

SENATE BILL No. 339

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-7.6-4-2.

Synopsis: Regional development authorities. Provides that if a county or a municipality becomes a member of a regional development authority (other than the northwest Indiana regional development authority) after June 30, 2011, and before July 1, 2013, the amount of money that must be transferred annually by the county or municipality is equal to the amount that would be distributed to the county or the municipality from a county economic development income tax rate of 0.025%.

Effective: July 1, 2011.

Banks, Kruse, Holdman

January 11, 2011, read first time and referred to Committee on Tax and Fiscal Policy.

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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 2010 Regular Session of the General Assembly.

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SENATE BILL No. 339



A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-7.6-4-2, AS ADDED BY P.L.232-2007,
2 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2011]: Sec. 2. (a) Beginning January 1 of the year following
4 the year in which a development authority is established, the fiscal
5 officer of each county and each municipality that is a member of the
6 development authority shall transfer the amount determined under
7 subsection (b) to the development authority for deposit in the
8 development authority fund.
9 (b) The amount of the transfer required each year by subsection (a)
10 from each county and each municipality is equal to **the following:**
11 **(1) Except as provided in subdivision (2),** the amount that
12 would be distributed to the county or the municipality as certified
13 distributions of county economic development income tax
14 revenue raised from a county economic development income tax
15 rate of five-hundredths of one percent (0.05%) in the county.
16 **(2) In the case of a county or municipality that becomes a**
17 **member of a development authority after June 30, 2011, and**



1 **before July 1, 2013, the amount that would be distributed to**
 2 **the county or municipality as certified distributions of county**
 3 **economic development income tax revenue raised from a**
 4 **county economic development income tax rate of twenty-five**
 5 **thousandths of one percent (0.025%) in the county.**
 6 (c) Notwithstanding subsection (b), if the additional county
 7 economic development income tax under IC 6-3.5-7-28 is in effect in
 8 a county, the obligations of the county and each municipality in the
 9 county under this section are satisfied by the transfer to the
 10 development fund of all county economic development income tax
 11 revenue derived from the additional tax and deposited in the county
 12 regional development authority fund.
 13 (d) The following apply to the transfers required by this section:
 14 (1) The transfers shall be made without appropriation by the fiscal
 15 body of the county or the fiscal body of the municipality.
 16 (2) Except as provided in subdivision (3), the fiscal officer of
 17 each county and each municipality that is a member of the
 18 development authority shall transfer twenty-five percent (25%) of
 19 the total transfers due for the year before the last business day of
 20 January, April, July, and October of each year.
 21 (3) County economic development income tax revenue derived
 22 from the additional county economic development income tax
 23 under IC 6-3.5-7-28 must be transferred to the development fund
 24 not more than thirty (30) days after being deposited in the county
 25 regional development fund.
 26 (4) This subdivision does not apply to a county in which the
 27 additional county economic development income tax under
 28 IC 6-3.5-7-28 has been imposed or to any municipality in the
 29 county. The transfers required by this section may be made from
 30 any local revenue (other than property tax revenue) of the county
 31 or municipality, including excise tax revenue, income tax
 32 revenue, local option tax revenue, riverboat tax revenue,
 33 distributions, incentive payments, or money deposited in the
 34 county's or municipality's local major moves construction fund
 35 under IC 8-14-16.

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