

SENATE MOTION

MADAM PRESIDENT:

I move that House Bill 1055 be amended to read as follows:

- 1 Page 19, between lines 36 and 37, begin a new paragraph and insert:
2 "SECTION 12. IC 6-1.1-19-4.8 IS ADDED TO THE INDIANA
3 CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
4 UPON PASSAGE]: **Sec. 4.8. (a) As used in this section:**
5 **(1) "2004 taxes" refers to property taxes first due and**
6 **payable in 2004; and**
7 **(2) "later years" refers to the six (6) calendar years that**
8 **immediately succeed 2004.**
9 **(b) This section applies to a school corporation that:**
10 **(1) appealed for emergency financial relief under section 2(d)**
11 **of this chapter for 2004 taxes;**
12 **(2) held a referendum in 2003 under section 4.5(c) of this**
13 **chapter in which the majority of voters approved the**
14 **imposition for:**
15 **(A) 2004 taxes; and**
16 **(B) property taxes first due and payable in later years;**
17 **of a property tax rate in the amount certified in the**
18 **referendum question and that is in addition to the school**
19 **corporation's normal tax rate; and**
20 **(3) was notified by the department of local government**
21 **finance under section 4.5(c)(6) of this chapter that the school**
22 **corporation is authorized for 2004 taxes to collect a**
23 **referendum tax levy.**
24 **(c) The department of local government finance shall approve**
25 **under IC 6-1.1-17-16 for a school corporation for 2004 taxes a tax**
26 **levy that includes a referendum tax levy under section 4.5(c)(6) of**
27 **this chapter in the amount of the product of:**
28 **(1) the property tax rate in the amount referred to in**
29 **subsection (b)(2); multiplied by**

1 **(2) the final certified assessed value of the school corporation**
2 **for the 2003 assessment date.**

3 **(d) The department of local government finance shall approve**
4 **under IC 6-1.1-17-16 for a school corporation for property taxes**
5 **first due and payable in each of the later years a tax levy that**
6 **includes a referendum tax levy under section 4.5(c)(6) of this**
7 **chapter in the amount of the product of:**

8 **(1) the property tax rate in the amount referred to in**
9 **subsection (b)(2); multiplied by**

10 **(2) the final certified assessed value of the school corporation**
11 **for the assessment date in the calendar year that**
12 **immediately precedes the calendar year in which the taxes**
13 **are first due and payable.**

14 **(e) This section expires January 1, 2011."**

15 Page 42, between lines 3 and 4, begin a new paragraph and insert:"

16 "SECTION 33. [EFFECTIVE UPON PASSAGE] **(a) If on the**
17 **effective date of this SECTION the department of local**
18 **government finance has certified under IC 6-1.1-17-16 the**
19 **property tax levy and the property tax rate of a school corporation**
20 **referred to in IC 6-1.1-19-4.8, as added by this act, for property**
21 **taxes first due and payable in 2004, the department shall recertify**
22 **for those taxes:**

23 **(1) the property tax levy of the school corporation in the**
24 **amount required under IC 6-1.1-19-4.8, as added by this act;**
25 **and**

26 **(2) the property tax rate of the school corporation to reflect**
27 **the levy under subdivision (1).**

28 **(b) This SECTION expires January 1, 2005."**

29 Renumber all SECTIONS consecutively.

(Reference is to EHB 1055 as printed February 17, 2004.)

Senator CLARK