

Adopted Rejected

COMMITTEE REPORT

YES: 11
NO: 0

MR. SPEAKER:

Your Committee on Small Business and Economic Development, to which was referred Senate Bill 249, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:

- 1 Page 7, between lines 40 and 41, begin a new paragraph and insert:
- 2 "SECTION 2. IC 36-7-22-7 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 7. (a) After conducting
- 4 a hearing on the proposed economic improvement district, the
- 5 legislative body may adopt an ordinance establishing the economic
- 6 improvement district if it determines that:
- 7 (1) the petition meets the requirements of this section and sections
- 8 4 and 5 of this chapter;
- 9 (2) the economic improvement projects to be undertaken in the
- 10 district will provide special benefits to property owners in the
- 11 district and will be of public utility and benefit;
- 12 (3) the benefits provided by the project will be new benefits that
- 13 do not replace benefits existing before the establishment of the
- 14 district; and
- 15 (4) the formula to be used for the assessment of benefits is
- 16 appropriate.

1 (b) The legislative body may adopt the ordinance only if it
2 determines that the petition has been signed by:

3 (1) a majority of the owners of real property within the proposed
4 district; and

5 (2) the owners of real property constituting ~~at least sixty-six and~~
6 ~~two-thirds percent (66 2/3%)~~ **more than fifty percent (50%)** of
7 the assessed valuation in the proposed district.

8 (c) The signature of a person whose property would be exempt from
9 assessments under the ordinance may not be considered in determining
10 whether the requirements of subsection (b) are met. In addition, the
11 assessed valuation of any property that would be exempt from
12 assessment under the ordinance may not be considered in determining
13 the total assessed valuation in the proposed district."

14 Page 13, line 31, delete "IC 36-9-23-5);" and insert "**IC**
15 **36-9-23-5);**".

16 Renumber all SECTIONS consecutively.

(Reference is to SB 249 as reprinted February 2, 2010.)

and when so amended that said bill do pass.

Representative Reske