

# SENATE MOTION

**MADAM PRESIDENT:**

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

- 1           Page 20, between lines 13 and 14, begin a new paragraph and insert:  
 2           "SECTION 12. IC 6-1.1-35-1.1, AS AMENDED BY P.L.1-2004,  
 3           SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 4           JULY 1, 2004]: Sec. 1.1. (a) Each county assessor and each elected  
 5           assessor who has not attained the certification of a "level two"  
 6           assessor-appraiser under IC 6-1.1-35.5 must employ at least one (1)  
 7           certified "level two" assessor-appraiser.  
 8           (b) Each elected county assessor, township assessor, or elected  
 9           trustee-assessor must:  
 10           (1) attain the certification of a "level one" assessor-appraiser  
 11           within one (1) year after taking office; and  
 12           (2) attain the certification of a "level two" assessor-appraiser  
 13           within two (2) years after taking office.  
 14           (c) ~~An~~ **A county assessor or trustee-assessor township assessor**  
 15           who does not comply with ~~this~~ subsection (b) forfeits the assessor's ~~or~~  
 16           ~~trustee-assessor's~~ office.  
 17           ~~(c)~~ **(d) A county assessor or township assessor or trustee-assessor**  
 18           appointed to fill a vacancy resulting from a forfeiture of office under  
 19           subsection ~~(b)~~ (c) is subject to the requirements of subsection (b).  
 20           **(e) If a trustee-assessor fails to comply with subsection (b),**  
 21           **the county assessor shall perform the duties of the**  
 22           **trustee-assessor related to the assessment of real property until**  
 23           **the trustee-assessor attains the required certification.**  
 24           **(f) The county fiscal body may adjust the appropriations to the**  
 25           **trustee-assessor and the county assessor for assessment services**  
 26           **for the duration of a change in duties under subsection (e) to**  
 27           **recognize the change in duties.**  
 28           **(g) Except as provided in subsection (h), a trustee-assessor**  
 29           **who fails to attain the certification of a "level two"**  
 30           **assessor-appraiser before the end of the trustee-assessor's term**

1 of office may not seek another term as trustee-assessor until both  
2 "level one" and "level two" assessor-appraiser certificates have  
3 been obtained.

4 (h) Notwithstanding subsection (g), a person who:

5 (1) is appointed or selected under IC 3-13 to fill a vacancy in  
6 the office of trustee-assessor when the remaining length of  
7 the term is less than two (2) years; and

8 (2) has not attained the certification of a "level two"  
9 assessor-appraiser before the end of the term to which the  
10 person was appointed or selected;

11 may seek election to the office of trustee-assessor.

12 (i) A person described in subsection (h) must attain the  
13 certification of a "level two" assessor-appraiser not later than two  
14 (2) years after the date the person was appointed or selected to fill  
15 a vacancy in the office of trustee-assessor."

16 Page 37, between lines 38 and 39, begin a new paragraph and insert:

17 "SECTION 24. IC 36-6-4-2, AS AMENDED BY P.L.1-2004,  
18 SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
19 JULY 1, 2004]: Sec. 2. (a) A township trustee shall be elected under  
20 IC 3-10-2-13 by the voters of each township. The trustee is the  
21 township executive.

22 (b) The township trustee must reside within the township as  
23 provided in Article 6, Section 6 of the Constitution of the State of  
24 Indiana. The trustee forfeits office if the trustee

25 ~~(1)~~ ceases to be a resident of the township. ~~or~~

26 ~~(2) serves as township assessor under IC 36-6-5-2 and fails to~~  
27 ~~comply with IC 6-1.1-35-1.1.~~

28 (c) The term of office of a township trustee is four (4) years,  
29 beginning January 1 after election and continuing until a successor is  
30 elected and qualified."

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

32 "SECTION 34. [EFFECTIVE JULY 1, 2004] **An elected county**  
33 **assessor, township assessor, or township trustee-assessor is**  
34 **required to comply with the certification requirements of**  
35 **IC 6-1.1-35-1.1, as amended by this act, only if the assessor or**  
36 **trustee-assessor is elected to a new term of office that begins**  
37 **after June 30, 2004."**

38 Renumber all SECTIONS consecutively.

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

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Senator YOUNG R MICHAEL