

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Senate Bill 239 be amended to read as follows:

- 1           Page 117, between lines 5 and 6, begin a new paragraph and insert:  
2           "SECTION 78. [EFFECTIVE JANUARY 1, 2008  
3           (RETROACTIVE)] (a) **This SECTION applies to a taxpayer**  
4           **notwithstanding IC 6-1.1-11 or any other law or administrative**  
5           **rule or provision.**  
6           (b) **This SECTION applies to an assessment date, as defined in**  
7           **IC 6-1.1-1-2, occurring after December 31, 2007, and before**  
8           **January 1, 2010.**  
9           (c) **As used in this SECTION, "taxpayer" refers to a person, as**  
10          **defined in IC 6-1.1-1-10, that:**  
11          (1) **after January 15, 2010, and before January 25, 2010, filed**  
12          **or refiled, in a manner consistent with IC 6-1.1-36-1.5, a Form**  
13          **136 property tax exemption application, along with any**  
14          **supporting documents, schedules, or attachments, claiming an**  
15          **exemption from real property taxes under IC 36-1-10-18 for**  
16          **any assessment date described in subsection (b); and**  
17          (2) **leased real property to the bureau of motor vehicles**  
18          **commission during 2008 and 2009, and the real property**  
19          **identified in the property tax exemption application referred**  
20          **to in subdivision (1) received a full or partial exemption from**  
21          **real property taxes for the 2006 or 2007 assessment date.**  
22          (d) **A property tax exemption application referred to in**  
23          **subsection (c)(1):**  
24          (1) **is allowed; and**  
25          (2) **is considered to have been timely filed.**  
26          (e) **A taxpayer is entitled to the exemptions from real property**  
27          **taxes as claimed on the property tax exemption applications**  
28          **referred to in subsection (c)(1) and is not required to pay property**  
29          **taxes, penalties or interest with respect to the exempt property.**  
30          (f) **This SECTION expires July 1, 2011."**  
31          Renumber all SECTIONS consecutively.

(Reference is to SB 239 as printed January 29, 2010.)

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Senator YOUNG R MICHAEL