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|--------------------|---------------------|
| PREVAILED          | Roll Call No. _____ |
| FAILED             | Ayes _____          |
| WITHDRAWN          | Noes _____          |
| RULED OUT OF ORDER |                     |

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 318 be amended to read as follows:

- 1 Page 10, between lines 11 and 12, begin a new paragraph and insert:
- 2 "SECTION 6. IC 36-7-14-39.3 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 39.3. (a) As used in this
- 4 section, "depreciable personal property" refers to:
- 5 (1) all of the designated taxpayer's depreciable personal property
- 6 that is located in the allocation area; and
- 7 (2) all other depreciable property located and taxable on the
- 8 designated taxpayer's site of operations within the allocation area.
- 9 (b) As used in this section, "designated taxpayer" means any
- 10 taxpayer designated by the commission in a declaratory resolution
- 11 adopted or amended under section 15 or 17.5 of this chapter, and with
- 12 respect to which the commission finds that taxes to be derived from the
- 13 depreciable personal property in the allocation area, in excess of the
- 14 taxes attributable to the base assessed value of that personal property,
- 15 are needed **for one (1) or more of the following purposes:**
- 16 (1) To pay debt service or to provide security for bonds issued
- 17 under section 25.1 of this chapter or to make payments or to
- 18 provide security on leases payable under section 25.2 of this
- 19 chapter in order to provide local public improvements for a
- 20 particular allocation area.
- 21 (2) **To reimburse public and private entities for expenses**
- 22 **incurred in training employees of industrial facilities that are**
- 23 **located:**
- 24 (A) **in the allocation area; and**

1                   **(B) on a parcel of real property that has been classified as**  
 2                   **industrial property under the rules of the department of**  
 3                   **local government finance.**  
 4                   **However, the total amount of money spent under this**  
 5                   **subdivision in any year may not exceed the total amount of**  
 6                   **money in the allocation fund that is attributable to property**  
 7                   **taxes paid by the industrial facilities described in this**  
 8                   **subdivision. Reimbursements under this subdivision must be**  
 9                   **made within three (3) years after the date on which the**  
 10                   **investments that are the basis for the increment financing are**  
 11                   **made.**

12                   However, a commission may not designate a taxpayer after June 30,  
 13                   1992, unless the commission also finds that ~~(1)~~ the taxpayer's property  
 14                   in the allocation area will consist primarily of industrial,  
 15                   manufacturing, warehousing, research and development, processing,  
 16                   distribution, or transportation related projects, and ~~(2)~~ the taxpayer's  
 17                   property in the allocation area will not consist primarily of retail,  
 18                   commercial, or residential projects.

19                   (c) The allocation provision of a declaratory resolution may modify  
 20                   the definition of "property taxes" under section 39(a) of this chapter to  
 21                   include taxes imposed under IC 6-1.1 on the depreciable personal  
 22                   property located and taxable on the site of operations of the designated  
 23                   taxpayers in accordance with the procedures and limitations set forth  
 24                   in this section and section 39 of this chapter. If such a modification is  
 25                   included in the resolution, for purposes of section 39 of this chapter the  
 26                   term "base assessed value" with respect to the depreciable personal  
 27                   property means the net assessed value of all the depreciable personal  
 28                   property as finally determined for the assessment date immediately  
 29                   preceding:

30                   (1) the effective date of the modification, for modifications  
 31                   adopted before July 1, 1995; and

32                   (2) the adoption date of the modification for modifications  
 33                   adopted after June 30, 1995;

34                   as adjusted under section 39(h) of this chapter."

35                   Renumber all SECTIONS consecutively.

(Reference is to ESB 318 as printed February 22, 2002.)

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Representative Harris