

SENATE BILL No. 98

DIGEST OF INTRODUCED BILL

Citations Affected: IC 8-18-8-5.

Synopsis: County highway maintenance funding. Provides that a county may use property taxes and miscellaneous revenue deposited in the county general fund for the maintenance of county highways. (Current law permits property taxes to be used for highway maintenance only in an emergency and by unanimous vote of the county fiscal body, and the county general fund to be used only for county highway department employees' personal services.)

Effective: July 1, 2012.

Kenley

January 4, 2012, read first time and referred to Committee on Appropriations.

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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.

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SENATE BILL No. 98



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

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

1 SECTION 1. IC 8-18-8-5 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2012]: Sec. 5. ~~(a) Except as provided in~~
3 ~~subsection (c);~~ All expenses incurred in the maintenance of county
4 highways shall **first** be paid out of funds from the gasoline tax, special
5 fuel tax, and the motor vehicle registration fees that are paid to the
6 counties by the state. ~~and from~~ **In addition, a county may use** funds
7 derived from the:
8 (1) county motor vehicle excise surtax;
9 (2) county wheel tax;
10 (3) county adjusted gross income tax;
11 (4) county option income tax;
12 (5) riverboat admission tax (IC 4-33-12); ~~or~~
13 (6) riverboat wagering tax (IC 4-33-13); ~~or~~
14 **(7) property taxes and miscellaneous revenue deposited in the**
15 **county general fund.**
16 ~~(b) Except as provided in subsection (c); no ad valorem property tax~~
17 ~~may be levied by any county for the maintenance of county highways;~~



1 except in an emergency and by unanimous vote of the county fiscal
2 body:

3 (e) The county fiscal body may appropriate money from the county
4 general fund to the county highway department to pay for employees'
5 personal services:

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