

STATE OF INDIANA

DEPARTMENT OF LOCAL GOVERNMENT FINANCE



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TO: County Auditors, County Treasurers

FROM: Brian Bailey, Interim Commissioner *BEB*

RE: Mobile and Manufactured Home Owner Participation in the Petition and Remonstrance Process for Local Debt

DATE: April 6, 2010

Purpose

Indiana Code 6-1.1-20 was amended by Senate Enrolled Act (SEA) 401-2010, effective July 1, 2010, to permit owners of certain mobile or manufactured homes to participate in the petition and remonstrance process with respect to the issuance of local debt or the execution of a lease for a controlled project.

I. Definition of "Owner of Property"

Concerning the procedures for issuance of bonds and other indebtedness by political subdivisions, "owner of property" is defined as a person who owns:

1. real property; or
2. a mobile or manufactured home that:
 - a. is assessed as personal property;
 - b. is used as a principal place of residence, and
 - c. is receiving the standard property tax deduction under IC 6-1.1-12-37 (homestead).

II. Participation in the Petition and Remonstrance Process

Owners of mobile or manufactured homes that are considered "owners of property" may now participate in the petition and remonstrance process with respect to the issuance of bonds or the execution of leases per IC 6-1.1-20 without being considered a registered voter. Previously, only registered voters and real property owners could participate in the process.

If you have questions or concerns, please contact Staff Attorney Cathy Wolter at 317-233-4361 or cwolter@dlgf.in.gov.