



March 20, 2015

ENGROSSED HOUSE BILL No. 1495

DIGEST OF HB 1495 (Updated March 18, 2015 3:09 pm - DI 87)

Citations Affected: IC 6-1.1; IC 36-2.

Synopsis: Various local government issues. Provides the following with regard to a permit required to move or transfer title to a mobile home: (1) The permit must be issued by the county treasurer not later than two business days after a completed permit application is received. (2) The permit expires 90 days after the date the permit is issued. Requires the owner of a mobile home to obtain a new permit if the owner wishes to move, or transfer title to, the mobile home after expiration of the original permit. Requires the county auditor, rather than the county treasurer, to give notice of tax rates in the county. Provides that 48 hours notice of a special meeting of the county executive must be given. (Under current law, six days notice must be given of a special meeting of the county executive.)

Effective: July 1, 2015.

Beumer, Behning

(SENATE SPONSOR — RAATZ)

January 14, 2015, read first time and referred to Committee on Local Government.
February 2, 2015, amended, reported — Do Pass.
February 5, 2015, read second time, ordered engrossed. Engrossed.
February 10, 2015, read third time, passed. Yeas 91, nays 0.

SENATE ACTION

February 24, 2015, read first time and referred to Committee on Local Government.
March 19, 2015, amended, reported favorably — Do Pass.

EH 1495—LS 7005/DI 75



March 20, 2015

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.

ENGROSSED HOUSE BILL No. 1495

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

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

1 SECTION 1. IC 6-1.1-7-10, AS AMENDED BY P.L.203-2013,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 10. (a) A mobile home may not be moved from
4 one (1) location to another unless the owner obtains a permit to move
5 the mobile home from the county treasurer.
6 (b) The bureau of motor vehicles may not transfer the title to a
7 mobile home unless the owner obtains a permit to transfer the title from
8 the county treasurer.
9 (c) A county treasurer shall issue a permit which is required to
10 either move, or transfer the title to, a mobile home if the taxes due on
11 the mobile home have been paid. **The county treasurer shall issue the**
12 **permit not later than two (2) business days (excluding weekends**
13 **and holidays) after the date the completed permit application is**
14 **received by the county treasurer.** The permit shall state the date it is
15 issued.

EH 1495—LS 7005/DI 75



1 (d) After issuing a permit to move a mobile home under subsection
 2 (c), a county treasurer shall notify the township assessor of the
 3 township to which the mobile home will be moved, or the county
 4 assessor if there is no township assessor for the township, that the
 5 permit to move the mobile home has been issued.

6 **(e) A permit to move, or transfer title to, a mobile home that is**
 7 **issued under this section expires ninety (90) days after the date the**
 8 **permit is issued. The permit is invalid after the permit expires. If**
 9 **the owner wishes to move, or transfer title to, the mobile home**
 10 **after the permit has expired, the owner must obtain a new permit**
 11 **under this section.**

12 SECTION 2. IC 6-1.1-22-4, AS AMENDED BY P.L.42-2011,
 13 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 14 JULY 1, 2015]: Sec. 4. (a) Immediately upon the receipt of the tax
 15 duplicate, the county ~~treasurer~~ **auditor** shall give notice of the rate of
 16 tax per one hundred dollars (\$100) of assessed valuation to be collected
 17 in the county for each purpose and the total of the rates in each taxing
 18 district. This notice shall be published in the form prescribed by the
 19 department of local government finance three (3) times with each
 20 publication one (1) week apart.

21 (b) The notice required by this section shall be printed in two (2)
 22 newspapers which represent different political parties and which are
 23 published in the county. However, if two (2) newspapers which
 24 represent different political parties are not published in the county, the
 25 notice shall be printed in one (1) newspaper.

26 SECTION 3. IC 6-1.1-24-1, AS AMENDED BY THE TECHNICAL
 27 CORRECTIONS BILL OF THE 2015 GENERAL ASSEMBLY, IS
 28 AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:
 29 Sec. 1. (a) On or after January 1 of each calendar year in which a tax
 30 sale will be held in a county and not later than fifty-one (51) days after
 31 the first tax payment due date in that calendar year, the county treasurer
 32 ~~(or county executive, in the case of property described in subdivision~~
 33 ~~(2))~~ shall certify to the county auditor a list of real property on which
 34 any of the following exist:

35 (1) ~~In the case of real property other than real property described~~
 36 ~~in subdivision (2).~~ Any property taxes or special assessments
 37 certified to the county auditor for collection by the county
 38 treasurer ~~from the prior year's spring installment or before~~ are
 39 delinquent as determined under IC 6-1.1-37-10 and the **prior**
 40 **year's spring installment or before** delinquent property ~~tax or~~
 41 ~~taxes, special assessments, penalties, fees, or interest~~ due exceed
 42 twenty-five dollars (\$25).



1 (2) *In the case of real property for which a county executive has*
 2 *certified to the county auditor that the real property is:*

3 (A) *vacant; or*

4 (B) *abandoned;*

5 *any property taxes or special assessments from the prior year's*
 6 *fall installment or before that are delinquent as determined under*
 7 *IC 6-1.1-37-10. The county executive must make a certification*
 8 *under this subdivision not later than sixty-one (61) days before*
 9 *the earliest date on which application for judgment and order for*
 10 *sale may be made. The executive of a city or town may provide to*
 11 *the county executive of the county in which the city or town is*
 12 *located a list of real property that the city or town has determined*
 13 *to be vacant or abandoned. The county executive shall include*
 14 *real property included on the list provided by a city or town*
 15 *executive on the list certified by the county executive to the*
 16 *county auditor under this subsection.*

17 ~~(3)~~ (2) Any unpaid costs are due under section 2(b) of this chapter
 18 from a prior tax sale.

19 (b) The county auditor shall maintain a list of all real property
 20 eligible for sale. Except as provided in section 1.2 or another provision
 21 of this chapter, the taxpayer's property shall remain on the list. The list
 22 must:

23 (1) describe the real property by parcel number and common
 24 address, if any;

25 (2) for a tract or item of real property with a single owner,
 26 indicate the name of the owner; and

27 (3) for a tract or item with multiple owners, indicate the name of
 28 at least one (1) of the owners.

29 (c) Except as otherwise provided in this chapter, the real property
 30 so listed is eligible for sale in the manner prescribed in this chapter.

31 (d) Not later than fifteen (15) days after the date of the county
 32 treasurer's certification under subsection (a), the county auditor shall
 33 mail by certified mail a copy of the list described in subsection (b) to
 34 each mortgagee who requests from the county auditor by certified mail
 35 a copy of the list. Failure of the county auditor to mail the list under
 36 this subsection does not invalidate an otherwise valid sale.

37 SECTION 4. IC 36-2-2-8 IS AMENDED TO READ AS FOLLOWS
 38 [EFFECTIVE JULY 1, 2015]: Sec. 8. (a) If the public interest requires
 39 a special meeting of the executive, such a meeting may be called by a
 40 member of the executive or by:

41 (1) the county auditor;

42 (2) the county clerk, if the office of county auditor is vacant; or



1 (3) the county recorder, if the offices of county auditor and county
2 clerk are both vacant.
3 (b) An officer calling a special meeting of the executive shall give
4 at least ~~six (6) days~~ **forty-eight (48) hours** notice of the meeting unless
5 the meeting is called to deal with an emergency under IC 5-14-1.5-5.
6 The notice must include a specific statement of the purpose of the
7 meeting, and the executive may not conduct any unrelated business at
8 the meeting.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1495, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 1 through 15.

Delete pages 2 through 3.

Page 4, delete lines 1 through 26.

Page 5, delete lines 2 through 6, begin a new paragraph and insert:

"(e) A permit to move, or transfer title to, a mobile home that is issued under this section expires thirty (30) days after the date the permit is issued. The permit is invalid after the permit expires. If the owner wishes to move, or transfer title to, the mobile home after the permit has expired, the owner must obtain a new permit under this section."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1495 as introduced.)

PRICE

Committee Vote: yeas 12, nays 0.

 COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred House Bill No. 1495, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 11, after "paid." insert **"The county treasurer shall issue the permit not later than two (2) business days (excluding weekends and holidays) after the date the completed permit application is received by the county treasurer."**

Page 2, line 4, delete "thirty (30)" and insert **"ninety (90)"**.

and when so amended that said bill do pass.

(Reference is to HB 1495 as printed February 3, 2015.)

HEAD, Chairperson

Committee Vote: Yeas 8, Nays 0.

EH 1495—LS 7005/DI 75

