



Reprinted
February 28, 2012

ENGROSSED HOUSE BILL No. 1249

DIGEST OF HB 1249 (Updated February 27, 2012 4:30 pm - DI 87)

Citations Affected: Noncode.

Synopsis: Land banks and tax sales process. Urges the legislative council to assign to an existing study committee, for study during the 2012 interim, the following topics: (1) Land banks. (2) Indiana's tax sales process. If the topics are assigned to a study committee, requires the committee to study: (1) the use and effectiveness of Indiana's current land bank statute; (2) issues relating to creation of land banks at the municipal level, as opposed to the county level; (3) the implications that land banks would have for Indiana's current tax sale process; (4) the effect of Indiana's current tax sale process on the disposition of vacant and abandoned property; (5) the effect that creation of municipal land banks would have for local revenues; (6) land bank issues unique to Marion County; (7) reducing the amount of time needed to complete the tax sales process; and (8) other issues related to land banks and the tax sales process. Provides that the committee expires January 1, 2013.

Effective: Upon passage.

Clere, Burton, Riecken, Day

(SENATE SPONSORS — MERRITT, HOLDMAN, BREAUX)

January 9, 2012, read first time and referred to Committee on Local Government.
January 26, 2012, amended, reported — Do Pass.
January 30, 2012, read second time, ordered engrossed. Engrossed.
January 31, 2012, read third time, passed. Yeas 95, nays 0.

SENATE ACTION

February 1, 2012, read first time and referred to Committee on Local Government.
February 23, 2012, amended, reported favorably — Do Pass.
February 27, 2012, read second time, amended, ordered engrossed.

EH 1249—LS 7048/DI 113+



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Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1249

A BILL FOR AN ACT concerning the general assembly.

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

1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) **The general**
2 **assembly urges the legislative council to assign to an existing study**
3 **committee, for study during the 2012 legislative interim, the**
4 **following topics:**

5 (1) **Land banks.**

6 (2) **Indiana's tax sales process.**

7 (b) **If the topic is assigned to an existing study committee under**
8 **subsection (a), the study committee shall study the following:**

9 (1) **The use and effectiveness of Indiana's current land bank**
10 **statute.**

11 (2) **Issues relating to creation of land banks at the municipal**
12 **level, as opposed to the county level.**

13 (3) **The implications that land banks would have for Indiana's**
14 **current tax sale process.**

15 (4) **The effect of Indiana's current tax sale process on the**
16 **disposition of vacant and abandoned property.**

17 (5) **The effect that creation of municipal land banks would**

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- 1 **have for local revenues.**
- 2 **(6) Land bank issues unique to Marion County.**
- 3 **(7) Reducing the amount of time needed to complete the tax**
- 4 **sales process.**
- 5 **(8) Other issues related to land banks and the tax sales**
- 6 **process.**
- 7 **(c) This SECTION expires January 1, 2013.**
- 8 **SECTION 2. An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1249, 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:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

Page 1, delete lines 1 through 17, begin a new paragraph and insert: "SECTION 1. IC 2-5-35 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]:

Chapter 35. Land Bank Study Committee

Sec. 1. As used in this chapter, "committee" refers to the land bank study committee established by section 2 of this chapter.

Sec. 2. The land bank study committee is established.

Sec. 3. The committee consists of the following members:

(1) Four (4) members of the house of representatives appointed by the speaker. Not more than two (2) members appointed under this subdivision may be members of the same political party.

(2) Four (4) members of the senate appointed by the president pro tempore. Not more than two (2) members appointed under this subdivision may be members of the same political party.

Sec. 4. The chairman of the legislative council shall appoint the committee's chair.

Sec. 5. IC 2-5-1.2 applies to the committee.

Sec. 6. The committee shall study the following:

(1) The use and effectiveness of Indiana's current land bank statute.

(2) Issues relating to creation of land banks at the municipal level, as opposed to the county level.

(3) The implications that land banks would have for Indiana's current tax sale process.

(4) The effect of Indiana's current tax sale process on the disposition of vacant and abandoned property.

(5) The effect that creation of municipal land banks would have for local revenues.

(6) Land bank issues unique to Marion County.

(7) Other issues related to land banks.

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Sec. 7. This chapter expires January 1, 2014."

Delete pages 2 through 64.

and when so amended that said bill do pass.

(Reference is to HB 1249 as introduced.)

NEESE, Chair

Committee Vote: yeas 10, nays 0.

 COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred House Bill No. 1249, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning the general assembly.

Page 1, line 1, delete "IC 2-5-35 IS ADDED TO THE INDIANA CODE AS" and insert "[EFFECTIVE UPON PASSAGE]".

Page 1, delete lines 2 through 17 and insert "**(a) The general assembly urges the legislative council to assign to an existing study committee, for study during the 2012 legislative interim, the following topics:****(1) Land banks.****(2) Indiana's tax sales process.****(b) If the topic is assigned to an existing study committee under subsection (a), the study committee shall do the following:"**

Page 2, delete lines 1 through 3.

Page 2, between lines 14 and 15, begin a new line block indented and insert:

"(7) Reducing the amount of time needed to complete the tax sales process."Page 2, line 15, delete "(7)" and insert "**(8)**".Page 2, line 15, delete "." and insert "**and the tax sales process.**".Page 2, line 16, delete "Sec. 7." and insert "**(c)**".Page 2, line 16, delete "chapter" and insert "**SECTION**".Page 2, line 16, delete "2014." and insert "**2013.**".C
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Page 2, after line 16, begin a new paragraph and insert:
"SECTION 2. **An emergency is declared for this act.**".

and when so amended that said bill do pass.

(Reference is to HB 1249 as printed January 27, 2012.)

LAWSON C, Chairperson

Committee Vote: Yeas 8, Nays 0.

SENATE MOTION

Madam President: I move that Engrossed House Bill 1249 be amended to read as follows:

Page 1, line 8, delete "do" and insert "**study**".

(Reference is to EHB 1249 as printed February 24, 2012.)

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