

Adopted Rejected

COMMITTEE REPORT

YES: 11
NO: 0

MR. SPEAKER:

Your Committee on Judiciary, to which was referred Senate Bill 490, 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 6, line 20, delete "and 10;" and insert "**through 11;**".
- 2 Page 73, line 41, delete "1995," and insert "**1995)**".
- 3 Page 85, line 31, delete ",".
- 4 Page 85, line 32, after "1992)" insert ",".
- 5 Page 88, between lines 19 and 20, begin a new paragraph and insert:
- 6 "SECTION 123. IC 6-1.1-15-0.3 IS ADDED TO THE INDIANA
- 7 CODE AS A **NEW SECTION TO READ AS FOLLOWS**
- 8 **[EFFECTIVE JULY 1, 2011]: Sec. 0.3. Petitions for review filed**
- 9 **under section 3 of this chapter with respect to notices of action of**
- 10 **the county property tax assessment board of appeals issued before**
- 11 **January 1, 2002, that are pending before the state board of tax**
- 12 **commissioners on December 31, 2001:**
- 13 **(1) are transferred to the Indiana board of tax review; and**
- 14 **(2) are subject to the law in effect before amendments under**
- 15 **P.L.198-2001.**
- 16 **The state board of tax commissioners shall transfer to the Indiana**

1 **board of tax review by January 1, 2002, the records relating to**
2 **each petition for review referred to in this section."**

3 Page 91, line 7, delete "appropriation," and insert "**appropriation**
4 **as,**".

5 Page 92, line 32, delete "appropriation," and insert "**appropriation**
6 **as,**".

7 Page 93, line 37, after "2002" insert ",".

8 Page 94, line 25, after "1999" insert ", **in**".

9 Page 96, between lines 3 and 4, begin a new paragraph and insert:
10 "SECTION 135. IC 6-2.5-5-0.4 IS ADDED TO THE INDIANA
11 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
12 [EFFECTIVE JULY 1, 2011]: **Sec. 0.4. It is the intent of the general**
13 **assembly that the addition of section 36 of this chapter by**
14 **P.L.70-1993 be construed liberally in favor of persons,**
15 **corporations, partnerships, or other entities contracting with**
16 **commercial printers."**

17 Page 119, line 14, delete "section" and insert "**sections**".

18 Page 135, line 15, after "concerning" insert "**the**".

19 Page 228, between lines 7 and 8, begin a new paragraph and insert:
20 "SECTION 532. IC 33-26-6-0.2 IS ADDED TO THE INDIANA
21 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
22 [EFFECTIVE JULY 1, 2011]: **Sec. 0.2. (a) Notwithstanding**
23 **IC 33-3-5-2, as amended by P.L.198-2001 (before its repeal, now**
24 **codified in this chapter), the tax court has exclusive jurisdiction**
25 **over any case that arises under the tax laws of this state and that**
26 **is an initial appeal initiated after December 31, 2001, of a final**
27 **determination made by the department of local government**
28 **finance if the following apply:**

29 **(1) The tax court would have had jurisdiction over the case if**
30 **the appeal had been initiated before January 1, 2002.**

31 **(2) P.L.198-2001 does not provide that the final determination**
32 **is subject to appeal to the Indiana board of tax review.**

33 **(b) IC 33-3-5-14 (as amended by P.L.198-2001 before its repeal,**
34 **now codified at section 3 of this chapter), and IC 33-3-5-14.2 (as**
35 **added by P.L.198-2001 before its repeal, now codified at**
36 **IC 33-26-7-1, IC 33-26-7-2, IC 33-26-7-3, and IC 33-26-7-4),**
37 **IC 33-3-5-14.5 (as added by P.L.198-2001, before its repeal, now**
38 **codified at section 5 of this chapter), and IC 33-3-5-14.8 (as added**

1 **by P.L.198-2001, before its repeal, now codified at section 6 of this**
2 **chapter) apply to appeals initiated under IC 6-1.1-15-5, as**
3 **amended by P.L.198-2001, of final determinations of the Indiana**
4 **board of tax review issued after December 31, 2001."**

5 Page 272, line 28, delete "this".

6 Page 273, line 40, delete "be" and insert "**been**".

7 Renumber all SECTIONS consecutively.

(Reference is to SB 490 as printed February 18, 2011.)

and when so amended that said bill do pass.

Representative Foley