(b)
shares
city is entitled to receive during a month equals the following:

(1) For the calendar year beginning January 1, 1995, calculate the total amount of revenues that are to be distributed as distributive shares during that month multiplied by the following factor:

- .0251
- .00217
- .0023
- .01177
- .01130
- .01865
- .01359
- .01346
- .01307
- .00858
- .00845
- .00025
- .00722
- .86409

Notwithstanding subdivision (1), for the calendar year January 1, 1995, the distributive shares for each civil unit in a county containing a consolidated city shall be not

- Center Township
- Decatur Township
- Franklin Township
- Lawrence Township
- Perry Township
- Pike Township
- Warren Township
- Washington Township
- Wayne Township
- Lawrence-City
- Beech Grove
- Southport
- Speedway

(3) For each year after 1995, calculate the total amount of

- 1 revenues that are to be distributed as distributive shares during
- 2 that month as follows:
- 3 STEP ONE: Determine the total amount of revenues that were
- 4 distributed as distributive shares during that month in calendar
- 5 year 1995.
- 6 STEP TWO: Determine the total amount of revenue that the
- 7 department has certified as distributive shares for that month
- 8 under section 17 of this chapter for the calendar year.
- 9 STEP THREE: Subtract the STEP ONE result from the STEP
- 10 TWO result.
- 11 STEP FOUR: If the STEP THREE result is less than or equal
- 12 to zero (0), multiply the STEP TWO result by the ratio
- 13 established under subdivision (1).
- 14 STEP FIVE: Determine the ratio of:
- 15 (A) the maximum permissible property tax levy under
- 16 IC 6-1.1-18.5 ~~and IC 6-1.1-18.6~~ for each civil taxing unit for
- 17 the calendar year in which the month falls, plus, for a
- 18 county, an amount equal to the property taxes imposed by
- 19 the county in 1999 for the county's welfare fund and welfare
- 20 administration fund **plus the property taxes imposed by**
- 21 **the county in 2000 for a county family and children's**
- 22 **fund;** divided by
- 23 (B) the sum of the maximum permissible property tax levies
- 24 under IC 6-1.1-18.5 ~~and IC 6-1.1-18.6~~ for all civil taxing
- 25 units of the county during the calendar year in which the
- 26 month falls, and an amount equal to the property taxes
- 27 imposed by the county in 1999 for the county's welfare fund
- 28 and welfare administration fund **plus the property taxes**
- 29 **imposed by the county in 2000 for a county family and**
- 30 **children's fund.**
- 31 STEP SIX: If the STEP THREE result is greater than zero (0),
- 32 the STEP ONE amount shall be distributed by multiplying the
- 33 STEP ONE amount by the ratio established under subdivision
- 34 (1).
- 35 STEP SEVEN: For each taxing unit determine the STEP FIVE
- 36 ratio multiplied by the STEP TWO amount.
- 37 STEP EIGHT: For each civil taxing unit determine the
- 38 difference between the STEP SEVEN amount minus the
- 39 product of the STEP ONE amount multiplied by the ratio
- 40 established under subdivision (1). The STEP THREE excess
- 41 shall be distributed as provided in STEP NINE only to the civil
- 42 taxing units that have a STEP EIGHT difference greater than
- 43 or equal to zero (0).
- 44 STEP NINE: For the civil taxing units qualifying for a
- 45 distribution under STEP EIGHT, each civil taxing unit's share
- 46 equals the STEP THREE excess multiplied by the ratio of:

- 1 (A) the maximum permissible property tax levy under
- 2 IC 6-1.1-18.5 ~~and IC 6-1.1-18.6~~ for the qualifying civil
- 3 taxing unit during the calendar year in which the month
- 4 falls, plus, for a county, an amount equal to the property
- 5 taxes imposed by the county in 1999 for the county's welfare
- 6 fund and welfare administration fund **plus the property**
- 7 **taxes imposed by the county in 2000 for a county family**
- 8 **and children's fund;** divided by
- 9 (B) the sum of the maximum permissible property tax levies
- 10 under IC 6-1.1-18.5 ~~and IC 6-1.1-18.6~~ for all qualifying civil
- 11 taxing units of the county during the calendar year in which
- 12 the month falls, and an amount equal to the property taxes
- 13 imposed by the county in 1999 for the county's welfare fund
- 14 and welfare administration fund **plus the property taxes**
- 15 **imposed by the county in 2000 for a county family and**
- 16 **children's fund.**

17 SECTION 13. IC 6-3.5-7-12, AS AMENDED BY P.L.124-1999,
 18 SECTION 1, AND AS AMENDED BY P.L.273-1999, SECTION 74,
 19 IS AMENDED AND IS CORRECTED TO READ AS FOLLOWS
 20 [EFFECTIVE JANUARY 1, 2001]: Sec. 12. (a) Except as provided in
 21 section 23 of this chapter, the county auditor shall distribute in the
 22 manner specified in this section the certified distribution to the county.

23 (b) Except as provided in subsections (c) and (h) and section 15 of
 24 this chapter, the amount of the certified distribution that the county and
 25 each city or town in a county is entitled to receive during May and
 26 November of each year equals the product of the following:

- 27 (1) The amount of the certified distribution for that month;
- 28 multiplied by
- 29 (2) A fraction. The numerator of the fraction equals the sum of the
- 30 following:
 - 31 (A) Total property taxes that are first due and payable to the
 - 32 county, city, or town during the calendar year in which the
 - 33 month falls; *plus*
 - 34 (B) For a county, an amount equal to the property taxes
 - 35 imposed by the county in 1999 for the county's welfare fund
 - 36 and welfare administration fund **and an amount equal to the**
 - 37 **property taxes imposed by the county in 2000 for the**
 - 38 **county's family and children's fund.**

39 The denominator of the fraction equals the sum of the total
 40 property taxes that are first due and payable to the county and all
 41 cities and towns of the county during the calendar year in which
 42 the month falls, plus an amount equal to the property taxes
 43 imposed by the county in 1999 for the county's welfare fund and
 44 welfare administration fund **and an amount equal to the**
 45 **property taxes imposed by the county in 2000 for the county's**
 46 **family and children's fund.**

1 (c) This subsection applies to a county council or county income tax
2 council that imposes a tax under this chapter after June 1, 1992. The
3 body imposing the tax may adopt an ordinance before July 1 of a year
4 to provide for the distribution of certified distributions under this
5 subsection instead of a distribution under subsection (b). The following
6 apply if an ordinance is adopted under this subsection:

7 (1) The ordinance is effective January 1 of the following year.

8 (2) The amount of the certified distribution that the county and
9 each city and town in the county is entitled to receive during May
10 and November of each year equals the product of:

11 (A) the amount of the certified distribution for the month;
12 multiplied by

13 (B) a fraction. For a city or town, the numerator of the fraction
14 equals the population of the city or the town. For a county, the
15 numerator of the fraction equals the population of the part of
16 the county that is not located in a city or town. The
17 denominator of the fraction equals the sum of the population
18 of all cities and towns located in the county and the population
19 of the part of the county that is not located in a city or town.

20 (3) The ordinance may be made irrevocable for the duration of
21 specified lease rental or debt service payments.

22 (d) The body imposing the tax may not adopt an ordinance under
23 subsection (c) if, before the adoption of the proposed ordinance, any of
24 the following have pledged the county economic development income
25 tax for any purpose permitted by IC 5-1-14 or any other statute:

26 (1) The county.

27 (2) A city or town in the county.

28 (3) A commission, a board, a department, or an authority that is
29 authorized by statute to pledge the county economic development
30 income tax.

31 (e) The state board of tax commissioners shall provide each county
32 auditor with the fractional amount of the certified distribution that the
33 county and each city or town in the county is entitled to receive under
34 this section.

35 (f) Money received by a county, city, or town under this section
36 shall be deposited in the unit's economic development income tax fund.

37 (g) Except as provided in subsection (b)(2)(B), in determining the
38 fractional amount of the certified distribution the county and its cities
39 and towns are entitled to receive under subsection (b) during a calendar
40 year, the state board of tax commissioners shall consider only property
41 taxes imposed on tangible property subject to assessment in that
42 county.

43 (h) In a county having a consolidated city, only the consolidated city
44 is entitled to the certified distribution, subject to the requirements of
45 section 15 of this chapter.

46 SECTION 14. IC 12-7-2-45 IS AMENDED TO READ AS

1 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 45. "County
2 office" refers to a county office of family and children **within the**
3 **division of family and children.**

4 SECTION 15. IC 12-13-5-5, AS AMENDED BY P.L.273-1999,
5 SECTION 80, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 JANUARY 1, 2001]: Sec. 5. (a) Each county auditor shall keep records
7 and make reports relating to the county welfare fund (before July 1,
8 2001), the family and children's fund (**before July 1, 2002**), and other
9 financial transactions as required under IC 12-13 through IC 12-19 and
10 as required by the division.

11 (b) All records provided for in IC 12-13 through IC 12-19 shall be
12 kept, prepared, and submitted in the form required by the division and
13 the state board of accounts.

14 SECTION 16. IC 12-17-3-2 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 2. (a) This section
16 does not apply to a county department's:

- 17 (1) administrative expenses; or
- 18 (2) expenses regarding facilities, supplies, and equipment.

19 (b) Necessary expenses incurred in the administration of the child
20 welfare services under section 1 of this chapter shall be paid out of the
21 ~~county welfare fund or the~~ county family and children's fund.
22 (~~whichever is appropriate~~).

23 SECTION 17. IC 12-19-1-21, AS ADDED BY P.L.273-1999,
24 SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JANUARY 1, 2001]: Sec. 21. (a) Notwithstanding any other law, after
26 December 31, 1999, a county may not impose any of the following:

- 27 (1) A property tax levy for a county welfare fund.
- 28 (2) A property tax levy for a county welfare administration fund.

29 **(b) Notwithstanding any other law, after December 31, 2000, a**
30 **county may not impose a property tax levy for a county family and**
31 **children's fund.**

32 SECTION 18. IC 12-19-1-22, AS ADDED BY P.L.273-1999,
33 SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
34 JANUARY 1, 2001]: Sec. 22. (a) All bonds issued and loans made
35 under IC 12-1-11 (before its repeal) or this article:

- 36 (1) before January 1, 2000, that are payable from property taxes
37 imposed under IC 12-19-3 (before its repeal); **or**
- 38 (2) **before January 1, 2001, that were payable from property**
39 **taxes imposed under IC 12-19-7-3 (before the elimination of**
40 **authority to impose a property tax levy under IC 12-9-7-3);**

41 ~~(†)~~ are direct general obligations of the county issuing the bonds or
42 making the loans and ~~(‡)~~ are payable out of unlimited ad valorem taxes
43 that shall be levied and collected on all taxable property within the
44 county.

45 (b) Each official and body responsible for the levying of taxes for
46 the county must ensure that sufficient levies are made to meet the

1 principal and interest on the bonds and loans at the time fixed for the
2 payment of the principal and interest, without regard to any other
3 statute. If an official or a body fails or refuses to make or allow a
4 sufficient levy required by this section, the bonds and loans and the
5 interest on the bonds and loans shall be payable out of the county
6 general fund without appropriation.

7 SECTION 19. IC 12-19-1.5-6, AS ADDED BY P.L.273-1999,
8 SECTION 94, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2000]: Sec. 6. As used in this chapter, "replacement amount"
10 means the sum of:

11 (1) the property taxes imposed on the assessed value of property
12 in the allocation area in excess of the base assessed value in 1999
13 for:

- 14 (1) ~~(A)~~ (A) the county welfare fund; and
- 15 ~~(2)~~ (B) the county welfare administration fund; **and**
- 16 **(2) the property taxes imposed on the assessed value of**
- 17 **property in the allocation area in excess of the base assessed**
- 18 **value in 2000 for the county family and children's fund.**

19 SECTION 20. IC 12-19-1.5-8, AS ADDED BY P.L.273-1999,
20 SECTION 94, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 JULY 1, 2000]: Sec. 8. (a) This chapter applies to an allocation area:

22 (1) in which:

- 23 ~~(1)~~ (A) the holders of obligations received a pledge before July
- 24 1, 1999, of tax increment revenues to repay any part of the
- 25 obligations due after December 31, 1999; and
- 26 ~~(2)~~ (B) the elimination of a county welfare fund property tax
- 27 levy or a county welfare administration fund property tax levy
- 28 adversely affects the ability of the governing body to repay the
- 29 obligations described in ~~subdivision (1):~~ **clause (A); or**

30 (2) in which:

- 31 **(A) the holders of obligations received a pledge before July**
- 32 **1, 2000, of tax increment revenues to repay any part of the**
- 33 **obligations due after December 31, 2000; and**
- 34 **(B) the elimination of a county family and children's fund**
- 35 **property tax levy adversely affects the ability of the**
- 36 **governing body to repay the obligations described in clause**
- 37 **(A).**

38 (b) A governing body may use one (1) or more of the procedures
39 described in sections 9 through 11 of this chapter to provide sufficient
40 funds to repay the obligations described in subsection (a). The amount
41 raised each year may not exceed the replacement amount.

42 SECTION 21. IC 12-19-1.5-9, AS ADDED BY P.L.273-1999,
43 SECTION 94, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
44 JANUARY 1, 2001]: Sec. 9. (a) A governing body may, after a public
45 hearing, impose a special assessment on the owners of property that is
46 located in an allocation area to repay:

- 1 (1) a bond or an obligation described in ~~section 8~~ **section 8(a)(1)**
- 2 of this chapter that comes due after December 31, 1999; **or**
- 3 **(2) a bond or an obligation described in section 8(a)(2) of this**
- 4 **chapter that comes due after December 31, 2000.**

5 The amount of a special assessment for a taxpayer shall be determined
 6 by multiplying the replacement amount by a fraction, the denominator
 7 of which is the total incremental assessed value in the allocation area,
 8 and the numerator of which is the incremental assessed value of the
 9 taxpayer's property in the allocation area.

10 (b) Before a public hearing under subsection (a) may be held, the
 11 governing body must publish notice of the hearing under IC 5-3-1. The
 12 notice must state that the governing body will meet to consider whether
 13 a special assessment should be imposed under this chapter and whether
 14 the special assessment will help the governing body realize the
 15 redevelopment or economic development objectives for the allocation
 16 area or honor its obligations related to the allocation area. The notice
 17 must also name a date when the governing body will receive and hear
 18 remonstrances and objections from persons affected by the special
 19 assessment. All persons affected by the hearing, including all taxpayers
 20 within the allocation area, shall be considered notified of the pendency
 21 of the hearing and of subsequent acts, hearings, and orders of the
 22 governing body by the notice. At the hearing, which may be adjourned
 23 from time to time, the governing body shall hear all persons affected by
 24 the proceedings and shall consider all written remonstrances and
 25 objections that have been filed. The only grounds for remonstrance or
 26 objection are that the special assessment will not help the governing
 27 body realize the redevelopment or economic development objectives
 28 for the allocation area or honor its obligations related to the allocation
 29 area. After considering the evidence presented, the governing body
 30 shall take final action concerning the proposed special assessment. The
 31 final action taken by the governing body shall be recorded and is final
 32 and conclusive, except that an appeal may be taken in the manner
 33 prescribed by subsection (c).

34 (c) A person who filed a written remonstrance with a governing
 35 body under subsection (b) and is aggrieved by the final action taken
 36 may, within ten (10) days after that final action, file in the office of the
 37 clerk of the circuit or superior court a copy of the order of the
 38 governing body and the person's remonstrance or objection against that
 39 final action, together with a bond conditioned to pay the costs of appeal
 40 if the appeal is determined against the person. The only ground of
 41 remonstrance or objection that the court may hear is whether the
 42 proposed assessment will help achieve the redevelopment of economic
 43 development objectives for the allocation area or honor its obligations
 44 related to the allocation area. An appeal under this subsection shall be
 45 promptly heard by the court without a jury. All remonstrances or
 46 objections upon which an appeal has been taken must be consolidated,

1 heard, and determined within thirty (30) days after the time of the filing
2 of the appeal. The court shall hear evidence on the remonstrances or
3 objections, and may confirm the final action of the governing body or
4 sustain the remonstrances or objections. The judgment of the court is
5 final and conclusive, unless an appeal is taken as in other civil actions.

6 (d) The maximum amount of a special assessment under this section
7 may not exceed the replacement amount.

8 (e) A special assessment shall be imposed and collected in the same
9 manner as ad valorem property taxes are imposed and collected.

10 SECTION 22. IC 12-19-7-3 IS AMENDED TO READ AS
11 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 3. (a) A family
12 and children's fund is established in each county. ~~The fund shall be~~
13 ~~raised by a separate tax levy (the county family and children property~~
14 ~~tax levy) that:~~

- 15 ~~(1) is in addition to all other tax levies authorized; and~~
- 16 ~~(2) shall be levied annually by the county fiscal body on all~~
17 ~~taxable property in the county in the amount necessary to raise the~~
18 ~~part of the fund that the county must raise to pay the items;~~
19 ~~awards, claims, allowances, assistance, and other expenses set~~
20 ~~forth in the annual budget under section 6 of this chapter.~~

21 (b) ~~The tax imposed under this section shall be collected as other~~
22 ~~state and county ad valorem taxes are collected. **Notwithstanding any**~~
23 ~~other law, after December 31, 2000, a county may not impose a~~
24 ~~property tax levy for the family and children's fund.~~

25 (c) The following shall be paid into the county treasury and
26 constitute the family and children's fund:

- 27 ~~(1) All receipts from the tax imposed under this section.~~
- 28 ~~(2) (1) All grants-in-aid, money allocated by the division to the~~
29 ~~county whether received from the federal government or state~~
30 ~~government.~~
- 31 ~~(3) (2) Any other money required by law to be placed in the fund.~~

32 (d) The fund is available for the purpose of paying expenses and
33 obligations set forth in the annual budget that is submitted and
34 approved.

35 SECTION 23. IC 12-19-7-6 IS AMENDED TO READ AS
36 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 6. (a) **The judges**
37 **of the courts with juvenile jurisdiction in the county shall annually**
38 **compile and submit a proposed budget for children served by the**
39 **probation department of the county. The judges shall submit the**
40 **proposed budget to the county director on forms prescribed by the**
41 **division, not later than March 1 of each year, for the next state**
42 **fiscal year.**

43 (b) **The budget for children served by the probation department**
44 **shall contain an estimate of the amount of money that will be**
45 **needed by the county office during the state fiscal year to defray**
46 **the expenses and obligations of the fund in the payment of:**

(1) services for children adjudicated to be delinquent or children for whom a program of informal adjustment has been implemented under IC 31-37; and other services related to the services described in

but not including the payment of Title IV-A assistance.

(c) The county director — the advice — the judges — the courts — juvenile jurisdiction — the county; shall annually compile and adopt a child services budget, which include the budget ed by the judges under subsection (a). The budget must be in a form prescribed by the — board of — The budget — not exceed — levy limitation — forth in — 6-1.1-18.6: division.

— (d) child services amo next fiscal year to defray the expenses and obligations incurred the county office in the payment of services for children adjudicated be children in need of services or delinquent children and other services, including county's IC but not including the payment of AFDC: Title IV-A assistance.

24. IC 12-19-7-7 IS AMENDED TO READ AS [EFFECTIVE JANUARY 1, 2001]: Sec. 7. (a) The — director shall; — the assistance — the judges — courts with — jurisdiction in — county and — the same — the budget — compiled and — recommend to — division the — levy that — director and — determine will — required to — the amount — revenue necessary — pay the — and obligations — the county — set forth — the budget — section 6 — this chapter: — the tax — may not — the maximum — e — set forth — IC 6-1.1-18.6 — nd — budget may — exceed the — limitation set — in IC —

(b) shall and — tax levy — by the — director; and — judges of — with juvenile jurisdiction — the county; to the division later than April 1. The division shall examine the budget — the tax — for the purpose of determining

(1) defray that will be incurred by the county office in the payment of child services for the next fiscal year. and

(2) — tax levy — ended — yield the — of the — set forth — the budget: budget submitted under this section is not subject to the

1 **provisions of IC 6-1.1-17 and IC 6-1.1-18.**

2 SECTION 25. IC 12-19-7-8 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 8. (a) The
4 division may do **any of** the following after examining a budget
5 submitted by the county ~~office:~~ **director:**

6 (1) Increase or decrease the amount of the budget or an item of
7 the budget. ~~subject to the maximum levy set forth in~~
8 ~~IC 6-1.1-18.6.~~

9 (2) Approve the budget as compiled by the county director. ~~and~~
10 ~~judges of courts with juvenile jurisdiction in the county.~~

11 (3) Recommend the increase or decrease of the tax levy; subject
12 to the maximum levy set forth in IC 6-1.1-18.6.

13 (4) Approve the tax levy as recommended by the county director
14 and judges of courts with juvenile jurisdiction in the county.

15 (b) **The total amount of all approved child services' budgets may**
16 **not exceed the total amount appropriated for child services for the**
17 **applicable state fiscal year.**

18 SECTION 26. IC 12-19-7-11 IS AMENDED TO READ AS
19 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 11. ~~In September~~
20 ~~of each year; at the time provided by law;~~ (a) The county fiscal body
21 shall ~~do the following:~~

22 (1) make the appropriations out of the family and children's fund
23 that are:

24 (A) (1) based on the budget as ~~submitted;~~ **approved by the**
25 **division;** and

26 (B) (2) necessary to maintain the child services of the county
27 for the next **state** fiscal year. ~~subject to the maximum levy set~~
28 ~~forth in IC 6-1.1-18.6.~~

29 (2) Levy a tax in an amount necessary to produce the appropriated
30 money:

31 (b) **The division shall make advances to the county family and**
32 **children's fund to ensure that the amounts deposited in the county**
33 **family and children's fund are adequate to meet the expenses that**
34 **are to be paid from the fund. Amounts necessary to make the**
35 **advances under this subsection are appropriated from the state**
36 **general fund.**

37 (c) **The provisions of IC 6-1.1-18 concerning appropriations do**
38 **not apply to appropriations of money from a county family and**
39 **children's fund.**

40 (d) **Notwithstanding IC 36, a county is not required to publish**
41 **notice of any claim or allowance that will be paid from the county**
42 **family and children's fund.**

43 SECTION 27. IC 12-19-7-11.1 IS AMENDED TO READ AS
44 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 11.1. (a) The
45 judges of the courts with juvenile jurisdiction in the county and the
46 county director shall meet with the ~~county fiscal body~~ **county's child**

1 **protection team established under IC 31-33-3**

2 (1) in _____ and
3 (2) _____ June 30 _____ before October _____
4 **in before April 1 of** each year.

5 (b) At a meeting required in subsection (a), the county director
6 **judges** _____ shall present to the _____ fiscal
7 **body** _____ the judges the following _____ **information:**

8 (1) Expenditures made
9 _____ during the immedia _____ preceding calendar _____
10 **current** _____ from the family and children's fund
11 _____ one-fourth _____ of
12 appropriations _____ county _____ body **division** for
13 the calendar _____ and
14 _____ from the _____ in the _____ calendar quarter _____
15 _____ of the _____ (2) preceding _____ years:

16 (2) Obligations incurred _____ the end _____ the immediately
17 _____ calendar quarter _____ **the current state fiscal year**
18 will be payable from the family and children's fund during the
19 of the calendar **current state fiscal** _____ or in _____
20 subsequent calendar _____

21 (3)
22 children's
23 the immediately _____ calendar quarter, _____ **state fiscal**
24 in comparison to the corresponding _____ quarter of each
25 of the two (2) _____ calendar _____ **preceding the current**
26 **state fiscal year.**

27 The number and type of out-of-home placements, by category,
28 which the family and children's fund was required to provide
29 for foster home care or institutional placement, and the
30 daily, weekly or monthly cost of out of home placement
31 and services by category, during the immediately preceding
32 _____ quarter, **current state fiscal year,** _____ the
33 _____ calendar quarter _____ each of the two (2) _____
34 calendar _____ **preceding the current state fiscal year.**

35 The number of children, by category, for whom the family and
36 fund was required to provide funds for services for
37

38 (other
39 average _____ immediately
40 _____ calendar quarter, _____ **state fiscal year,** in
41 comparison to _____ corresponding calendar _____ for
42 two (2) _____ calendar _____ **preceding the current state**
43 **fiscal year.**

44 In preparing the r _____ **information**
45 the county director _____ **judges** may use the best _____ **dat**
46 reasonably _____ **courts, the**

and the county family and children's fund for calendar — before
1998:

(d) each meeting described in subsection (a), the county
fiscal — judges and county director may
— discuss and suggest procedures to provide child welfare
and
— consider actions — including revision — budgeting
procedures, — eliminate or — any anticipated — for
short — borrowing for — family and — fund under —
provisions of — chapter or — 12-19-5.

SECTION 28. IC 12-19-7-15 IS AMENDED TO READ AS
FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 15. (a) If at any
time the county director determines that the family and children's fund
is exhausted or will be exhausted before the close of a fiscal year,
county director shall prepare an estimate and statement showing the
of money, in addition to the money already made available, that
be necessary to defray the expenses of the county office and pay
obligations of the county office, excluding administrative expenses
facilities, supplies, and equipment expenses for the county office,
the administration of the county office's activities for the unexpired
state fiscal year.

(b) The county director shall do the following:
Certify the estimate and statement to the ~~count~~ executive
director.
File the estimate — a county —
director concerning:
(A) the reasons why the family and children's fund is
exhausted or will be exhausted; and
what actions have been taken by the county office to

SECTION
CODE NEW SECTION TO READ AS FOLLOWS
[EFFECTIVE JANUARY 1, 2001]: 21.5. Notwithstanding any
law, the state shall fund one hundred percent (100%) of the
services, and activities paid from county family and

SECTION
FOLLOWS
does not apply to

- (1) statute, per diem of jurors, and salaries of officers of a court.
- (2) Claims that will be paid from a county family and children's fund.

The county auditor shall publish all claims that have been filed
the consideration of the county executive and shall publish all

1 consideration of the executive shall be published at least three (3) days
2 before each session of the executive, and court allowances shall be
3 published at least three (3) days before the issuance of warrants in
4 payment of those allowances. In publication of itemized statements
5 filed by assistant highway supervisors for consideration of the
6 executive, the auditor shall publish the name of each party and the total
7 amount due each party named in the itemized statements. Notice of
8 claims filed for consideration of the county executive must state their
9 amounts and to whom they are made. Claims and allowances subject
10 to this section shall be published as prescribed by IC 5-3-1, except that
11 only one (1) publication in two (2) newspapers is required.

12 (c) A member of the county executive who considers or allows a
13 claim, or a county auditor who issues warrants in payment of
14 allowances made by the county executive or a court of the county,
15 before compliance with subsection (b), commits a Class C infraction.

16 (d) A county auditor shall publish one (1) time in accordance with
17 IC 5-3-1 a notice of all allowances made by a circuit or superior court.
18 The notice must be published within sixty (60) days after the
19 allowances are made and must state their amount, to whom they are
20 made, and for what purpose they are made.

21 SECTION 31. THE FOLLOWING ARE REPEALED [EFFECTIVE
22 JANUARY 1, 2001]: IC 6-1.1-18.6; IC 12-19-5; IC 12-19-7-4;
23 IC 12-19-7-5; IC 12-19-7-9; IC 12-19-7-10; IC 12-19-7-16;
24 IC 12-19-7-17; IC 12-19-7-18; IC 12-19-7-19; IC 12-19-7-20;
25 IC 12-19-7-21; IC 12-19-7-22; IC 12-19-7-23; IC 12-19-7-24;
26 IC 12-19-7-25; IC 12-19-7-26; IC 12-19-7-27; IC 12-19-7-28;
27 IC 12-19-7-29; IC 12-19-7-30; IC 12-19-7-31; IC 12-19-7-32;
28 IC 12-19-7-33.

29 SECTION 32. [EFFECTIVE JULY 1, 2000] (a) **The division of
30 family and children shall conduct a hearing on the claims payment
31 process for county family and children's funds.**

32 (b) **The division shall submit a report to the governor and the
33 legislative council before January 1, 2001. The report must include
34 a recommendation concerning whether the payment of claims for
35 children's services is to be performed in a centralized or**

36 **decentralized manner.**

37 (c) **This SECTION expires January 1, 2003."**

38 **Renumber all SECTIONS consecutively.**

Representative Dumezich