

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 492 be amended to read as follows:

- 1 Page 17, after line 35, begin a new paragraph and insert:
2 "SECTION 2. IC 32-31-8-8 IS ADDED TO THE INDIANA CODE
3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
4 1, 2009]: **Sec. 8. (a) This section applies to real property that
5 contains one (1) or more residential rental units and that is the
6 subject of a judgment of foreclosure rendered under IC 32-30-10.
7 (b) This section does not apply:
8 (1) for an emergency possessory order issued under
9 IC 32-31-6; or
10 (2) when a tenant has failed to pay rent or comply with other
11 obligations of the rental contract or agreement.
12 (c) For one (1) year after the date on which a judgment of
13 foreclosure is rendered under IC 32-30-10, a tenant may not be
14 evicted from the tenant's rental unit unless:
15 (1) the landlord or owner sends the tenant a notice of eviction
16 at least sixty (60) days before the date of eviction;
17 (2) if notice of the pendency of the foreclosure action was
18 given to the tenant more than sixty (60) days before an order
19 from a court to evict a tenant is sought, the landlord or owner
20 sends the tenant a notice of eviction at least thirty (30) days
21 before the date of eviction; or
22 (3) the rental agreement has expired.
23 (d) In seeking an order from a court to evict a tenant of a
24 property described in subsection (a), a landlord or owner must**

- 1 **provide a copy of the notice described in subsection (c)."**
(Reference is to ESB 492 as printed April 10, 2009.)

Representative Bardon