

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 344 be amended to read as follows:

- 1 Page 6, between lines 31 and 32, begin a new paragraph and insert:
2 "SECTION 4. IC 6-1.1-30-19 IS ADDED TO THE INDIANA
3 CODE AS A NEW SECTION TO READ AS FOLLOWS
4 [EFFECTIVE JULY 1, 2012]: **Sec. 19. (a) As used in this section,**
5 **"Indiana tax court decision nullification process" means any of the**
6 **following actions of the department that are designed to avoid**
7 **applying a decision of the Indiana tax court to persons or entities**
8 **other than the parties to the case in which the decision was issued:**
9 **(1) The adoption of an administrative rule.**
10 **(2) The release of guidelines from the department.**
11 **(3) The release of a memorandum from the department.**
12 **(4) Any communication with a member of the general**
13 **assembly requesting legislation to nullify the decision.**
14 **(b) Before initiating a Indiana tax court decision nullification**
15 **process, the department shall provide written notice of the**
16 **department's intent to nullify a tax court decision to all school**
17 **corporations and civil taxing units. The notice must describe the**
18 **Indiana tax court decision that the department intends to nullify**
19 **and the rationale for the nullification. The notice must state**
20 **whether a school corporation or civil taxing unit receiving the**

- 1 **notice is expected to lose or gain revenue if the Indiana tax court**
- 2 **decision is nullified."**
- 3 Renumber all SECTIONS consecutively.
 (Reference is to ESB 344 as printed February 24, 2012.)

Representative Crawford