

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 335 be amended to read as follows:

- 1 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
 2 "SECTION 1. IC 6-1.1-24-1, AS AMENDED BY P.L.169-2006,
 3 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 4 UPON PASSAGE]: Sec. 1. (a) On or ~~before July 1 of each year~~ or **after**
 5 **January 1 of each calendar year in which a tax sale will be held in**
 6 **a county and not later than** fifty-one (51) days after the **first** tax
 7 payment due date **in that calendar year**, the county treasurer (or
 8 county executive, in the case of property described in subdivision (2))
 9 shall certify to the county auditor a list of real property on which any
 10 of the following exist:
 11 (1) In the case of real property other than real property described
 12 in subdivision (2), any property taxes or special assessments
 13 certified to the county auditor for collection by the county
 14 treasurer from the prior year's spring installment or before are
 15 delinquent as determined under IC 6-1.1-37-10.
 16 (2) In the case of real property for which a county executive has
 17 certified to the county auditor that the real property is:
 18 (A) vacant; or
 19 (B) abandoned;
 20 any property taxes or special assessments from the prior year's fall
 21 installment or before that are delinquent as determined under
 22 IC 6-1.1-37-10. The county executive must make a certification
 23 under this subdivision not later than sixty-one (61) days before
 24 the earliest date on which application for judgment and order for
 25 sale may be made.
 26 (3) Any unpaid costs are due under section 2(b) of this chapter
 27 from a prior tax sale.
 28 (b) The county auditor shall maintain a list of all real property
 29 eligible for sale. Unless the taxpayer pays to the county treasurer the
 30 amounts in subsection (a), the taxpayer's property shall remain on the
 31 list. The list must:

- 1 (1) describe the real property by parcel number and common
- 2 address, if any;
- 3 (2) for a tract or item of real property with a single owner,
- 4 indicate the name of the owner; and
- 5 (3) for a tract or item with multiple owners, indicate the name of
- 6 at least one (1) of the owners.
- 7 (c) Except as otherwise provided in this chapter, the real property
- 8 so listed is eligible for sale in the manner prescribed in this chapter.
- 9 (d) Not later than fifteen (15) days after the date of the county
- 10 treasurer's certification under subsection (a), the county auditor shall
- 11 mail by certified mail a copy of the list described in subsection (b) to
- 12 each mortgagee who requests from the county auditor by certified mail
- 13 a copy of the list. Failure of the county auditor to mail the list under
- 14 this subsection does not invalidate an otherwise valid sale."
- 15 Delete page 2.
- 16 Page 3, delete lines 1 through 8.
- 17 Re-number all SECTIONS consecutively.
- (Reference is to SB 335 as printed January 29, 2010.)

Senator BREAUX