SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 280 be amended to read as follows:

Page 1, delete lines 1 through 17.
Delete pages 2 through 39.
Page 40, delete lines1 through 27.
Page 43, between lines 34 and 35, begin a new paragraph and insert:
"SECTION 3. IC 6-1.1-18.5-22 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: **Sec. 22. (a) The ad valorem property tax levy limits imposed by this chapter do not apply to ad valorem property taxes imposed by a consolidated city to pay or fund any indebtedness assumed, defeased, paid, or refunded under IC 36-3-1-6.1.**

(b) For purposes of this section:

(1) "consolidating entity" means:

(A) a township; or

(B) a fire protection territory;

whose fire department is consolidated into the fire department of a consolidated city under IC 36-3-1-6.1; and

(2) "maximum levy" means the maximum permissible ad valorem property tax levy under section 3 of this chapter.

(c) The maximum levy of a consolidated city for property taxes first due and payable in 2009, 2010, and 2011 is the sum of:

(1) the maximum levy of the consolidated city for property taxes first due and payable in 2009 determined without regard to this section; plus

(2) the amount equal to the combined property tax levies of each consolidating entity for property taxes first due and payable in 2008 for fire protection and related services.

(d) The maximum levy for property taxes first due and payable in 2009 is reduced for each consolidating entity other than a township by the amount equal to the property tax levy of the consolidating entity for taxes first due and payable in 2008 for any

services and operations for which responsibility is transferred to the consolidated city in 2009.

(e) The maximum levy of a consolidating entity that is a township for the township's firefighting fund for property taxes first due and payable after 2008 is zero (0).

(f) For purposes of determining the maximum levy for property taxes first due and payable in 2012 for an entity for which the maximum levy determined under this section for property taxes first due and payable in 2011 is greater than zero (0), the maximum levy to be used in:

(1) STEP ONE of section 3(a) of this chapter; or

(2) STEP ONE of section 3(b) of this chapter;

is the maximum levy determined under this section for the entity for property taxes first due and payable in 2011.".

Page 50, delete lines 29 through 38.

Page 51, delete lines 39 through 42.

Delete pages 52 through 53.

Page 54, delete lines 1 through 6.

Page 55, delete lines 14 through 30.

Page 59, delete lines 38 through 40.

Page 61, delete lines 20 through 42.

Page 62, delete lines 1 through 19.

Renumber all SECTIONS consecutively.

(Reference is to SB 280 as reprinted January 23, 2008.)

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Senator MERRITT