

HOUSE BILL No. 1239

DIGEST OF INTRODUCED BILL

Citations Affected: IC 8-1.5-3-8.4.

Synopsis: Municipal water utility liens. Provides that rates and charges of a municipally owned water utility constitute a lien against property served by the utility. Provides that the method for attachment and enforcement of municipal water utility liens is the same as the method for municipal wastewater utility liens.

Effective: July 1, 2015.

GiaQuinta

January 13, 2015, read first time and referred to Committee on Local Government.



First Regular Session of the 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

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

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

1 SECTION 1. IC 8-1.5-3-8.4 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2015]: **Sec. 8.4. The rates and charges made and established by**
4 **a municipally owned water utility for water service provided to a**
5 **property constitute a lien against the property. The lien is superior**
6 **to and takes precedence over all other liens except a lien for taxes.**
7 **The lien attaches and shall be enforced in the manner liens attach**
8 **and are enforced under IC 36-9-23. The enforcement of a lien**
9 **under this section is in addition to any penalties provided under**
10 **section 4 of this chapter and any other applicable penalty provided**
11 **by law.**

