

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Appropriations, to which was referred Senate Bill No. 388, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 2, reset in roman lines 8 through 16.
2 Page 2, between lines 20 and 21, begin a new paragraph and insert:
3 "**(d) For a county that did not impose an ad valorem property**
4 **tax levy before January 1, 2009, for the county general fund to**
5 **provide financial assistance under IC 12-29-1 (community mental**
6 **retardation and other developmental disabilities center) or**
7 **IC 12-29-2 (community mental health center), the levy limits do not**
8 **apply to the part of the county's general fund that is used in the**
9 **first ensuing calendar year to provide financial assistance under**
10 **IC 12-29-1 or IC 12-29-2. The department of local government**
11 **finance shall review a county's proposed budget that is submitted**
12 **under IC 12-29-1-1 or IC 12-29-2-1.2 and make a final**
13 **determination of the county's financial assistance budget for the**
14 **first ensuing calendar year.**
15 SECTION 2. IC 12-29-1-1 IS AMENDED TO READ AS
16 FOLLOWS [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]:
17 Sec. 1. (a) The county executive of a county may authorize the
18 furnishing of financial assistance to a community mental retardation
19 and other developmental disabilities center that is located or will be
20 located in the county.

1 (b) Assistance authorized under this section shall be used for the
2 following purposes:

3 (1) Constructing a center.

4 (2) Operating a center.

5 (c) Upon request of the county executive, the county fiscal body
6 may appropriate annually from the county's general fund the money to
7 provide financial assistance for the purposes described in subsection
8 (b). The appropriation may not exceed the amount that could be
9 collected from an annual tax levy of not more than three and
10 thirty-three hundredths cents (\$0.0333) on each one hundred dollars
11 (\$100) of taxable property within the county.

12 **(d) If a county did not provide financial assistance under this**
13 **chapter before January 1, 2009, the county may propose a financial**
14 **assistance budget for an ensuing calendar year. The county shall**
15 **refer its proposed budget for the first calendar year to the**
16 **department of local government finance before the tax levy is**
17 **advertised. The budget for the first calendar year is subject to**
18 **review and approval under IC 6-1.1-18.5-10.**

19 SECTION 3. IC 12-29-2-1.2 IS AMENDED TO READ AS
20 FOLLOWS [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]:
21 Sec. 1.2. (a) The county executive of a county may authorize the
22 furnishing of financial assistance for the purposes described in
23 subsection (b) to a community mental health center that is located or
24 will be located:

25 (1) in the county;

26 (2) anywhere in Indiana, if the community mental health center is
27 organized to provide services to at least two (2) counties,
28 including the county executive's county; or

29 (3) in an adjacent state, if the center is organized to provide
30 services to Indiana residents, including residents in the county
31 executive's county.

32 If a community mental health center is organized to serve more than
33 one (1) county, upon request of the county executive, each county fiscal
34 body may appropriate money annually from the county's general fund
35 to provide financial assistance for the community mental health center.

36 (b) Assistance authorized under this section shall be used for the
37 following purposes:

38 (1) Constructing a community mental health center.

39 (2) Operating a community mental health center.

40 (c) The appropriation from a county authorized under subsection (a)
41 may not exceed ~~the following~~:

42 ~~(1) For 2004, the product of the amount determined under section~~

1 2(b)(1) of this chapter multiplied by one and five hundred four
2 thousandths (1.504):

3 ~~(2) for 2005 and each year thereafter~~; the product of the amount
4 determined under section 2(b)(2) of this chapter for that year
5 multiplied by one and five hundred four thousandths (1.504).

6 **(d) If a county did not provide financial assistance under this**
7 **chapter before January 1, 2009, the county may propose a financial**
8 **assistance budget for an ensuing calendar year. The county shall**
9 **refer its proposed budget for the first calendar year to the**
10 **department of local government finance before the tax levy is**
11 **advertised. The budget for the first calendar year is subject to**
12 **review and approval under IC 6-1.1-18.5-10."**

13 Renumber all SECTIONS consecutively.
 (Reference is to SB 388 as introduced.)

and when so amended that said bill do pass .

Committee Vote: Yeas 9, Nays 0.

Senator Kenley, Chairperson