

SENATE BILL No. 363

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-9-15-2; IC 36-9-16-3.

Synopsis: Purchase or lease of community corrections vehicles. Authorizes the purchase of vehicles for community corrections programs from money in any of the following: (1) a county cumulative building fund; (2) a county, municipal, or township cumulative capital improvement fund; and (3) (as a result of cross references) a county or municipal cumulative capital development fund.

Effective: Upon passage.

Simpson

January 9, 2012, read first time and referred to Committee on Local Government.

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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. 363



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

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

- 1 SECTION 1. IC 36-9-15-2 IS AMENDED TO READ AS
- 2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) A county
- 3 fiscal body may establish cumulative building funds under IC 6-1.1-41
- 4 or sinking funds in the same manner as cumulative funds are
- 5 established under IC 6-1.1-41 for the:
- 6 (1) construction, repair, remodeling, enlarging, and equipment of:
- 7 (A) a county jail; or
- 8 (B) a juvenile detention center to be operated under
- 9 IC 31-31-9;
- 10 **(2) purchase, lease, or payment of all or part of the purchase**
- 11 **price of motor vehicles for the use of a community corrections**
- 12 **program; or**
- 13 ~~(2)~~ **(3)** in a county having a consolidated city, purchase, lease, or
- 14 payment of all or part of the purchase price of motor vehicles for
- 15 **the use of the sheriff's department.**
- 16 (b) The county fiscal body may levy taxes to provide money for:
- 17 (1) cumulative building funds established under this chapter in



1 compliance with IC 6-1.1-41; or

2 (2) sinking funds established under this chapter in the same
3 manner a tax is levied for a cumulative fund under IC 6-1.1-41.

4 (c) IC 6-1.1-41 applies to a sinking fund under this chapter to the
5 same extent as if the sinking fund was a cumulative fund.

6 SECTION 2. IC 36-9-16-3, AS AMENDED BY P.L.34-2010,
7 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 UPON PASSAGE]: Sec. 3. A unit may establish cumulative capital
9 improvement funds to provide money for one (1) or more of the
10 following purposes:

11 (1) To acquire land or rights-of-way to be used for public ways or
12 sidewalks.

13 (2) To construct and maintain public ways or sidewalks.

14 (3) To acquire land or rights-of-way for the construction of
15 sanitary or storm sewers, or both.

16 (4) To construct and maintain sanitary or storm sewers, or both.

17 (5) To acquire, by purchase or lease, or to pay all or part of the
18 purchase price of a utility.

19 (6) To purchase or lease land, buildings, or rights-of-way for the
20 use of any utility that is acquired or operated by the unit.

21 (7) To purchase or acquire land, with or without buildings, for
22 park or recreation purposes.

23 (8) To purchase, lease, or pay all or part of the purchase price of
24 motor vehicles for the use of **any combination of the police, a**
25 **community corrections program, or the fire department, or**
26 **both**, including ambulances and firefighting vehicles with the
27 necessary equipment, ladders, and hoses.

28 (9) To retire in whole or in part any general obligation bonds of
29 the unit that were issued for the purpose of acquiring or
30 constructing improvements or properties that would qualify for
31 the use of cumulative capital improvement funds.

32 (10) To purchase or lease equipment and other nonconsumable
33 personal property needed by the unit for any public transportation
34 use.

35 (11) In a county or a consolidated city, to purchase or lease
36 equipment to be used to illuminate a public way or sidewalk.

37 (12) The fund may be used for any of the following purposes:

38 (A) To purchase, lease, upgrade, maintain, or repair one (1) or
39 more of the following:

40 (i) Computer hardware.

41 (ii) Computer software.

42 (iii) Wiring and computer networks.

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- 1 (iv) Communication access systems used to connect with
- 2 computer networks or electronic gateways.
- 3 (B) To pay for the services of full-time or part-time computer
- 4 maintenance employees.
- 5 (C) To conduct nonrecurring inservice technology training of
- 6 unit employees.
- 7 (13) To purchase body armor (as defined in IC 35-47-5-13(a)) for
- 8 active members of a police department under:
- 9 (A) IC 36-5-7-7;
- 10 (B) IC 36-8-4-4.5;
- 11 (C) IC 36-8-9-9; and
- 12 (D) IC 36-8-10-4.5.

13 **SECTION 3. An emergency is declared for this act.**

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