

## SENATE BILL No. 534

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 4-20.5.

**Synopsis:** Acquisition and disposition of state real property. Provides that a state agency may not acquire or lease real property from a labor organization. Provides that an interest in state property may not be sold or leased to a labor organization.

**Effective:** Upon passage.

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### Banks, Kruse

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January 18, 2011, read first time and referred to Committee on Judiciary.

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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## SENATE BILL No. 534



A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

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

1 SECTION 1. IC 4-20.5-3-2 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) An agency  
3 may acquire property from the owner of the property under a contract  
4 between the agency and the owner of the property.

5 (b) **An agency may not acquire property from a labor**  
6 **organization.**

7 SECTION 2. IC 4-20.5-5-7 IS AMENDED TO READ AS  
8 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) If an agency's  
9 needs cannot be met under section 6 of this chapter, the department  
10 may approve the leasing of facilities for the agency or lease facilities  
11 in its own name and assign them to the agency. A lease approved under  
12 this subsection must satisfy all the following:

- 13 (1) Must be approved under IC 4-13-2-14.1.
- 14 (2) May not be for a term of more than four (4) years.
- 15 (3) May provide for the state to make improvements on the leased  
16 property if authorized by the public works division of the  
17 department.



1 (4) Notwithstanding IC 4-13-2-20, may provide for payment to  
 2 the lessor at any time during the term of the lease for leasehold  
 3 improvements made by the lessor.  
 4 (b) Notwithstanding subsection (a)(2), the following apply:  
 5 (1) A lease entered into under this section may be renewed for  
 6 successive terms.  
 7 (2) The term of a lease may be for more than four (4) years, but  
 8 not more than ten (10) years, if the commissioner makes a written  
 9 determination stating the reason that it is in the best interests of  
 10 the state to rent property for a term of more than four (4) years.  
 11 **(c) An agency may not lease facilities from a labor organization.**  
 12 SECTION 3. IC 4-20.5-7-22 IS ADDED TO THE INDIANA CODE  
 13 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE  
 14 UPON PASSAGE]: **Sec. 22. An interest in state property may not**  
 15 **be sold or leased to a labor organization.**  
 16 SECTION 4. **An emergency is declared for this act.**

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