

# HOUSE BILL No. 1130

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 36-7-22.1.

**Synopsis:** Economic development districts. Creates a procedure to establish a community infrastructure improvement district (district). Specifies that the procedure added by the bill allowing for the establishment of a district does not authorize the unit to establish a district that overlaps with an economic improvement district. Requires a petition for the establishment of a district to include a rate and methodology report. Specifies the contents of the report. Specifies the basis upon which benefits accruing to parcels of real property within a district may be apportioned among those parcels. Requires a determination that the aggregate assessments within a district: (1) do not exceed 30% of the projected assessed value of property within the district; or (2) in the case of a district that is established for single family residences, do not exceed 10% of the projected assessed value per single family residence within the district; before a legislative body may adopt an ordinance to establish a district. Requires a community infrastructure improvement board (board) to assist the county treasurer in order to make certain specified determinations and designations regarding annual assessments within a district. Adds specific provisions that apply to the board's issuance of revenue bonds. Sunsets these provisions after five years.

**Effective:** July 1, 2024.

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January 8, 2024, read first time and referred to Committee on Ways and Means.

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Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

# HOUSE BILL No. 1130



A BILL FOR AN ACT to amend the Indiana Code concerning local government.

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

1 SECTION 1. IC 36-7-22.1 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2024]:  
4 **Chapter 22.1. Community Infrastructure Improvement**  
5 **Districts**  
6 **Sec. 1. (a) This chapter applies to all units except townships.**  
7 **(b) This chapter does not authorize a unit to establish a**  
8 **community infrastructure improvement district that overlaps with**  
9 **an economic improvement district established under IC 36-7-22.**  
10 **Sec. 2. As used in this chapter, "assessment" means a charge**  
11 **determined under section 14(a) of this chapter by applying the**  
12 **percentage of benefit apportioned to a parcel within a community**  
13 **infrastructure improvement district to the cost associated with**  
14 **economic improvement projects giving rise to such benefits. Costs**  
15 **subject to assessment for these purposes include all costs of the**  
16 **economic improvement projects as well as financing and**  
17 **administrative costs. In the case of bonds or notes issued pursuant**



1 to section 26 of this chapter, financing costs shall include, without  
 2 limitation, principal and interest, related reserve funds, cost of  
 3 insurance, and costs associated with ancillary financial  
 4 arrangements with respect to the bonds or notes.

5 **Sec. 3.** As used in this chapter, "board" refers to a community  
 6 infrastructure improvement board established under section 13 of  
 7 this chapter.

8 **Sec. 4.** As used in this chapter, "economic improvement project"  
 9 means the following:

10 (1) Planning or managing development or improvement  
 11 activities.

12 (2) Designing, landscaping, beautifying, constructing, or  
 13 maintaining public areas, public improvements, or public  
 14 ways (including designing, constructing, or maintaining  
 15 lighting, infrastructure, utility facilities, improvements, and  
 16 equipment, water facilities, improvements, and equipment,  
 17 sewage facilities, improvements, and equipment, streets, or  
 18 sidewalks for a public area or public way).

19 (3) Promoting commercial activity or public events.

20 (4) Supporting business recruitment and development.

21 (5) Providing security for public areas.

22 (6) Acquiring, constructing, or maintaining parking facilities.

23 (7) Constructing, rehabilitating, or repairing residential  
 24 property, including improvements related to the habitability  
 25 of the residential property.

26 (8) Acquiring, constructing, rehabilitating, or repairing  
 27 redevelopment projects, economic development facilities  
 28 described in IC 36-7-11.9-3, pollution control facilities  
 29 described in IC 36-7-11.9-9, or other local improvements.

30 (9) Constructing, rehabilitating, or repairing industrial or  
 31 commercial property associated with a qualified  
 32 redevelopment site (as defined in IC 6-3.1-34-6).

33 **Sec. 5.** As used in this chapter, "projected assessed value"  
 34 means:

35 (1) with respect to the community infrastructure  
 36 improvement district, an assessed value of the property within  
 37 the community infrastructure improvement district, plus the  
 38 as-built projected assessed value of the economic  
 39 improvement project to be constructed in the community  
 40 infrastructure improvement district as determined pursuant  
 41 to a third party evaluation accepted by the legislative body;  
 42 and



1           (2) with respect to an individual parcel, the as-built (or  
2           as-improved, as appropriate) projected assessed value of the  
3           parcel as determined pursuant to a third party evaluation  
4           accepted by the legislative body;  
5           including in both cases the assessed value of a property subject to  
6           a voluntary assessment agreement as set forth in section 10(e) of  
7           this chapter.

8           Sec. 6. As used in this chapter, "rate and method of  
9           apportionment report" means a report relating to a developer's  
10          planned economic development of the subject parcels, which must  
11          set forth at least the following:

12          (1) A list of parcels consistent with the parcels identified in the  
13          petition for the establishment of the community infrastructure  
14          improvement district under section 7 of this chapter.

15          (2) A statement of:

16               (A) the proposed assessment formula under section 7(b)(5)  
17               of this chapter;

18               (B) the apportionment of benefits under section 8(a) of this  
19               chapter; and

20               (C) zones or other classifications, if any, relating to the  
21               formula under clause (A) or the apportionment under  
22               clause (B).

23          (3) The proposed total assessment per parcel, including:

24               (A) the lump sum payment amount if the assessment is  
25               payable as a lump sum;

26               (B) the method for converting a lump sum assessment to  
27               annual installments, if applicable; and

28               (C) a schedule of annual installments and an  
29               accompanying amortization schedule of the assessment, if  
30               any.

31          (4) A statement of the basis and methodology for reassessment  
32          in the case of a parcel division or consolidation of the assessed  
33          property, status of development or the completion of  
34          improvements associated with the assessed property or  
35          changes in zoning classification of the property, and any  
36          resulting assessment changes.

37          (5) The proposed maximum number of years during which the  
38          assessment may be paid in annual installments.

39          (6) The proposed method for establishing the assessment for  
40          the initial year and each year thereafter.

41          Sec. 7. (a) A person that intends to file a petition for the  
42          establishment of a community infrastructure improvement district



1 under this section must first provide written notice to the clerk (as  
2 defined in IC 36-1-2) in the case of a municipality, or the county  
3 auditor, in the case of a county, of the person's intent before  
4 initiating the petition process.

5 (b) A petition for the establishment of a community  
6 infrastructure improvement district may be filed with the clerk of  
7 the municipality or the county auditor not later than one hundred  
8 twenty (120) days after the date on which the notice of intent for  
9 the petition is filed with the clerk of the municipality or the county  
10 auditor under subsection (a). The petition must include the  
11 following information:

12 (1) The boundaries of the proposed district, including the  
13 boundaries of any zones to be established under section 8(b)  
14 of this chapter.

15 (2) The name and address of each parcel and owner of land  
16 within the proposed district and a description of the existing  
17 land use and zoning classification of each parcel.

18 (3) A detailed description of the economic improvement  
19 projects to be carried out within the proposed district, the  
20 estimated cost of these projects, and the benefits to accrue to  
21 the property owners within the district.

22 (4) A plan for the application of assessment revenue to the  
23 cost of the economic improvement projects within the district.

24 (5) A proposed formula for determining the percentage of the  
25 total benefit to be received by each parcel of real property  
26 within the district, in the manner provided by section 8 of this  
27 chapter.

28 (6) The number of years in which assessments will be levied.

29 (7) A proposed list of members for the board.

30 (c) The petition shall be accompanied by a rate and method of  
31 apportionment report.

32 (d) The clerk of the municipality or the county auditor shall  
33 retain the paper copy of a petition filed under this section for not  
34 less than ninety (90) days from the date the petition is filed with the  
35 clerk of the municipality or the county auditor.

36 Sec. 8. (a) The benefits accruing to parcels of real property  
37 within a community infrastructure improvement district may be  
38 apportioned among those parcels on any basis reasonably  
39 representative of the diffusion of benefits from the economic  
40 improvement project, including the following:

41 (1) Proximity of the parcel to the project.

42 (2) Accessibility of the parcel to the project.



- 1           (3) True cash value of the parcel.
- 2           (4) True cash value of any improvement on the parcel.
- 3           (5) Age of any improvement on the parcel.
- 4           (6) Land use class of the parcel.
- 5           (7) Equivalent units, including, in the case of an apartment
- 6           building, the number of units in the building.
- 7           (8) Parcel square footage.
- 8           (9) Parcel front footage.
- 9           (10) Gross floor area.
- 10          (11) Benefit availability.
- 11          (12) Impervious surface area.
- 12          (13) Other similar factors.

13          The apportionment of benefits under this subsection may be  
 14          adjusted by zone or land use as provided in subsections (b) and (c).

15          (b) If the benefit of the economic improvement project varies  
 16          from one (1) area to another within the community infrastructure  
 17          improvement district, up to three (3) zones may be established  
 18          within the district to delineate the approximate difference in  
 19          beneficial impact, and benefits may be apportioned accordingly.

20          (c) In order to encourage the retention or development of  
 21          various land uses within the district, assessments may be adjusted  
 22          according to the zoning classification of the property.

23          Sec. 9. (a) After receipt of a petition under section 7 of this  
 24          chapter, the clerk of the municipality or the county auditor shall,  
 25          in the manner provided by IC 5-3-1, publish notice of a hearing on  
 26          the proposed community infrastructure improvement district. The  
 27          clerk of the municipality or the county auditor shall mail a copy of  
 28          the notice to each owner of real property within the proposed  
 29          community infrastructure improvement district. The notice must  
 30          include the boundaries of the proposed district, a description of the  
 31          proposed projects, the proposed formula for determining the  
 32          percentage of the total benefit to be received by each parcel of  
 33          property, and the hearing date. The date of the hearing may not be  
 34          more than sixty (60) days after the date on which the notice is  
 35          mailed.

36          (b) At the public hearing under subsection (a), the legislative  
 37          body shall hear all owners of real property in the proposed district  
 38          (who appear and request to be heard) upon the questions of:

- 39               (1) the sufficiency of the notice;
- 40               (2) whether the proposed economic improvement projects are
- 41               of public utility and benefit;
- 42               (3) whether the formula to be used for the assessment of



1 special benefits is appropriate; and

2 (4) whether the district contains all, or more or less than all,  
3 of the property specially benefited by the proposed project.

4 Sec. 10. (a) After conducting a hearing on the proposed  
5 community infrastructure improvement district, the legislative  
6 body may adopt an ordinance establishing the community  
7 infrastructure improvement district if it determines that:

8 (1) the petition meets the requirements of this section and  
9 sections 7 and 8 of this chapter;

10 (2) the economic improvement projects to be undertaken in  
11 the district will provide special benefits to property owners in  
12 the district and will be of public utility and benefit;

13 (3) the benefits provided by the project will be new benefits  
14 that do not replace benefits existing before the establishment  
15 of the district;

16 (4) the formula to be used for the assessment of benefits is  
17 appropriate;

18 (5) except as provided in subdivision (6), aggregate  
19 assessments under this chapter do not exceed thirty percent  
20 (30%) of the projected assessed value of property within the  
21 district; and

22 (6) in the case of a community infrastructure improvement  
23 district that is established for single family residences, the  
24 aggregate assessments under this chapter do not exceed ten  
25 percent (10%) of the projected assessed value per single  
26 family residence within the district.

27 (b) The legislative body may adopt the ordinance only if it  
28 determines that the petition has been signed by one hundred  
29 percent (100%) of the owners of real property subject to  
30 assessment within the proposed district.

31 (c) Unless an owner of property has entered into a voluntary  
32 assessment agreement associated with the economic improvement  
33 project, the signature of a person shall not be considered in  
34 determining whether the requirement under subsection (b) is met  
35 if the person's property:

36 (1) is:

37 (A) owned by a nonprofit entity and is exempt from  
38 property taxation under IC 6-1.1-10-16;

39 (B) owned by the state or a state agency or leased to a state  
40 agency and is exempt from property taxation under  
41 IC 6-1.1-10 or any other law; or

42 (C) owned by a political subdivision of the state and is



- 1           exempt from property taxation under IC 6-1.1-10 or any  
 2           other law; or  
 3           **(2) would be exempt from assessments under the ordinance.**  
 4           **(d) In addition, unless an owner of property has entered into a**  
 5 **voluntary assessment agreement, neither the parcel of real**  
 6 **property nor the assessed value of any property may be considered**  
 7 **in determining the total parcels of real property or the total**  
 8 **assessed value of property in the proposed district for purposes of**  
 9 **determining whether the requirement under subsection (b) is met**  
 10 **if the property:**  
 11           **(1) is:**  
 12           **(A) owned by a nonprofit entity and is exempt from**  
 13 **property taxation under IC 6-1.1-10-16;**  
 14           **(B) owned by the state or a state agency or leased to a state**  
 15 **agency and is exempt from property taxation under**  
 16 **IC 6-1.1-10 or any other law; or**  
 17           **(C) owned by a political subdivision of the state and is**  
 18 **exempt from property taxation under IC 6-1.1-10 or any**  
 19 **other law; or**  
 20           **(2) would be exempt from assessment under the ordinance.**  
 21           **(e) The assessed value of a property subject to a voluntary**  
 22 **assessment agreement is the most recent of valuations from either**  
 23 **the county assessor or a third party evaluation accepted by the**  
 24 **legislative body.**  
 25           **Sec. 11. (a) An ordinance adopted under section 10 of this**  
 26 **chapter may be repealed or amended only after notice of the**  
 27 **proposed repeal or amendment is published and mailed in the**  
 28 **manner provided by section 9 of this chapter. However, in no event**  
 29 **shall any ordinance adopted under this chapter be repealed or**  
 30 **amended if there is any outstanding debt payable from**  
 31 **assessments.**  
 32           **(b) Notwithstanding subsection (a), an ordinance adopted under**  
 33 **section 10 of this chapter may be amended to add additional,**  
 34 **contiguous parcels to which benefits of economic improvement**  
 35 **projects accrue at the request of the owner or owners of such**  
 36 **parcels. If an ordinance is amended under this subsection, the rate**  
 37 **and method of apportionment report shall be amended to reflect**  
 38 **the revised list of parcels and related assessments, and notice must**  
 39 **be provided under section 14(b) of this chapter.**  
 40           **Sec. 12. An ordinance adopted under section 10 of this chapter**  
 41 **may provide that businesses established within the district after the**  
 42 **creation of the district are exempt from special assessments for a**





1 period not to exceed one (1) year.

2 **Sec. 13. An ordinance adopted under section 10 of this chapter**  
 3 **must establish a community infrastructure improvement board to**  
 4 **be appointed by the legislative body. The board must have at least**  
 5 **three (3) members, and a majority of the board members must own**  
 6 **real property within the district. However, if there is only one (1)**  
 7 **property owner within a district, the legislative body shall appoint**  
 8 **one (1) member to the community infrastructure improvement**  
 9 **board who owns real property within the district and not more**  
 10 **than two (2) other members who are not required to own real**  
 11 **property within the district.**

12 **Sec. 14. (a) The following apply:**

13 **(1) The board shall use the formula approved by the**  
 14 **legislative body under section 10(a)(4) of this chapter to**  
 15 **determine the percentage of benefit to be received by each**  
 16 **parcel of real property within the community infrastructure**  
 17 **improvement district. The board shall apply the percentage**  
 18 **determined for each parcel to the total amount that is to be**  
 19 **defrayed by special assessment and determine the special**  
 20 **assessment for each parcel.**

21 **(2) In the event of a reassessment as provided in section 6(4)**  
 22 **of this chapter, the next assessment installment will include an**  
 23 **additional amount owed, if any, equal to the difference**  
 24 **between the amount originally calculated in subdivision (1)**  
 25 **and the amount calculated pursuant to subdivision (1) using**  
 26 **the reassessment methodology described in the rate and**  
 27 **method of apportionment report.**

28 **(b) Promptly after determining the proposed assessment for**  
 29 **each parcel, the board shall mail notice to each owner of property**  
 30 **to be assessed. The notice must:**

31 **(1) describe any potential proposed special assessment and**  
 32 **estimates of related annual installments thereof, including any**  
 33 **method by which the assessments or installments may change**  
 34 **depending on factors as set forth in the rate and method of**  
 35 **apportionment report;**

36 **(2) state that the rate and method of apportionment report**  
 37 **and the proposed special assessment on each parcel of real**  
 38 **property in the community infrastructure improvement**  
 39 **district is on file and can be seen in the board's office;**

40 **(3) state the time and place where written remonstrances**  
 41 **against the special assessment may be filed;**

42 **(4) set forth the time and place where the board will hear any**



1 owner of assessed real property who has filed a remonstrance  
2 before the hearing date; and

3 (5) state that the board, after hearing evidence, may decrease,  
4 or leave unchanged, the special assessment on any parcel.

5 (c) The notices must be deposited in the mail twenty (20) days  
6 before the hearing date. The notices to the owners must be  
7 addressed as the names and addresses appear on the tax duplicates  
8 and the records of the county auditor.

9 (d) At the time fixed in the notice, the board shall hear any  
10 owner of assessed real property who has filed a written  
11 remonstrance before the date of the hearing. The hearing may be  
12 continued from time to time as long as is necessary to hear the  
13 owners.

14 (e) The board shall render its decision by either confirming or  
15 decreasing each special assessment by setting opposite each name,  
16 parcel, and proposed assessment, the amount of the assessment as  
17 determined by the board. However, if the total of the special  
18 assessments exceeds the amount needed, the board shall make a  
19 prorated reduction in each special assessment.

20 (f) Except as provided in section 15 of this chapter, the signing  
21 of the special assessment schedule by a majority of the members of  
22 the board and the delivery of the schedule to the county auditor  
23 constitute a final and conclusive determination of the benefits that  
24 are assessed.

25 (g) Each special assessment is a lien on the real property that is  
26 assessed, second only to ad valorem property taxes levied on that  
27 property.

28 (h) The board shall certify to the county auditor the schedule of  
29 special assessments of benefits. For purposes of providing  
30 substantiation of the deductibility of a special assessment for  
31 federal adjusted gross income tax purposes under Section 164 of  
32 the Internal Revenue Code, the board shall, to the extent  
33 practicable, supplement the schedule of special assessments  
34 provided to the county auditor with a statement that identifies the  
35 part of each special assessment that is allocable to interest,  
36 maintenance, and repair charges. If the board provides the county  
37 auditor with the statement, the county auditor shall show, on the  
38 tax statement, the part of the special assessment that is for interest  
39 and maintenance and repair items separately from the remainder  
40 of the special assessment.

41 (i) An assessment or reassessment, interest, the expense of  
42 collection, and reasonable attorney's fees, if incurred, is:



- 1           (1) a lien that is effective from the date of the ordinance or
- 2           order levying the assessment until the assessment is paid;
- 3           (2) a lien that is subject to and subordinate to:
- 4                (A) all liens and encumbrances existing at the time the
- 5                assessment lien becomes effective; and
- 6                (B) any later extension or amendment of the liens and
- 7                encumbrances existing at the time the assessment lien
- 8                became effective;
- 9           (3) a lien that runs with the land and that portion of an
- 10           assessment payment that has not yet come due is not
- 11           eliminated by transfer of the parcel to a tax exempt owner;
- 12           and
- 13           (4) an assessment lien that may be enforced by the governing
- 14           body in the same manner that mortgages are foreclosed.
- 15           (j) Delinquent installments of the assessment shall incur interest,
- 16           penalties, and attorney's fees in the same manner as delinquent ad
- 17           valorem taxes.
- 18           (k) The owner of assessed property, including those by way of
- 19           voluntary assessment, may pay at any time all or any part of the
- 20           assessment, with interest that has accrued on the assessment, on
- 21           any lot or parcel.
- 22           Sec. 15. (a) Any owner of real property in a community
- 23           infrastructure improvement district may file an action contesting
- 24           the validity of:
- 25                (1) the ordinance adopted under section 10 of this chapter; or
- 26                (2) the assessment schedule adopted under section 14 of this
- 27                chapter.
- 28           (b) An action under this section must be filed:
- 29                (1) in the circuit or superior court of the county in which the
- 30                community infrastructure improvement district is located;
- 31                and
- 32                (2) within thirty (30) days after adoption of either the
- 33                ordinance or assessment schedule, respectively.
- 34           Sec. 16. Within thirty (30) days after the county auditor receives
- 35           the certification of final scheduled assessments for the completion
- 36           of the economic improvement project, the county auditor shall
- 37           deliver a copy of the certificate to the county treasurer. Each year,
- 38           the board, which may work through a third party administrator,
- 39           shall assist the county treasurer in order to:
- 40                (1) prepare an annual assessment roll, which shall reflect
- 41                which parcels, if any, have fully paid any applicable
- 42                assessment and therefore no longer owe an assessment



1           installment;

2           (2) designate which parcels are assessed, and in what

3           amounts, going forward;

4           (3) establish annual assessment installments consistent with

5           the rate and method of apportionment report; and

6           (4) calculate and add to the annual assessment installments

7           due any penalties, interest, fees, or payments owed under

8           section 14(j) of this chapter, and other amounts due.

9           Each year, the treasurer shall add the full annual assessment

10          installment due in that year to the tax statements of the person

11          owning the property affected by the assessment, designating it in

12          a manner distinct from general taxes.

13          Sec. 17. Assessments collected under this chapter shall be paid

14          to the board.

15          Sec. 18. (a) The board shall establish a community

16          infrastructure improvement fund and shall deposit in this fund all

17          assessments received under this chapter and any other amounts

18          received by the board.

19          (b) Money in the community infrastructure improvement fund

20          may be used only for the purposes specified in the ordinance

21          establishing the community infrastructure improvement district.

22          Any money earned from investment of money in the fund becomes

23          a part of the fund.

24          Sec. 19. (a) Before November 1 of each year, the board shall

25          prepare and submit to the fiscal body a budget for the following

26          calendar year governing the board's projected expenditures from

27          the community infrastructure improvement fund. The budget must

28          include amounts to pay debt service on any bonds supported by

29          assessments and assessment installments until the bonds are paid

30          in full. The fiscal body may approve, modify, or reject the proposed

31          budget.

32          (b) The board may make an expenditure from the community

33          infrastructure improvement fund only if the expenditure was

34          approved by the fiscal body in its review of the board's budget or

35          was otherwise approved by the fiscal body.

36          Sec. 20. The board must comply with IC 36-1-12 when

37          contracting for public works.

38          Sec. 21. The board may enter into lease or contractual

39          agreements, or both, with governmental, nonprofit, or other

40          private entities for the purpose of carrying out economic

41          improvement projects.

42          Sec. 22. If the ordinance that established a community



1 infrastructure improvement district is repealed, the assets and  
2 liabilities of the community infrastructure improvement district  
3 shall be disposed of in the manner determined by the unit.  
4 However, liabilities incurred by the community infrastructure  
5 improvement district are not an obligation of the unit and are  
6 payable only from the special assessments and other revenues of  
7 the district.

8 **Sec. 23.** The board shall submit an annual report to the  
9 legislative body and the fiscal body before February 15 of each  
10 year. The report must summarize the board's activities and  
11 expenditures during the preceding calendar year.

12 **Sec. 24.** The board may:

13 (1) exercise any of the powers of a unit under IC 36-7-12-18 or  
14 IC 36-7-12-18.5; or

15 (2) issue revenue bonds under section 26 of this chapter;  
16 to finance an economic improvement project.

17 **Sec. 25.** Upon acceptance or rejection of a proposed community  
18 infrastructure improvement district following a petition under this  
19 chapter, the resulting district (or the person that files the petition,  
20 if the proposed district is rejected) shall, at the request of the unit,  
21 reimburse the unit for all or part of the reasonable expenses  
22 incurred by the unit to comply with this chapter. The legislative  
23 body of the unit may choose not to collect all or part of the  
24 reasonable expenses incurred to comply with this chapter.

25 **Sec. 26. (a)** In accordance with section 24 of this chapter, the  
26 board may issue bonds or notes payable from assessments assessed  
27 under this chapter to finance economic improvement projects. The  
28 bonds or notes may be publicly offered or privately placed in the  
29 manner determined by the board. Such assessments are not ad  
30 valorem property taxes and any bonds or notes payable from the  
31 assessment revenue are not general obligations of the unit that  
32 established the community infrastructure improvement district.

33 (b) The board may enter into ancillary financial agreements  
34 relating to and in furtherance of its issuance of bonds or notes  
35 under this chapter, including agreements with the unit that  
36 established the district.

37 (c) Bonds or notes issued under this chapter shall include  
38 provisions for redemptions from property owners who choose to  
39 make one (1) time lump sum assessment prepayments on the  
40 unamortized portion of any assessment applicable to their  
41 property.

42 (d) Bonds or notes issued under this chapter are subject to the



1 following limitations:  
2 (1) The bonds or notes may be issued for a period not to  
3 exceed thirty-five (35) years.  
4 (2) The average life of the bonds or notes may not exceed one  
5 hundred twenty percent (120%) of the average economic life  
6 of the improvements for which the bonds or notes are issued.  
7 Sec. 27. This chapter expires July 1, 2029.

