

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WITHDRAWN	Noes _____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

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1010 be amended to read as follows:

1           Page 1, between the enacting clause and line 1, begin a new  
2 paragraph and insert:  
3           "SECTION 1. IC 4-20.5-7-1 IS AMENDED TO READ AS  
4 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) This chapter  
5 applies to the disposition of state property, with or without  
6 consideration.  
7           (b) This chapter does not authorize the transfer of property held in  
8 trust by the state unless the transfer is consistent with the terms of the  
9 trust.  
10           (c) Except as provided in **section 1.5 of this chapter and**  
11 **IC 8-23-7-15**, this chapter does not apply to the sale of state property,  
12 including structures to be removed from state property, under the  
13 control of the department of transportation.  
14           SECTION 2. IC 4-20.5-7-1.5 IS ADDED TO THE INDIANA  
15 CODE AS A **NEW SECTION TO READ AS FOLLOWS**  
16 **[EFFECTIVE UPON PASSAGE]: Sec. 1.5. An agency, including the**  
17 **department of transportation, or a state educational institution**  
18 **may not transfer ownership or control of property acquired**  
19 **through the use of eminent domain to a private person unless the**  
20 **property is not being used by or is not usable by any:**  
21           **(1) agency, including the department of transportation; or**  
22           **(2) state educational institution."**  
23           Renumber all SECTIONS consecutively.  
              (Reference is to HB 1010 as printed January 11, 2006.)

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Representative Dvorak