



February 18, 2013

HOUSE BILL No. 1270

DIGEST OF HB 1270 (Updated February 14, 2013 9:52 am - DI 75)

Citations Affected: IC 36-7.

Synopsis: TIF districts for housing programs. Increases (from 150 acres to 300 acres) the total area that may be included in a tax increment financing (TIF) allocation area established for a housing program by a municipal or county redevelopment commission.

Effective: July 1, 2013.

**GiaQuinta, Carbaugh, Leonard,
Lehman**

January 23, 2013, read first time and referred to Committee on Local Government.
February 18, 2013, reported — Do Pass.

C
o
p
y

HB 1270—LS 6549/DI 73+



February 18, 2013

First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

C
O
P
Y

HOUSE BILL No. 1270

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

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

- 1 SECTION 1. IC 36-7-14-47, AS ADDED BY P.L.154-2006,
2 SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2013]: Sec. 47. The commission must make the following
4 findings in the resolution adopting a housing program under section 45
5 of this chapter:
6 (1) Not more than twenty-five (25) acres of the area included in
7 the allocation area has been annexed during the preceding five (5)
8 years.
9 (2) No area within the allocation area has been annexed within the
10 preceding five (5) years over a remonstrance of a majority of the
11 owners of land within the annexed area.
12 (3) The program cannot be accomplished by regulatory processes
13 or by the ordinary operation of private enterprise because of:
14 (A) the lack of public improvements;
15 (B) the existence of improvements or conditions that lower the
16 value of the land below that of nearby land; or
17 (C) other similar conditions.

HB 1270—LS 6549/DI 73+



- 1 (4) The public health and welfare will be benefited by
- 2 accomplishment of the program.
- 3 (5) The accomplishment of the program will be of public utility
- 4 and benefit as measured by:
- 5 (A) the provision of adequate housing for low and moderate
- 6 income persons;
- 7 (B) an increase in the property tax base; or
- 8 (C) other similar public benefits.
- 9 (6) At least one-third (1/3) of the parcels in the allocation area
- 10 established by the program are vacant.
- 11 (7) At least seventy-five percent (75%) of the allocation area is
- 12 used for residential purposes or is planned to be used for
- 13 residential purposes.
- 14 (8) At least one-third (1/3) of the residential units in the allocation
- 15 area were constructed before 1941.
- 16 (9) At least one-third (1/3) of the parcels in the allocation area
- 17 have at least one (1) of the following characteristics:
- 18 (A) The dwelling unit on the parcel is not permanently
- 19 occupied.
- 20 (B) The parcel is the subject of a governmental order, issued
- 21 under a statute or an ordinance, requiring the correction of a
- 22 housing code violation or unsafe building condition.
- 23 (C) Two (2) or more property tax payments on the parcel are
- 24 delinquent.
- 25 (D) The parcel is owned by local, state, or federal government.
- 26 (10) The total area within the county or municipality that is
- 27 included in any allocation area established for a housing program
- 28 under section 45 of this chapter does not exceed ~~one~~ **three**
- 29 hundred ~~thirty~~ **(150) (300)** acres.

COPY



COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1270, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

NEESE, Chair

Committee Vote: yeas 9, nays 0.

C
o
p
y

