

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 386 be amended to read as follows:

- 1 Page 8, delete lines 37 through 42, begin a new paragraph and
2 insert:
3 "SECTION 6. IC 36-1.5-4-45 IS ADDED TO THE INDIANA
4 CODE AS A NEW SECTION TO READ AS FOLLOWS
5 [EFFECTIVE JULY 1, 2011]: **Sec. 45. (a) Except as provided in**
6 **subsections (c) through (e), a political subdivision may not take an**
7 **action described in subsection (b) within a reorganizing political**
8 **subdivision after the date a plan of reorganization is finally**
9 **adopted by all reorganizing political subdivisions.**
10 **(b) A political subdivision may not take any of the following**
11 **actions partially or wholly within a reorganizing political**
12 **subdivision after the date a plan of reorganization is finally**
13 **adopted by all reorganizing political subdivisions unless all**
14 **reorganizing political subdivisions agree by adopting identical**
15 **resolutions:**
16 **(1) Initiate an annexation of territory within the township.**
17 **(2) Establish a fire protection territory or fire protection**
18 **district.**
19 **(3) Extend water, sewer, or any other infrastructure to the**
20 **political subdivision.**
21 **(4) Expand zoning jurisdiction under IC 36-7-4-205.**
22 **(c) This chapter does not prohibit:**
23 **(1) a political subdivision subject to the reorganization from**
24 **taking an action under subsection (b) within the political**
25 **subdivision's own boundaries; and**
26 **(2) any of the reorganizing political subdivisions taking an**
27 **action under subsection (b) for the purpose of implementing**
28 **the plan of reorganization.**
29 **(d) A political subdivision may take an action described in**
30 **subsection (b) after the date the reorganization is rejected by the**

- 1 voters under section 33 of this chapter.
- 2 (e) If a reorganization is approved by the voters under section
- 3 34 of this chapter, a political subdivision may not take an action
- 4 under subsection (b) until the earlier of the following:
- 5 (1) The plan of reorganization has been implemented.
- 6 (2) One (1) year after the date the reorganization is approved
- 7 under section 34 of this chapter."
- 8 Delete page 9.
- 9 Page 10, delete lines 1 through 3.
- 10 Page 10, line 10, delete "IC 36-1.5-4-44." and insert "IC
- 11 36-1.5-4-45."
- (Reference is to SB 386 as printed February 18, 2011.)

Senator LAWSON C