

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1107

AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 36-9-36-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) The following improvements may be made under this chapter by a county:

- (1) Sanitary sewers and sanitary sewer tap-ins.
- (2) Sidewalks.
- (3) Curbs.
- (4) Streets.
- (5) Storm sewers.
- (6) Lighting.
- (7) Emergency warning systems.**

~~(7)~~ **(8)** Any other structures necessary or useful for the collection, treatment, purification, and sanitary disposal of the liquid waste, sewage, storm drainage, and other drainage of a municipality.

(b) The following improvements may be made under this chapter by a municipality:

- (1) Sidewalks.
- (2) Curbs.
- (3) Streets.
- (4) Alleys.
- (5) Paved public places.
- (6) Lighting.
- (7) A water main extension for a municipality that owns and

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operates a water utility.

(8) Emergency warning systems.

SECTION 2. IC 36-9-37-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. If a municipal works board orders any of the following improvements and assessments are imposed after June 30, 2001, to pay for the improvements or to repay bonds issued under this chapter after June 30, 2001, each owner of property assessed for that improvement may elect to pay the owner's assessment in installments with interest as described in section 8.5(a) of this chapter:

- (1) Streets.
- (2) Alleys.
- (3) Other paved public places.
- (4) Lighting.
- (5) For municipalities that own and operate a water utility, water main extensions from the water utility.
- (6) Sanitary sewers.

(7) Emergency warning systems.

SECTION 3. IC 36-9-38-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. The following improvements may be made under this chapter:

- (1) Sidewalks.
- (2) Streets.
- (3) Pedestrian ways or malls that are set aside entirely or partly, or during restricted hours, for pedestrian rather than vehicular traffic.
- (4) Parking facilities.
- (5) Lighting.
- (6) Electric signals.
- (7) Landscaping, including trees, shrubbery, flowers, grass, fountains, benches, statues, floodlighting, gaslighting, and structures of a decorative, an educational, or a historical nature.

(8) Emergency warning systems.

SECTION 4. **An emergency is declared for this act.**

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Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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