

# SENATE MOTION

**MADAM PRESIDENT:**

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

1           Page 41, between lines 37 and 38, begin a new paragraph and insert:  
2           "SECTION 34. IC 6-1.1-18.5-2, AS AMENDED BY P.L.1-2008,  
3           SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4           UPON PASSAGE]: Sec. 2. (a) As used in this section, "Indiana  
5           nonfarm personal income" means the estimate of total nonfarm  
6           personal income for Indiana in a calendar year as computed by the  
7           federal Bureau of Economic Analysis using any actual data for the  
8           calendar year and any estimated data determined appropriate by the  
9           federal Bureau of Economic Analysis.  
10          (b) ~~Subject to subsection (c)~~; For purposes of determining a civil  
11          taxing unit's maximum permissible ad valorem property tax levy for an  
12          ensuing calendar year, the civil taxing unit shall use the assessed value  
13          growth quotient determined in the last STEP of the following STEPS:  
14                STEP ONE: For each of the six (6) calendar years immediately  
15                preceding the year in which a budget is adopted under  
16                IC 6-1.1-17-5 for the ensuing calendar year, divide the Indiana  
17                nonfarm personal income for the calendar year by the Indiana  
18                nonfarm personal income for the calendar year immediately  
19                preceding that calendar year, rounding to the nearest  
20                one-thousandth (0.001).  
21                STEP TWO: Determine the sum of the STEP ONE results.  
22                STEP THREE: Divide the STEP TWO result by six (6), rounding  
23                to the nearest one-thousandth (0.001).  
24                STEP FOUR: Determine the lesser of the following:  
25                    (A) The STEP THREE quotient.  
26                    (B) One and six-hundredths (1.06).  
27          (c) ~~This subsection applies only to civil taxing units in Lake County.~~  
28          Notwithstanding any other provision, for property taxes first due and  
29          payable after December 31, 2007, the assessed value growth quotient  
30          used to determine a civil taxing unit's maximum permissible ad  
31          valorem property tax levy under this chapter for a particular calendar

1 year is one (1) unless a tax rate of one percent (1%) will be in effect  
2 under IC 6-3.5-1.1-26 or IC 6-3.5-6-32 in Lake County for that  
3 calendar year."

4 Page 117, between lines 5 and 6, begin a new paragraph and insert:  
5 "SECTION 79. [EFFECTIVE UPON PASSAGE] (a)  
6 **IC 6-1.1-18.5-2, as amended by this act, applies to property taxes**  
7 **imposed for assessment dates after February 28, 2010.**

8 **(b) This SECTION expires January 1, 2015."**

9 Renumber all SECTIONS consecutively.

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

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Senator TAYLOR