

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 435 be amended to read as follows:

- 1 Page 2, between lines 10 and 11, begin a new line blocked left and
- 2 insert:
- 3 **"A property tax rate imposed by a county under this subsection is**
- 4 **subject to the county's levy limitations imposed under**
- 5 **IC 6-1.1-18.5-3."**
- 6 Page 2, delete lines 21 through 42, begin a new paragraph and
- 7 insert:
- 8 "(c) Subject to subsections (d), (e), and (f), if an ordinance or
- 9 resolution is adopted changing the territory covered by the district or
- 10 the number of public agencies served by the district, the local
- 11 government tax control board shall, for property taxes first due and
- 12 payable during the year after the adoption of the ordinance, adjust the
- 13 maximum permissible ad valorem property tax levy limits of ~~the~~
- 14 ~~district and the units~~ **any cities, towns, or townships** participating in
- 15 the district.
- 16 (d) If a ~~unit~~ **city, town, or township** by ordinance or resolution
- 17 joins the district, ~~or elects to have its public safety agencies served by~~
- 18 ~~the district~~, the local government tax control board shall reduce the
- 19 maximum permissible ad valorem property tax levy of the **joining** unit
- 20 for property taxes first due and payable during the year after the
- 21 adoption of the ordinance or resolution. The reduction shall be based
- 22 on the amount budgeted by the **joining** unit for public safety
- 23 communication services in the year in which the ordinance **or**
- 24 **resolution** was adopted. ~~If such an ordinance or resolution is adopted;~~

1 the district shall refer its proposed budget, ad valorem property tax
2 levy, and property tax rate for the following year to the board, which
3 shall review and set the budget, levy, and rate as though the district
4 were covered by IC 6-1.1-18.5-7.

5 (e) **This subsection applies to a city, town, or township** if a unit
6 **that** by ordinance or resolution withdraws from the district, or rescinds
7 its election to have its public safety agencies served by the district, the
8 local government tax control board shall reduce the maximum
9 permissible ad valorem property tax levy of the district for property
10 taxes first due and payable during the year after the adoption of the
11 ordinance or resolution. The reduction shall be based on the amounts
12 being levied by the district within that unit. If such an ordinance or
13 resolution is adopted, The **withdrawing** unit shall refer its proposed
14 budget, ad valorem property tax levy, and property tax rate for public
15 safety communication services to the board, which shall review and set
16 the budget, levy, and rate as though the **withdrawing** unit were
17 covered by IC 6-1.1-18.5-7.

18 (f) The adjustments provided for in subsections (c), (d), and (e) do
19 not apply to a district or unit located in a particular county if the county
20 fiscal body of that county does not impose an ad valorem property tax
21 levy under subsection (a) to fund the operation of the district."

22 Delete page 3.
23 Renumber all SECTIONS consecutively.
(Reference is to ESB 435 as printed March 23, 2007.)

Representative Leonard