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WITHDRAWN	Noes _____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

HOUSE MOTION ____

MR. SPEAKER:

I move that House Bill 1507 be amended to read as follows:

Page 3, between lines 32 and 33, begin a new paragraph and insert:

"SECTION 2. IC 6-1.1-18-12, AS AMENDED BY P.L.146-2008, SECTION 168, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 12. (a) For purposes of this section, "maximum rate" refers to the maximum:

(1) property tax rate or rates; or

(2) special benefits tax rate or rates;

referred to in the statutes listed in subsection (d).

(b) The maximum rate for taxes first due and payable after 2003 is the maximum rate that would have been determined under subsection (e) for taxes first due and payable in 2003 if subsection (e) had applied for taxes first due and payable in 2003.

(c) The maximum rate must be adjusted each year to account for the change in assessed value of real property that results from:

(1) an annual adjustment of the assessed value of real property under IC 6-1.1-4-4.5; or

(2) a general reassessment of real property under IC 6-1.1-4-4.

(d) The statutes to which subsection (a) refers are:

(1) IC 8-10-5-17;

(2) IC 8-22-3-11;

(3) IC 8-22-3-25;

(4) IC 12-29-1-1;

(5) IC 12-29-1-2;

(6) IC 12-29-1-3;

(7) IC 12-29-3-6;
(8) IC 13-21-3-12;
(9) IC 13-21-3-15;
(10) IC 14-27-6-30;
(11) IC 14-33-7-3;
(12) IC 14-33-21-5;
(13) IC 15-14-7-4;
(14) IC 15-14-9-1;
(15) IC 15-14-9-2;
(16) IC 16-20-2-18;
(17) IC 16-20-4-27;
(18) IC 16-20-7-2;
(19) IC 16-22-14;
(20) IC 16-23-1-29;
(21) IC 16-23-3-6;
(22) IC 16-23-4-2;
(23) IC 16-23-5-6;
(24) IC 16-23-7-2;
(25) IC 16-23-8-2;
(26) IC 16-23-9-2;
(27) IC 16-41-15-5;
(28) IC 16-41-33-4;
(29) IC 20-46-2-3 (before its repeal on January 1, 2009);
(30) IC 20-46-6-5;
(31) IC 20-49-2-10;
(32) IC 36-1-19-1;
(33) IC 23-14-66-2;
(34) IC 23-14-67-3;
(35) IC 36-7-13-4;
(36) IC 36-7-14-28;
(37) IC 36-7-15.1-16;
(38) IC 36-8-19-8.5;
(39) IC 36-9-6.1-2;
(40) IC 36-9-17.5-4;
(41) IC 36-9-27-73;
(42) IC 36-9-29-31;
(43) IC 36-9-29.1-15;
(44) IC 36-10-3-21.5;
~~(44)~~ **(45)** IC 36-10-6-2;
~~(45)~~ **(46)** IC 36-10-7-7;
~~(46)~~ **(47)** IC 36-10-7-8;
~~(47)~~ **(48)** IC 36-10-7.5-19;
~~(48)~~ **(49)** IC 36-10-13-5;
~~(49)~~ **(50)** IC 36-10-13-7;
~~(50)~~ **(51)** IC 36-10-14-4;
~~(51)~~ **(52)** IC 36-12-7-7;

~~(52)~~ **(53)** IC 36-12-7-8;
~~(53)~~ **(54)** IC 36-12-12-10; and
~~(54)~~ **(55)** any statute enacted after December 31, 2003, that:
(A) establishes a maximum rate for any part of the:
(i) property taxes; or
(ii) special benefits taxes;
imposed by a political subdivision; and
(B) does not exempt the maximum rate from the adjustment under this section.

(e) The new maximum rate under a statute listed in subsection (d) is the tax rate determined under STEP SEVEN of the following STEPS:

STEP ONE: Determine the maximum rate for the political subdivision levying a property tax or special benefits tax under the statute for the year preceding the year in which the annual adjustment or general reassessment takes effect.

STEP TWO: Determine the actual percentage increase (rounded to the nearest one-hundredth percent (0.01%)) in the assessed value (before the adjustment, if any, under IC 6-1.1-4-4.5) of the taxable property from the year preceding the year the annual adjustment or general reassessment takes effect to the year that the annual adjustment or general reassessment takes effect.

STEP THREE: Determine the three (3) calendar years that immediately precede the ensuing calendar year and in which a statewide general reassessment of real property does not first take effect.

STEP FOUR: Compute separately, for each of the calendar years determined in STEP THREE, the actual percentage increase (rounded to the nearest one-hundredth percent (0.01%)) in the assessed value (before the adjustment, if any, under IC 6-1.1-4-4.5) of the taxable property from the preceding year.

STEP FIVE: Divide the sum of the three (3) quotients computed in STEP FOUR by three (3).

STEP SIX: Determine the greater of the following:
(A) Zero (0).
(B) The result of the STEP TWO percentage minus the STEP FIVE percentage.

STEP SEVEN: Determine the quotient of the STEP ONE tax rate divided by the sum of one (1) plus the STEP SIX percentage increase.

(f) The department of local government finance shall compute the maximum rate allowed under subsection (e) and provide the rate to each political subdivision with authority to levy a tax under a statute listed in subsection (d).

SECTION 3. IC 6-1.1-18.5-9.6 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 9.6. (a) This section applies to**

a park district established under IC 36-10-15.

(b) The ad valorem property tax levy limits imposed by section 3 of this chapter do not apply to ad valorem property taxes imposed by a park district under IC 36-10-3-21.5. For purposes of computing the ad valorem property tax levy limit imposed on a park district under section 3 of this chapter, the park district's ad valorem property tax levy for a particular calendar year does not include the part of the levy imposed under IC 36-10-3-21.5.".

Page 6, line 28, delete "The" and insert "**Except as provided in IC 36-10-15-6.5, the**".

Page 7, line 18, delete "January 1, 2012." and insert "**July 1, 2011 (unless the park district is not established, as provided in IC 36-10-15-6.5).**".

Page 7, line 38, delete "January 1," and insert "**July 1, 2011. The commission shall in 2011 adopt the initial budget, property tax rate, and property tax levy of the park district for 2012 and shall refer its proposed budget, property tax levy, and property tax rate to the department of local government finance as provided in IC 6-1.1-18.5-7. Notwithstanding IC 6-1.1-18.5-7(b), the commission shall impose the initial property tax levy of the park district for 2012 even though the park district was not in existence on March 1, 2011. However, during 2011, the commission has no other powers and duties related to parks and recreation.**".

Page 7, line 39, delete "2012.".

Page 7, line 40, delete "the first Monday in January," and insert "**June 30,**".

Page 15, line 37, after "may" insert "**each year**".

Page 15, line 39, delete "each year." and insert "**in 2012.**".

Page 22, line 39, delete "The" and insert "**Except as provided in section 6.5 of this chapter, the**".

Page 22, line 42, delete "On" and insert "**Except as provided in section 6.5 of this chapter, on**".

Page 23, between lines 26 and 27, begin a new paragraph and insert:

"**(d) Except as provided in section 6.5 of this chapter, the commission shall in 2011 adopt the initial budget and tax levy of the park district for 2012. However, during 2011, the commission has no other powers and duties related to parks and recreation.**

Sec. 6.5. Notwithstanding any other law:

(1) a park district is not established under this chapter;

(2) a commission is not established for the park district;

(3) no existing parks departments in the county are abolished;

(4) no transfer of park powers, duties, property, and obligations may occur under this chapter; and

(5) no property tax levies shall be adjusted under this chapter; if before July 1, 2011, a majority of the members elected to the fiscal body of the city of New Albany adopts a resolution providing

that the park district shall not be established under this chapter, or before July 1, 2011, a majority of the members elected to the fiscal body of Floyd County adopts a resolution providing that the park district shall not be established under this chapter.".

Page 24, line 18, delete "On" and insert "**Except as provided in section 6.5 of this chapter, on**".

Page 24, line 33, after "to" insert "**the result of**".

Page 24, line 34, after "($1,000,000)" delete "." and insert "**minus the amount of any excise taxes, county income taxes, or financial institutions tax that the department of local government finance estimates that the park district will receive in 2012.**".

Page 24, delete lines 37 through 40.

Page 24, line 41, delete "(c)" and insert "**(b)**".

Page 25, line 4, delete "one million one hundred fifty thousand dollars ($1,150,000)." and insert "**the result of one hundred fifty thousand dollars ($150,000) plus an amount equal to the amount of the park district's maximum permissible ad valorem property tax levy determined under subsection (a) for property taxes first due and payable in 2012.**".

Renumber all SECTIONS consecutively.

(Reference is to HB 1507 as printed February 18, 2011.)

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Representative Clere