



February 15, 2008

**ENGROSSED
HOUSE BILL No. 1016**

DIGEST OF HB 1016 (Updated February 13, 2008 11:43 am - DI 106)

Citations Affected: IC 32-34.

Synopsis: Unclaimed money. Requires the treasurer of state to return certain unclaimed money directly to the claimant instead of returning the money to a court clerk to present the unclaimed money to the claimant. Removes a requirement that a claimant give notice to the attorney general of proceedings on a claim.

Effective: July 1, 2008.

VanDenburgh, Richardson, Koch

(SENATE SPONSORS — TALLIAN, LANDSKE)

January 8, 2008, read first time and referred to Committee on Judiciary.
January 16, 2008, reported — Do Pass.
January 24, 2008, read second time, amended, ordered engrossed.
January 25, 2008, engrossed.
January 28, 2008, read third time, passed. Yeas 83, nays 0.

SENATE ACTION

January 29, 2008, read first time and referred to Committee on Judiciary.
February 14, 2008, reported favorably — Do Pass.

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EH 1016—LS 6031/DI 107+



February 15, 2008

Second Regular Session 115th General Assembly (2008)

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 2007 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1016

A BILL FOR AN ACT to amend the Indiana Code concerning property.

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

1 SECTION 1. IC 32-34-3-3 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 3. (a) Within five (5)
3 years after a sum of money is deposited in the abandoned property fund
4 in accordance with section 2(d) of this chapter, a person may make a
5 claim to the money by filing an application in the court whose clerk
6 originally held the sum. ~~The claimant shall give at least ten (10) days~~
7 ~~prior notice of the proceedings on the claim to the attorney general;~~
8 ~~who may appear in the proceedings to represent the interests of the~~
9 ~~state.~~

10 (b) If the proof presented by the claimant satisfies the court that the
11 claim is valid, the court shall order payment of the money to the
12 claimant. If presented with a certified copy of the court's order, the
13 attorney general shall direct the treasurer to return the sum of money
14 to the clerk; ~~who shall present the money to the claimant.~~

EH 1016—LS 6031/DI 107+



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COMMITTEE REPORT

Mr. Speaker: Your Committee on Judiciary, to which was referred House Bill 1016, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

LAWSON L, Chair

Committee Vote: yeas 10, nays 0.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1016 be amended to read as follows:

Page 1, line 6, strike "The claimant shall give at least ten (10) days".

Page 1, strike lines 7 through 9.

(Reference is to HB 1016 as printed January 17, 2008.)

RICHARDSON

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COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred House Bill No. 1016, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1016 as printed January 25, 2008.)

BRAY, Chairperson

Committee Vote: Yeas 6, Nays 0.

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