



January 21, 2010

HOUSE BILL No. 1183

DIGEST OF HB 1183 (Updated January 13, 2010 4:43 pm - DI 92)

Citations Affected: IC 6-1.1.

Synopsis: Tax sale surplus fund agreements. Places restrictions on agreements by property owners for location, delivery, recovery, or assistance in the recovery of money deposited in the tax sale surplus fund.

Effective: Upon passage.

Bartlett, Tyler, Moseley

January 7, 2010, read first time and referred to Committee on Ways and Means.
January 20, 2010, reported — Do Pass.

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HB 1183—LS 7087/DI 52+



January 21, 2010

Second Regular Session 116th General Assembly (2010)

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 2009 Regular and Special Sessions of the General Assembly.

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HOUSE BILL No. 1183

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 6-1.1-24-7.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE UPON PASSAGE]: **Sec. 7.5. (a) For purposes of this**
4 **section, "property owner" refers to the owner of record of real**
5 **property at the time the tax deed is issued and who is divested of**
6 **ownership by the issuance of the tax deed.**

7 (b) If a property owner enters into an agreement on or after
8 May 1, 2010, that has the primary purpose of paying compensation
9 to locate, deliver, recover, or assist in the recovery of money
10 deposited in the tax sale surplus fund under section 7(a)(3) of this
11 chapter with respect to real property as a result of a tax sale, the
12 agreement is valid only if the agreement:

- 13 (1) requires payment of compensation of not more than ten
14 percent (10%) of the amount collected from the tax sale
15 surplus fund with respect to the real property, unless the
16 amount collected is fifty dollars (\$50) or less;
- 17 (2) is in writing;

HB 1183—LS 7087/DI 52+



- 1 **(3) is signed by the property owner; and**
- 2 **(4) clearly sets forth:**
- 3 **(A) the amount deposited in the tax sale surplus fund**
- 4 **under section 7(a)(3) of this chapter with respect to the**
- 5 **real property; and**
- 6 **(B) the value of the property owner's share of the amount**
- 7 **collected from the tax sale surplus fund with respect to the**
- 8 **real property after the compensation is deducted.**
- 9 **SECTION 2. An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1183, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

CRAWFORD, Chair

Committee Vote: yeas 24, nays 0.

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