

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1313 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 36-1-20-3, AS ADDED BY P.L.212-2011,
4 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2013]: Sec. 3. Any ~~inspection, registration, or other~~ fee
6 assessed under ~~section 2~~ of this chapter and collected by a political
7 subdivision must be maintained in a special fund. ~~dedicated solely to~~
8 ~~reimbursing the costs reasonably related to services actually performed~~
9 ~~by the political subdivision that justified the imposition and amount of~~
10 ~~the fee.~~ Each fund shall be maintained as a separate line item in the
11 political subdivision's budget. Money in the fund may not at any time
12 revert to the general fund or any other fund of the political subdivision.
13 **Proceeds from the special fund may be expended to pay only the**
14 **salaries of code enforcement employees and only to the extent that**
15 **the employees perform services in connection with leased**
16 **residential property. If any code enforcement employee performs**
17 **services relating to any property category other than leased**
18 **residential property, the fund proceeds may be expended only:**
19 **(1) on a pro rata basis; and**
20 **(2) to pay the part of the employee's salary allocable to work**
21 **performed in connection with leased residential property.**
22 **Special fund proceeds may not be used to pay the salaries of any**
23 **other employees, or for any other purpose."**
24 Page 2, delete line 2.
25 Page 2, line 3, delete "(B)" and insert "(A)".
26 Page 2, line 4, delete "(C)" and insert "(B)".
27 Page 2, line 6, delete "from:" and insert "**from adopting a**
28 **regulation that does any of the following:**".
29 Page 2, line 7, delete "establishing" and insert "**Establishing**".
30 Page 2, line 7, delete "; or" and insert ".

- 1 **(2) Imposing or increasing a fee in connection with the**
- 2 **inspection of a rental unit. However, the political subdivision**
- 3 **may not impose a fee in connection with the inspection of a**
- 4 **rental unit that has passed an inspection during the previous**
- 5 **twelve (12) months by an inspector qualified by profession or**
- 6 **experience to conduct inspections."**
- 7 Page 2, line 8, delete "(2) imposing" and insert "**(3) Imposing**".
- 8 Page 2, between lines 9 and 10, begin a new line block indented and
- 9 insert:
- 10 **"(4) Imposing or increasing a fee that applies to all property**
- 11 **classes or categories and not only to leased residential**
- 12 **property."**
- 13 Page 2, delete line 10.
- 14 Renumber all SECTIONS consecutively.
(Reference is to EHB 1313 as printed April 5, 2013.)

Senator ALTING