

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WITHDRAWN	Noes _____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

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

MR. SPEAKER:

I move that Engrossed Senate Bill 500 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 4-10-20 IS ADDED TO THE INDIANA CODE
- 4 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 5 UPON PASSAGE]:
- 6 **Chapter 20. State Combined Reserves Distribution**
- 7 **Sec. 1. As used in this chapter, "fund" refers to the property tax**
- 8 **elimination fund established under section 4 of this chapter.**
- 9 **Sec. 2. As used in this chapter, "state combined reserves" means**
- 10 **the sum of the balance in the following:**
- 11 **(1) The counter-cyclical revenue and economic stabilization**
- 12 **fund established under IC 4-10-18.**
- 13 **(2) The Medicaid contingency and reserve account established**
- 14 **under IC 4-12-1-15.5.**
- 15 **(3) The tuition reserve and the state general fund reserve as**
- 16 **determined by the budget agency under IC 4-12-1-12.**
- 17 **Sec. 3. As used in this chapter, "state fiscal year" means a**
- 18 **twelve (12) month period beginning on July 1 and ending on June**
- 19 **30 in the immediately following fiscal year.**
- 20 **Sec. 4. The property tax elimination fund is established. The**
- 21 **fund shall be administered by the treasurer of state. The fund**
- 22 **consists of transfers made under section 9 of this chapter. The**
- 23 **money in the fund may only be used for the following purposes:**
- 24 **(1) To replace property taxes if a state constitutional**

1           amendment to eliminate or repeal property taxes is ratified.  
2           **(2) To augment the state combined reserves as provided in**  
3           **section 9 of this chapter.**  
4           **Sec. 5. The expenses of administering the fund shall be paid**  
5           **from money in the fund.**  
6           **Sec. 6. The treasurer of state shall invest money in the fund not**  
7           **currently needed to meet the obligations of the fund in the same**  
8           **manner as other public money may be invested. Interest that**  
9           **accrues from these investments shall be deposited in the fund.**  
10          **Sec. 7. Money in the fund at the end of a state fiscal year does**  
11          **not revert to the state general fund.**  
12          **Sec. 8. On June 30 of each state fiscal year, the budget agency**  
13          **shall determine a fraction (expressed as a percentage) for which:**  
14               **(1) the numerator is the balance of the state combined**  
15               **reserves; and**  
16               **(2) the denominator is the sum of the total revenue deposited**  
17               **in the state general fund and the property tax replacement**  
18               **fund for the state fiscal year.**  
19          **The budget agency shall forward this percentage to the auditor.**  
20          **Sec. 9. If the percentage determined in section 8 of this chapter:**  
21               **(1) is greater than seven percent (7%), the auditor shall**  
22               **transfer an amount equal to the difference between the**  
23               **percentage determined in section 8 of this chapter and seven**  
24               **percent (7%) from the state combined reserves to the**  
25               **property tax elimination fund; and**  
26               **(2) is less than two percent (2%), the auditor shall transfer an**  
27               **amount equal to the difference between two percent (2%) and**  
28               **the percentage determined in section 8 of this chapter from**  
29               **the property tax elimination fund to the state combined**  
30               **reserves."**  
31          Renumber all SECTIONS consecutively.  
            (Reference is to ESB 500 as printed April 3, 2007.)

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Representative Thompson