

PROPOSED AMENDMENT

HB 1210 # 91

DIGEST

Various changes. Provides that tangible property that is subject to assessment shall be assessed on a just valuation basis and in a uniform and equal manner regardless of who owns the property or who is liable for property taxes. Amends provisions in the bill regarding a municipal advisor. Removes the provisions in the bill that would prohibit certain individuals or business entities from bidding on or purchasing a tract or item of real property offered at tax sale. Repeals provisions regarding assessment of industrial facilities in Lake and Porter County. Provides that tangible property owned by the Indiana Historical Society, Inc., is exempt from property taxation. Provides that the following excise taxes that are distributed to a taxing unit may be deposited in any fund maintained by the taxing unit, and the distributions may be used for any purpose allowed by law: (1) Motor vehicle excise tax. (2) Excise tax on recreational vehicles and truck campers. (3) Aircraft license excise tax. (4) Boat excise tax. Authorizes the town of Lagro and the city of Huntington to impose food and beverage taxes. Clarifies the imposition and collection of the Orange County food and beverage tax. Adds a provision regarding repayment in the redevelopment tax credit. Amends provisions in the drainage law. Specifies eligibility for the distribution of revenue received from a local income tax rate imposed by a county for municipal services. Removes a maximum population threshold for election by certain cities and towns concerning a county local income tax rate and distribution. Removes the provisions in the bill that would allow a county, city or town to establish a tourism improvement district. Provides that a taxpayer shall (instead of may) be liable for any additional taxes that would have been due on homestead property plus a civil penalty if the taxpayer claims the homestead deduction for property that is not eligible for the deduction. Provides that, in addition to all other penalties, the taxpayer is liable for and the auditor shall include in a notice of tax due a 10% fine as a penalty for claiming the homestead deduction falsely. Provides that, beginning after the effective date of the bill, only members of a homeowners association who use their property as a homestead are eligible to: (1) be elected and serve as a member of the board of directors of the homeowners association; (2) cast a vote for a member of the board of directors of the homeowners association; or (3) cast a vote on certain prohibitions or restrictions concerning use of property as rental property. Provides that a unit that has adopted an ordinance, resolution, regulation, policy, or rule before January 1, 2026, that does not comply with provisions in the bill regarding rental property is exempt from those provisions until January 1, 2027, at which time the unit must comply with the provisions. Authorizes the budget agency, subject to budget committee review, to augment the state agency contingency fund appropriations in HEA 1001-2025 through July 1, 2027, in an amount not to exceed \$40,000,000 for Indiana office of technology contracts, in addition to the uses for the appropriation authorized in HEA 1001-2025. Amends provision adopted in SEA 1-2025 regarding a maximum permissible levy increase for counties with a levy freeze. Makes certain amending changes to notice of publication provisions in current law. Modifies the provision concerning municipal advisors in the current bill, including to allow the department of local government finance (DLGF) to issue a fine of \$10,000 to a municipal advisor that does not register with the DLGF. Removes provisions in the current bill that would have increased the amount of the property tax deduction for a model residence and a residence in inventory from 50% to 75% of the assessed value of the property for each deduction. Makes numerous changes and additions to the local innkeeper's tax and food and beverage tax article. Retroactive to July 1, 2018, amends the definition of "short term rental" to specify that certain private, owner occupied businesses in which overnight accommodations and a morning meal are provided to the public for compensation are excluded from that definition. Adds provisions from SB 278 concerning the following: (1) Provides, in certain assessed valuation appeals, for the provision by the taxpayer

of income data necessary to determine the assessed value under the income capitalization approach. (2) Redefines "residential property" for certain tax increment financing districts. (3) Requires the original owner of each nonowner-occupied residential property subject to the 2% tax cap, located in certain tax increment financing areas but excluded from the base assessed value, to enter into a written agreement with the redevelopment commission indicating the owner is obligated to pay the property tax for the portion of outstanding bonds until the retirement of the bond. (4) Specifies that: (A) the written agreement with the redevelopment commission is considered a lien on the property to be included as part of the residential real estate sales disclosure; and (B) if the property is subsequently sold and becomes subject to the 1% tax cap, the new owner is responsible for the lien on the property according to the written agreement with the redevelopment commission, including the payment of the property tax liability included in the agreement. (5) Provides, for taxing districts that include multiple tax increment financing districts, the original tax increment financing district does not expire and stays active only for the purpose of satisfying outstanding bonds issued by the subsequent tax increment financing district, if the redevelopment commission takes specified actions. Sets forth an alternative procedure that may be used to appoint the board of fire trustees of certain fire protection districts. Provides that a fire protection district established after December 31, 2025, may not impose a tax rate on the taxable property within the district that exceeds \$0.40 per \$100 of assessed valuation. Provides certain requirements before a qualified data center user may use a specific transaction award certificate. Sets forth an alternative procedure that may be used in Allen County to appoint the board of fire trustees of a fire protection district. Removes provisions in the bill that would legalize and validate certain bonds, notes, evidences of indebtedness, leases, or other written obligations. Amends provisions regarding the issuance of refunding bonds by certain schools.

-
- 1 Delete the title and insert the following:
 2 A BILL FOR AN ACT to amend the Indiana Code concerning state
 3 and local administration.
 4 Page 1, between the enacting clause and line 1, begin a new
 5 paragraph and insert:
 6 "SECTION 1. IC 3-11-1.5-18, AS AMENDED BY P.L.278-2019,
 7 SECTION 52, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 8 JULY 1, 2026]: Sec. 18. (a) If the election division determines that the
 9 proposed precinct establishment order would comply with this chapter,
 10 the election division shall issue an order authorizing the county
 11 executive to establish the proposed precincts.
 12 (b) The order issued by the election division under subsection (a)
 13 must state that the election division finds that the proposed precincts
 14 would comply with the standards set forth in this chapter. The election
 15 division shall promptly provide a copy of the order to the county
 16 executive.
 17 (c) The county executive must give notice of the proposed order to
 18 the voters of the county by one (1) publication under ~~IC 5-3-1-4.~~
 19 **IC 5-3-1-1.5.** The notice must state the following:
 20 (1) The name of each existing precinct whose boundaries would

1 be changed by the adoption of the proposed order by the county.
 2 (2) That any registered voter of the county may object to the
 3 proposed order by filing a sworn statement with the election
 4 division setting forth the voter's specific objections to the
 5 proposed order and requesting that a hearing be conducted by the
 6 commission under IC 4-21.5.

7 (3) The mailing address of the election division.

8 (4) The deadline for filing the objection with the election division
 9 under this section.

10 (d) Except as provided in subsection (g), an objection to a proposed
 11 precinct establishment order must be filed not later than noon ten (10)
 12 days after the publication of the notice by the county executive.

13 (e) If an objection is not filed with the election division by the date
 14 and time specified under subsection (d), the election division shall
 15 promptly notify the county executive. The county executive may
 16 proceed immediately to adopt the proposed order.

17 (f) If an objection is filed with the election division by the date and
 18 time specified under subsection (d), the election division shall
 19 promptly notify the county executive. The county executive may not
 20 adopt the proposed order until the commission conducts a hearing
 21 under IC 4-21.5 and determines whether the proposed precincts would
 22 comply with the standards set forth in this chapter.

23 (g) If the co-directors determine that the expiration of the ten (10)
 24 day period described in subsection (d) will occur:

25 (1) after the next period specified under section 25 of this chapter
 26 begins; or

27 (2) without sufficient time for a county or an objector to receive
 28 notice of a hearing before the commission concerning an
 29 objection before the next period specified under section 25 of this
 30 chapter begins;

31 the co-directors may request a hearing before the commission under
 32 section 21 of this chapter, notify the county executive of the request,
 33 and publication under subsection (c) is not required.

34 SECTION 2. IC 3-11-13-22, AS AMENDED BY P.L.212-2025,
 35 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 36 JULY 1, 2026]: Sec. 22. (a) This section applies to:

37 (1) a ballot card voting system; and

38 (2) a voting system that includes features of a ballot card voting
 39 system and a direct record electronic voting system.

40 (b) Not later than seventy-four (74) days before election day, for

1 each county planning to use automatic tabulating machines at the next
2 election, VSTOP shall provide each county election board with a
3 randomly sorted list of unique identification numbers for the inventory
4 of machines in the county maintained under IC 3-11-16-4. Starting at
5 the top of the list, the county election board shall select machines in the
6 list in the order listed so that:

7 (1) if a machine to be selected in the list is not scheduled to be
8 used in the upcoming election, the selection process will move to
9 the next machine in the order listed;

10 (2) each selected machine is scheduled to be used in the
11 upcoming election; and

12 (3) the number of machines selected is not less than five percent
13 (5%) of the machines in the county scheduled by the county
14 election board to be used in the upcoming election.

15 (c) The county election board shall test the machines as described
16 in subsection (b) to ascertain that the machines will correctly do the
17 following:

18 (1) Count the votes cast for straight party tickets, for all
19 candidates (including write-in candidates), and on all public
20 questions.

21 (2) Retract an absentee ballot card of a voter who is later found
22 disqualified or whose ballot may not be counted, in accordance
23 with IC 3-11.5-4-6, before the voter's ballot is tabulated.

24 If an individual attending the public test requests that additional
25 automatic tabulating machines be tested, then the county election board
26 shall select and test additional machines from the list in the manner
27 described in subsection (b).

28 (d) If VSTOP does not provide the lists under subsection (b) not
29 later than sixty (60) days before the election, the county election board
30 shall establish and implement a procedure for random selection of not
31 less than five percent (5%) of the machines in the county to be used in
32 the upcoming election. The county election board shall then test the
33 machines selected as described in subsection (c).

34 (e) Not later than seven (7) days after conducting the test under
35 subsection (c), the county election board shall certify to the election
36 division that the test has been conducted in conformity with subsection
37 (c). The testing under subsection (c) must begin before absentee voting
38 begins in the office of the circuit court clerk under IC 3-11-10-26.

39 (f) Public notice of the time and place shall be given at least
40 forty-eight (48) hours before the test. The notice shall be published

1 once in accordance with ~~IC 5-3-1-4~~. **IC 5-3-1-1.5.**

2 (g) If a county election board determines that:

3 (1) a ballot:

4 (A) must be reprinted or corrected as provided by
5 IC 3-11-2-16 because of the omission of a candidate, political
6 party, or public question from the ballot; or

7 (B) is an absentee ballot that a voter is entitled to recast under
8 IC 3-11.5-4-2 because the absentee ballot includes a candidate
9 for election to office who:

10 (i) ceased to be a candidate; and

11 (ii) has been succeeded by a candidate selected under
12 IC 3-13-1 or IC 3-13-2; and

13 (2) ballots used in the test conducted under this section were not
14 reprinted or corrected to remove the omission of a candidate,
15 political party, or public question, or indicate the name of the
16 successor candidate;

17 the county election board shall conduct an additional public test
18 described in subsection (c) using the reprinted or corrected ballots.
19 Notice of the time and place of the additional test shall be given in
20 accordance with IC 5-14-1.5, but publication of the notice in
21 accordance with ~~IC 5-3-1-4~~ **IC 5-3-1-1.5** is not required.

22 (h) Notwithstanding IC 3-5-4-1.7, a county election board may send
23 a signed form from a public test to the election division by electronic
24 mail or fax.

25 SECTION 3. IC 3-11-13-41 IS AMENDED TO READ AS
26 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 41. Public notice of the
27 time and place of an audit under section 37 of this chapter shall be
28 given at least forty-eight (48) hours before the audit. The notice shall
29 be published once in accordance with ~~IC 5-3-1-4~~. **IC 5-3-1-1.5.**
30 However, if publication in accordance with ~~IC 5-3-1-4~~ **IC 5-3-1-1.5**
31 will not allow the county election board to certify the results of the
32 audit within ten (10) days after the election, notice shall be given by
33 posting it:

34 (1) at or near the county courthouse; and

35 (2) at the post office serving the county courthouse.

36 SECTION 4. IC 3-11-14.5-2, AS AMENDED BY P.L.71-2019,
37 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
38 JULY 1, 2026]: Sec. 2. (a) Except as provided by subsection (b), public
39 notice of the time and place shall be given at least forty-eight (48)
40 hours before the test. The notice shall be published once in accordance

1 with ~~IC 5-3-1-4~~. **IC 5-3-1-1.5**.

2 (b) This subsection applies to an additional public test conducted
3 under section 1(e) of this chapter. Notice of the time and place of the
4 additional test shall be given in accordance with IC 5-14-1.5, but
5 publication of the notice in accordance with ~~IC 5-3-1-4~~ **IC 5-3-1-1.5** is
6 not required.

7 SECTION 5. IC 3-12-3.5-8, AS AMENDED BY P.L.210-2018,
8 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2026]: Sec. 8. (a) As used in this section, "audit threshold
10 number" refers to the following number:

11 (1) One (1), if the total number of votes cast, as determined under
12 subsection (c), is not more than twenty (20).

13 (2) Two (2), if the total number of votes cast, as determined under
14 subsection (c), is:

15 (A) more than twenty (20); but

16 (B) not more than forty (40).

17 (3) Three (3), if the total number of votes cast, as determined
18 under subsection (c), is:

19 (A) more than forty (40); but

20 (B) not more than sixty (60).

21 (4) Four (4), if the total number of votes cast, as determined under
22 subsection (c), is:

23 (A) more than sixty (60); but

24 (B) not more than eighty (80).

25 (5) Five percent (5%) of the total number of votes cast, rounded
26 up to the nearest whole number, if the total number of votes cast,
27 as determined under subsection (c), is:

28 (A) more than eighty (80); but

29 (B) not more than five hundred (500).

30 (6) Twenty-five (25), if the total number of votes cast, as
31 determined under subsection (c) is more than five hundred (500).

32 (b) As used in this section, "judge" refers only to the judge who is
33 a member of a political party other than the political party of the
34 inspector.

35 (c) After each electronic voting system has been secured and the
36 paper vote total printouts obtained, the inspector and judge shall record
37 the total number of:

38 (1) votes cast on all electronic voting systems located within the
39 precinct; and

40 (2) voters who have received a ballot by signing in at the polls

1 according to the poll lists for each precinct;
2 to determine if the total number of votes cast on the electronic voting
3 systems differs from the number of voters shown to have received a
4 ballot at the polls according to the poll lists.

5 (d) The inspector and judge shall record the information set forth in
6 subsection (c) on a form prescribed under IC 3-5-4-8 and provided to
7 each precinct and vote center under IC 3-11-3-10 by the county
8 election board. The inspector and judge shall sign the form before
9 delivering the certificates in accordance with section 4 of this chapter
10 and return the form with the certificates.

11 (e) If the number of ballots received at the polls differs from the
12 total number of voters shown on the poll lists, the inspector and judge
13 shall report this fact in writing to the county election board together
14 with the reasons for the discrepancy, if known, at the time that the
15 inspector and judge return the precinct poll list to the board on the form
16 required under subsection (d).

17 (f) The county election board shall compile the following
18 information into a single document listing for each precinct:

19 (1) The number of votes cast on the electronic voting systems in
20 the precinct, as shown on the form required for the precinct under
21 subsection (d).

22 (2) The number of voters who cast ballots on the electronic voting
23 systems as shown on the form required for the precinct under
24 subsection (d).

25 (3) The number of absentee ballots returned by voters of the
26 precinct.

27 (4) The number of absentee ballots described in subdivision (3)
28 that were counted.

29 (5) The difference between the number in subdivision (1) and the
30 number in subdivision (2).

31 Not later than noon on the second Friday following the election, the
32 county election board shall discuss and publish the document described
33 in this subsection at a public hearing and immediately make the
34 document available for inspection and copying by any voter of the
35 county.

36 (g) If the number determined under subsection (f)(5) is greater than
37 or equal to the audit threshold number, then the county election board
38 or the secretary of state may order an audit of all the votes cast in that
39 precinct under this section. Before ordering an audit, the county
40 election board shall recheck the computations reported by the inspector

1 and judge under subsection (c).

2 (h) The county election board shall confirm that the votes cast in an
3 election:

4 (1) for each candidate and each public question; and

5 (2) on a direct record electronic voting system in the precinct;

6 were correctly counted.

7 (i) The county election board shall conduct an audit by means of
8 tests and procedures that are approved by the commission and
9 independent of the provider of the direct record electronic voting
10 system being audited.

11 (j) The county election board shall certify the results of the audit not
12 later than noon thirty (30) days after the election. The certification must
13 be on the form prescribed by the election division. One (1) copy shall
14 be filed with the election returns, and one (1) copy must be delivered
15 to the election division.

16 (k) Public notice of the time and place of an audit shall be given at
17 least forty-eight (48) hours before the audit. The notice shall be
18 published once in accordance with ~~IC 5-3-1-4~~ **IC 5-3-1-1.5**. However,
19 if publication in accordance with ~~IC 5-3-1-4~~ **IC 5-3-1-1.5** will not
20 allow the county election board to certify the results of the audit within
21 thirty (30) days after the election, notice shall be given by posting at or
22 near the office of the county election board.

23 (l) Not later than ninety (90) days after each election in which an
24 audit is conducted under this section, the secretary of state shall publish
25 a report stating whether the results of each audit indicate that the
26 discrepancy was the result of human error, intentional violations of
27 election laws, unknown causes, or a combination of these factors."

28 Page 11, delete lines 36 through 42.

29 Page 12, delete lines 1 through 8, begin a new line double block
30 indented and insert:

31 **"(B) In each state fiscal year beginning after June 30, 2025,**
32 **and ending before July 1, 2027, and only after review by**
33 **the budget committee for each distribution, upon the state**
34 **budget director's receipt of a certificate from the fiscal**
35 **officer of the northwest Indiana regional development**
36 **authority of the amount deposited under IC 36-7.5-6-5(a)**
37 **by the city of Gary in the blighted property demolition**
38 **fund established by IC 36-7.5-6-4 during the state fiscal**
39 **year an amount equal to the amount deposited under**
40 **IC 36-7.5-6-5(a) by the city of Gary in the blighted**

1 **property demolition fund established by IC 36-7.5-6-4, up**
2 **to three million dollars (\$3,000,000).".**

3 Page 21, delete lines 26 through 42.

4 Page 22, delete lines 1 through 21, begin a new paragraph and
5 insert:

6 "SECTION 9. IC 5-1-5-2, AS AMENDED BY P.L.229-2011,
7 SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 UPON PASSAGE]: Sec. 2. (a) The governing body of any issuing body
9 may by ordinance provide for the issuance of bonds to refund
10 outstanding bonds issued at any time by such issuing body or its
11 predecessor, and to pay redemption premiums and costs of refunding
12 to effect a saving to the issuing body. Issuance of bonds to refund
13 outstanding bonds may also be made in order to pay or discharge all or
14 any part of such outstanding series or issue of bond, including any
15 interest thereon, in arrears or about to become due and for which
16 sufficient funds are not available or to modify restrictive covenants in
17 outstanding bonds impeding additional financing. To determine
18 whether or not a savings will be effected, consideration shall be given
19 to the estimated or known interest payable to the fixed maturities of the
20 refunding bonds, the interest payable on the bonds to be refunded, the
21 costs of issuance of the refunding bonds, including any sale discount,
22 the redemption premiums, if any, to be paid, and the probable earned
23 income from the investment of the refunding bond proceeds pending
24 redemption of the bonds to be refunded.

25 (b) The provisions of subsection (a) requiring a savings to be
26 effected do not apply to:

27 (1) the issuance of bonds to refund previously issued refunding
28 bonds, if the statute under which the refunding bonds are issued
29 expressly exempts such an issue from this savings requirement;
30 or

31 (2) the issuance of refunding bonds by a school corporation that
32 is an eligible school corporation under section 2.5 **or 2.6** of this
33 chapter.

34 SECTION 8. IC 5-1-5-2.6 IS ADDED TO THE INDIANA CODE
35 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE
36 UPON PASSAGE]: **Sec. 2.6. (a) This section applies as an**
37 **alternative to section 2.5 of this chapter.**

38 **(b) As used in this section, "eligible school corporation" means**
39 **a school corporation (as defined in IC 36-1-2-17) that satisfies all**
40 **the conditions required by this section.**

1 (c) As used in this section, "increment" means the annual
2 difference between:

3 (1) the annual debt service payment for the bonds proposed to
4 be retired or refunded; and

5 (2) the annual debt service payment for the proposed
6 refunding bonds;

7 for each year that the bonds that are being retired or refunded
8 would have been outstanding.

9 (d) In order for a school corporation to be an eligible school
10 corporation under this section, the school corporation must
11 determine that:

12 (1) the percentage computed under subsection (e) for the
13 school corporation is at least sixty percent (60%); and

14 (2) application of this section will not reduce revenue to other
15 local units in the same county;

16 regarding the year for which the latest certified levies have been
17 determined.

18 (e) A school corporation shall compute its percentage as follows:

19 (1) Compute the amount of credits granted under
20 IC 6-1.1-20.6 against the school corporation's levy for the
21 school corporation's operations fund (IC 20-46-8).

22 (2) Compute the school corporation's levy for the school
23 corporation's operations fund.

24 (3) Divide the amount computed under subdivision (1) by the
25 amount computed under subdivision (2) and express it as a
26 percentage.

27 (f) A school corporation that desires to be an eligible school
28 corporation under this section must submit a written request for
29 a certification by the department of local government finance that
30 the computation of the school corporation's percentage computed
31 under subsection (d)(1) and school corporation's determination
32 under subsection (d)(2) are correct. The department of local
33 government finance shall, not later than thirty (30) business days
34 after the date the department receives the school corporation's
35 request, make its determination and, if correct, certify that the
36 percentage computed under subsection (d)(1) and the
37 determination under subsection (d)(2) for the school corporation
38 meets the definition of an eligible school corporation.

39 (g) A school corporation that desires to be an eligible school
40 corporation under this section must, and notwithstanding any

- 1 other law, adopt a resolution that sets forth the following:
- 2 (1) The determinations made under subsection (d)(1) and
- 3 (d)(2), including the department of local government finance's
- 4 certification of the percentage computed under subsection (e)
- 5 and determination under subsection (d)(2).
- 6 (2) A determination providing for the:
 - 7 (A) issuance of bonds to refund bonds or leases issued by
 - 8 or on behalf of the school corporation before July 1, 2025;
 - 9 and
 - 10 (B) payment of redemption premiums and the costs of the
 - 11 refunding.
- 12 (3) With respect to the refunding bonds, the following:
 - 13 (A) The maximum principal amount.
 - 14 (B) The maximum interest rate.
 - 15 (C) The annual lease or debt service payment.
 - 16 (D) The final maturity date.
 - 17 (E) The estimated amount of the increment that will occur
 - 18 for each year that the bonds that are being retired or
 - 19 refunded by the issuance of refunding bonds would have
 - 20 been outstanding.
 - 21 (F) A finding that the annual debt service or lease payment
 - 22 on the refunding bonds will not increase the annual debt
 - 23 service or lease payment above the annual debt service or
 - 24 lease payment approved by the school corporation for the
 - 25 original project.

26 If the governing body adopts a resolution under this section, the
 27 governing body must publish notice of the adoption of the
 28 resolution as required by IC 5-3-1.

29 (h) An eligible school corporation may issue refunding bonds as
 30 permitted by this section. In addition, an eligible school
 31 corporation may extend the repayment period beyond the
 32 repayment period for the bonds that are being retired or refunded
 33 by the issuance of refunding bonds. However, the repayment
 34 period may be extended only once for a particular bond, and the
 35 extension may not exceed ten (10) years after the latest maturity
 36 date for any of the bonds being retired or refunded by the eligible
 37 school corporation under this section.

38 SECTION 11. IC 5-1-5-18, AS AMENDED BY P.L.229-2011,
 39 SECTION 65, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 40 UPON PASSAGE]: Sec. 18. (a) This section applies to bonds that are:

- 1 (1) issued after June 30, 2008, by a local issuing body; and
 2 (2) payable from ad valorem property taxes, special benefit taxes
 3 on property, or tax increment revenues derived from property
 4 taxes;

5 including bonds that are issued under a statute that permits the bonds
 6 to be issued without complying with any other law or otherwise
 7 expressly exempts the bonds from the requirements of this section.

8 (b) Savings (as computed under section 2 of this chapter) that
 9 accrue from the issuance of bonds to retire or otherwise refund other
 10 bonds may be used only for the following purposes:

11 (1) To maintain a debt service reserve fund for the refunding
 12 bonds at the level required under the terms of the refunding
 13 bonds, if the local issuing body adopts an ordinance, resolution,
 14 or order authorizing that use of the proceeds or earnings.

15 (2) To pay the principal or interest, or both, on:

16 (A) the refunding bonds; or

17 (B) other bonds, if the issuing body approves an ordinance
 18 authorizing the use of the savings to pay principal or interest
 19 on other bonds.

20 (3) To reduce the rate or amount of ad valorem property taxes,
 21 special benefit taxes on property, or tax increment revenues
 22 imposed by or allocated to the local issuing body.

23 (c) An increment as computed under section 2.5 or 2.6 of this
 24 chapter that occurs from the issuance of bonds by an eligible school
 25 corporation to retire or otherwise refund other bonds as provided in
 26 section 2.5 or 2.6 of this chapter may be used only to make transfers
 27 permitted by IC 20-46-7-15 for the eligible school corporation.

28 SECTION 9. IC 5-1-11-2, AS AMENDED BY P.L.125-2018,
 29 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2026]: Sec. 2. (a) Notice of sale of bonds sold at public sale
 31 under section 1 of this chapter shall be published in accordance with
 32 the provisions of this chapter and either IC 5-3-1 or subsection (b).

33 (b) If a political subdivision or body referred to in section 1 of this
 34 chapter determines to sell bonds under this subsection, notice of intent
 35 to sell such bonds shall be published once each week for two (2) weeks
 36 in accordance with ~~IC 5-3-1-4~~ IC 5-3-1-1.5 and in a newspaper of
 37 general circulation published in the state capital. The notice must state
 38 that any person interested in submitting a bid for the bonds may furnish
 39 in writing to the official of the political subdivision or body responsible
 40 for their sale, at the address set forth in the notice, the person's name,

1 address, and telephone number. The person may also furnish a telex
2 number. The notice of intent to sell bonds must state:

- 3 (1) the amount of the bonds to be offered;
- 4 (2) the denominations;
- 5 (3) the dates of maturity;
- 6 (4) the maximum rate or rates of interest;
- 7 (5) the place of sale; and
- 8 (6) the time within which the name, address, and telephone
9 number must be furnished, which must not be less than seven (7)
10 days after the last publication of the notice of intent to sell.

11 The official of the political subdivision or body responsible for the
12 bond sale shall notify each person so registered of the date and time
13 bids will be received not less than twenty-four (24) hours before the
14 date and time of sale. The notification shall be made by telephone at
15 the number furnished by the person, and also by telex if the person
16 furnishes a telex number. Bids may not be received more than ninety
17 (90) days after the first publication of the notice of intent to sell.

18 (c) This chapter does not prevent the sale of bonds under the
19 provisions of any statute inconsistent with this chapter so long as the
20 procedures required for the sale in that statute are complied with, but
21 if notice of that sale must be published, the notice shall be published in
22 accordance with IC 5-3-1.

23 SECTION 3. IC 5-1-14-10, AS AMENDED BY P.L.236-2023,
24 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 UPON PASSAGE]: Sec. 10. (a) If an issuer has issued obligations
26 under a statute that establishes a maximum term or repayment period
27 for the obligations, notwithstanding that statute, the issuer may
28 continue to make payments of principal, interest, or both, on the
29 obligations after the expiration of the term or period if principal or
30 interest owed to owners of the obligations remains unpaid.

31 (b) This section does not authorize the use of revenues or funds to
32 make payments of principal and interest other than those revenues or
33 funds that were pledged for the payments before the expiration of the
34 term or period.

35 (c) Except as otherwise provided by this section, IC 5-1-5-2.5,
36 **IC 5-1-5-2.6**, IC 5-1-8-1(b), IC 16-22-8-43, IC 36-7-12-27,
37 IC 36-7-14-25.1, or IC 36-9-13-30 (but only with respect to any bonds
38 issued under IC 36-9-13-30 that are secured by a lease entered into by
39 a political subdivision organized and existing under IC 16-22-8), the
40 maximum term or repayment period for obligations issued after June

1 30, 2008, that are wholly or partially payable from ad valorem property
 2 taxes, special benefit taxes on property, or tax increment revenues
 3 derived from property taxes may not exceed:

4 (1) the maximum applicable period under federal law, for
 5 obligations that are issued to evidence loans made or guaranteed
 6 by the federal government or a federal agency;

7 (2) twenty-five (25) years, for obligations that are wholly or
 8 partially payable from tax increment revenues derived from
 9 property taxes; or

10 (3) twenty (20) years, for obligations that are not described in
 11 subdivision (1) or (2), and are wholly or partially payable from ad
 12 valorem property taxes or special benefit taxes on property.

13 SECTION 10. IC 5-1-14-19 IS ADDED TO THE INDIANA CODE
 14 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 15 1, 2026]: **Sec. 19. (a) This section applies to a contract between a
 16 municipal entity and a municipal adviser entered into, renewed, or
 17 amended after June 30, 2026.**

18 **(b) As used in this section, "municipal advisor" means an entity
 19 defined as a municipal advisor under Section 15B of the Securities
 20 Exchange Act.**

21 **(c) A municipal advisor must meet the following criteria:**

22 **(1) A municipal advisor employing more than one (1)
 23 employee must employ at least one (1) individual who meets
 24 both of the following criteria:**

25 **(A) The individual is registered as a municipal advisor
 26 under applicable federal law and regulations.**

27 **(B) The individual has successfully passed the Municipal
 28 Advisor Representative Qualification Examination (Series
 29 54), or any successor examination recognized by the
 30 Municipal Securities Rulemaking Board.**

31 **(2) A municipal advisor employing only one (1) employee
 32 must employ an individual who meets both of the following
 33 criteria:**

34 **(A) The individual is registered as a municipal advisor
 35 under applicable federal law and regulations.**

36 **(B) The individual has successfully passed the Municipal
 37 Advisor Representative Qualification Examination (Series
 38 50), or any successor examination recognized by the
 39 Municipal Securities Rulemaking Board.**

40 **(d) As used in this section, "municipal entity" refers to:**

- 1 (1) a state agency (as defined in IC 4-1-10-2);
- 2 (2) a county;
- 3 (3) a township;
- 4 (4) a city;
- 5 (5) a town;
- 6 (6) a school corporation;
- 7 (7) a special taxing district;
- 8 (8) an instrumentality of an entity listed in subdivisions (1)
- 9 through (7); and
- 10 (9) any other entity required to sell bonds pursuant to
- 11 IC 5-1-11.

12 (e) An entity that provides municipal advisory services,
13 including but not limited to financial planning, debt issuance, and
14 budget management advisory services, to:

- 15 (1) a state agency;
- 16 (2) a political subdivision (as defined in IC 36-1-2-13); or
- 17 (3) a municipal entity located in Indiana;

18 must comply with the municipal advisor qualification requirements
19 under subsection (c).

20 (f) If a municipal entity hires or retains a municipal advisor, the
21 municipal entity shall complete a request for qualifications at least
22 once every three (3) years to select the municipal advisor. The
23 request for qualifications must include a scope of services and an
24 evaluation criteria outline. The request for qualifications shall be
25 completed before July 1 each year it is completed.

26 (g) Municipal entity contracts in place longer than three (3)
27 years as of July 1, 2026, expire on July 1, 2026.

28 (h) The municipal entity shall publish a contract entered into
29 with a municipal advisor in a prominent location on the municipal
30 entity's website and on the department of local government
31 finance's computer gateway.

32 (i) Once selected for a municipal entity's contract, the municipal
33 advisor shall register with the department of local government
34 finance. The department of local government finance shall give the
35 municipal advisor access to the municipal entity's gateway portal
36 upon receipt of their registration. If the municipal advisor does not
37 register with the department of local government finance, the
38 department of local government finance may issue a fine of ten
39 thousand dollars (\$10,000) to the municipal advisor.

1 SECTION 7. IC 5-1-17.5-16, AS AMENDED BY P.L.2-2014,
2 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2026]: Sec. 16. (a) The board of directors of the commission
4 is composed of the following five (5) directors, who serve at the
5 pleasure of the governor and must be residents of Indiana:

6 (1) The budget director, or the budget director's designee, who
7 shall serve as chair of the commission.

8 (2) Four (4) directors appointed by the governor. The president
9 pro tempore of the senate and the speaker of the house of
10 representatives may each make one (1) recommendation to the
11 governor concerning the appointment of a director under this
12 subdivision.

13 (b) The commission shall be governed by the board. The directors
14 may not be elected public officials of the state or any political
15 subdivision. Except for the budget director, the directors first appointed
16 continue in office for terms expiring on July 1, 2014, July 1, 2015, July
17 1, 2016, and July 1, 2017, and until their respective successors are duly
18 appointed and qualified.

19 (c) Except for the budget director, the term of any director first
20 appointed must be designated by the governor. If a vacancy occurs on
21 the board, the governor shall fill the vacancy by appointing a new
22 director. The successor of each such director is appointed for a term of
23 four (4) years, except that any person appointed to fill a vacancy is
24 appointed to serve only for the unexpired term and until a successor is
25 duly appointed and qualified. A director is eligible for reappointment.

26 (d) The directors shall hold an initial organizational meeting within
27 thirty (30) days after the board's appointment and after public notice
28 given by the budget director in accordance with ~~IC 5-3-1-4.~~
29 **IC 5-3-1-1.5.** As soon as practicable after January 15 of each year, the
30 board shall hold its annual organizational meeting. The board shall
31 elect one (1) of the directors as vice chair and another director as
32 secretary-treasurer to perform the duties of those offices. These officers
33 serve from the date of their election and until their successors are
34 elected and qualified. Special meetings may be called by the chair or
35 any two (2) directors of the board.

36 (e) Three (3) directors constitute a quorum of the board, and the
37 affirmative vote of at least three (3) directors is necessary for any
38 official action taken by the board. A vacancy in the membership of the
39 board does not impair the rights of a quorum to exercise all the rights
40 and perform all the duties of the board.

1 (f) Except for the budget director, the directors are entitled to
2 reimbursement for traveling expenses and other expenses actually
3 incurred in connection with their duties as provided by law. Directors
4 are not entitled to the salary per diem provided by IC 4-10-11-2.1(b) or
5 any other compensation while performing their duties.

6 (g) All expenses incurred in carrying out the provisions of this
7 chapter shall be payable solely from funds provided under this chapter
8 or from the proceeds of bonds issued by the authority under this
9 chapter, and no liability or obligation shall be incurred by the
10 commission or the authority under this chapter beyond the extent to
11 which money shall have been provided under the authority of this
12 chapter.

13 (h) The board:

14 (1) is responsible for implementing the powers and duties of the
15 commission under this chapter;

16 (2) may adopt bylaws for the regulation of the affairs of the board,
17 the conduct of the business of the commission, and the
18 safeguarding of the funds and property entrusted to the
19 commission; and

20 (3) shall, without complying with IC 4-22-2, adopt the code of
21 ethics specified in executive order 05-12 for its members and
22 employees.

23 SECTION 10. IC 5-3-1-1, AS AMENDED BY P.L.84-2023,
24 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 2026]: Sec. 1. (a) The cost of all public notice advertising
26 which any elected or appointed public official or governmental agency
27 is required by law to have published, or orders published, for which the
28 compensation to the newspapers, locality newspapers, or qualified
29 publications publishing such advertising is drawn from and is the
30 ultimate obligation of the public treasury of the governmental unit
31 concerned with the advertising shall be charged to and collected from
32 the proper fund of the public treasury and paid over to the newspapers,
33 locality newspapers, or qualified publications publishing such
34 advertising, after proof of publication and claim for payment has been
35 filed.

36 (b) The basic charges for publishing public notice advertising shall
37 be by the line and shall be computed based on a square of two hundred
38 and fifty (250) ems at the following rates:

39 (1) Before January 1, 1996, three dollars and thirty cents (\$3.30)
40 per square for the first insertion in newspapers or qualified

1 publications plus one dollar and sixty-five cents (\$1.65) per
2 square for each additional insertion in newspapers, or qualified
3 publications.

4 (2) After December 31, 1995, and before December 31, 2005, a
5 newspaper or qualified publication may, effective January 1 of
6 any year, increase the basic charges by five percent (5%) more
7 than the basic charges that were in effect during the previous year.
8 However, the basic charges for the first insertion of a public
9 notice in a newspaper, or qualified publication may not exceed the
10 lowest classified advertising rate charged to advertisers by the
11 newspaper, or qualified publication for comparable use of the
12 same amount of space for other purposes.

13 (3) After December 31, 2009, and before January 1, 2017, a
14 newspaper or qualified publication may, effective January 1 of
15 any year, increase the basic charges by not more than two and
16 three-quarters percent (2.75%) more than the basic charges that
17 were in effect during the previous year. However, the basic
18 charges for the first insertion of a public notice in a newspaper or
19 qualified publication may not exceed the lowest classified
20 advertising rate charged to advertisers by the newspaper or
21 qualified publication for comparable use of the same amount of
22 space for other purposes and must include all multiple insertion
23 discounts extended to the newspaper's other advertisers.

24 (4) After December 31, 2016, a newspaper, locality newspaper,
25 or qualified publication may, effective January 1 of any year,
26 increase the basic charges by not more than two and
27 three-quarters percent (2.75%) more than the basic charges that
28 were in effect during the previous year. However, the basic
29 charges for the first insertion of a public notice in a newspaper,
30 locality newspaper, or qualified publication may not exceed the
31 lowest classified advertising rate charged to advertisers by the
32 newspaper, locality newspaper, or qualified publication for
33 comparable use of the same amount of space for other purposes
34 and must include all multiple insertion discounts extended to the
35 newspaper's, locality newspaper's, or qualified publication's other
36 advertisers.

37 An additional charge of fifty percent (50%) shall be allowed for the
38 publication of all public notice advertising containing rule or tabular
39 work.

1 (c) All public notice advertisements shall be set in solid type that is
2 at least 7 point type, without any leads or other devices for increasing
3 space. All public notice advertisements shall be headed by not more
4 than two (2) lines, neither of which shall total more than four (4) solid
5 lines of the type in which the body of the advertisement is set. Public
6 notice advertisements may be submitted by an appointed or elected
7 official or a governmental agency to a newspaper, locality newspaper,
8 or qualified publication in electronic form, if the newspaper, locality
9 newspaper, or qualified publication is equipped to accept information
10 in compatible electronic form.

11 (d) Each newspaper, locality newspaper, or qualified publication
12 publishing public notice advertising shall submit proof of publication
13 and claim for payment in duplicate on each public notice advertisement
14 published. For each additional proof of publication required by a public
15 official, a charge of one dollar (\$1) per copy shall be allowed each
16 newspaper, locality newspaper, or qualified publication furnishing
17 proof of publication.

18 (e) The circulation of a newspaper, locality newspaper, or qualified
19 publication is determined as follows:

20 (1) For a newspaper, by the circulation stated on line 10.C. (Total
21 Paid and/or Requested Circulation of Single Issue Published
22 Nearest to Filing Date) of the Statement of Ownership,
23 Management and Circulation required by 39 U.S.C. 3685 that was
24 filed during the previous year.

25 (2) For a locality newspaper, by a verified affidavit filed with each
26 agency, department, or office of the political subdivision that has
27 public notices the locality newspaper wants to publish. The
28 affidavit must:

29 (A) be filed with the agency, department, or office of the
30 political subdivision before January 1 of each year; and

31 (B) attest to the circulation of the locality newspaper for the
32 issue published nearest to October 1 of the previous year, as
33 determined by an independent audit of the locality newspaper
34 performed for the previous year.

35 (3) For a qualified publication, by a verified affidavit filed with
36 each governmental agency that has public notices the qualified
37 publication wants to publish. The affidavit must:

38 (A) be filed with the governmental agency before January 1 of
39 each year; and

1 (B) attest to the circulation of the qualified publication for the
2 issue published nearest to October 1 of the previous year.

3 (f) This subsection applies to a towing service acting as an agent of
4 a governmental agency to facilitate the removal of abandoned vehicles
5 or parts. A towing service shall be charged the basic rates charged for
6 all public notice advertising in subsection (b)(4) for providing the
7 notice required under IC 9-22-1-23.

8 **(g) The basic charge for publication of a notice in an electronic
9 edition of a newspaper or locality newspaper shall be the same as
10 the basic charge for publication of the notice in the print edition.**

11 SECTION 11. IC 5-3-1-1.5, AS AMENDED BY P.L.146-2024,
12 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
13 JULY 1, 2026]: Sec. 1.5. (a) This section applies to a notice that must
14 be published in accordance with this chapter.

15 **(b) As used in this section, "political subdivision" has the
16 meaning set forth in IC 5-3-5-3.**

17 **(c) As used in this chapter, "state agency" has the meaning set
18 forth in IC 1-1-15-3.**

19 (b) If a newspaper or locality newspaper maintains a website, a
20 notice that is published in the newspaper or locality newspaper must
21 also be posted on the website of the newspaper or locality newspaper.
22 The notice must appear on the website on the same day the notice
23 appears in the newspaper or locality newspaper.

24 (c) The state board of accounts shall develop a standard form for
25 notices posted on a newspaper's or locality newspaper's website.

26 (d) A newspaper or locality newspaper may not charge a fee for
27 posting a notice on the newspaper's or locality newspaper's website
28 under this section.

29 **(d) Whenever officers of a political subdivision are required to
30 publish a notice affecting the political subdivision, a person shall
31 publish the notice in any one (1) or combination of the following
32 forms of media:**

33 **(1) Publication in any of the following forms of a newspaper:**

34 **(A) A print edition newspaper that is published in or
35 circulates within the political subdivision specified in the
36 statute.**

37 **(B) An electronic edition published by the newspaper
38 described in clause (A).**

39 **(2) Publication in any of the following forms of a locality
40 newspaper:**

1 **(A) A print edition locality newspaper that circulates**
 2 **within the political subdivision specified in the statute.**

3 **(B) An electronic edition published by the locality**
 4 **newspaper described in clause (A).**

5 **(3) Publication on a political subdivision website under**
 6 **IC 5-3-5.**

7 **(e) This section does not exempt a person from complying with**
 8 **any other statutory requirement, including deadlines for**
 9 **publication of notice and frequency of publication.**

10 **(f) A newspaper or locality newspaper may not:**

11 **(1) charge a person a fee for viewing or searching the**
 12 **newspaper's or locality newspaper's electronic edition for**
 13 **public notices; or**

14 **(2) require a person to register on the newspaper's or locality**
 15 **newspaper's website in order to view or search for public**
 16 **notices in the electronic edition.**

17 **(g) The basic charge for publication of a notice in an electronic**
 18 **edition of a newspaper or locality newspaper shall be the same as**
 19 **the basic charge for publication of the notice in the print edition in**
 20 **accordance with section 1 of this chapter.**

21 SECTION 12. IC 5-3-1-1.6 IS REPEALED [EFFECTIVE JULY 1,
 22 2026]. Sec. 1-6: (a) This section applies to a notice published by a
 23 political subdivision in a newspaper or locality newspaper under
 24 section 4 of this chapter:

25 **(b) This subsection applies if a newspaper or locality newspaper**
 26 **publishes:**

27 **(1) a print edition not more than three (3) times a week; and**

28 **(2) an electronic edition:**

29 A notice may be published in either the print edition or the electronic
 30 edition:

31 **(c) This subsection applies if a newspaper or locality newspaper:**

32 **(1) publishes a print edition not more than two (2) times a week;**
 33 **and**

34 **(2) does not publish an electronic edition:**

35 A notice may be published in either the print edition or on the website
 36 of the newspaper or locality newspaper. If the newspaper or locality
 37 newspaper does not maintain a website, a notice may be published in
 38 either the print edition or on the political subdivision's official website
 39 (as defined in IC 5-3-5-2) in accordance with IC 5-3-5:

40 **(d) A newspaper or locality newspaper may not:**

- 1 (1) charge a person a fee for viewing or searching the website or
- 2 electronic edition for public notices; or
- 3 (2) require a person to register on the newspaper or locality
- 4 newspaper's website in order to view or search for public notices
- 5 on the website.

6 (e) The basic charge for publication of a notice in an electronic
 7 edition shall be the same as the basic charge for publication of the
 8 notice in the print edition in accordance with section 4 of this chapter.

9 SECTION 8. IC 5-3-1-2, AS AMENDED BY P.L.146-2024,
 10 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 JULY 1, 2026]: Sec. 2. (a) This section applies only when notice of an
 12 event is required to be given by publication in accordance with this
 13 chapter.

14 (b) If the event is a public hearing or meeting concerning any matter
 15 not specifically mentioned in subsection (c), (d), (e), (f), (g), (h), or (i),
 16 notice shall be published one (1) time, at least ten (10) days before the
 17 date of the hearing or meeting.

18 (c) If the event is an election, notice shall be published one (1) time,
 19 not later than twenty-one (21) days before election day.

20 (d) If the event is a sale of bonds, notes, or warrants, notice shall be
 21 published two (2) times, at least one (1) week apart, with:

- 22 (1) the first publication made at least fifteen (15) days before the
- 23 date of the sale; and
- 24 (2) the second publication made at least three (3) days before the
- 25 date of the sale.

26 (e) If the event is the receiving of bids, notice shall be published two
 27 (2) times, at least one (1) week apart, with the second publication made
 28 at least seven (7) days before the date the bids will be received.

29 (f) If the event is the establishment of a cumulative or sinking fund,
 30 notice of the proposal and of the public hearing that is required to be
 31 held by the political subdivision shall be published two (2) times, at
 32 least one (1) week apart, with the second publication made at least
 33 three (3) days before the date of the hearing.

34 (g) If the event is the submission of a proposal adopted by a political
 35 subdivision for a cumulative or sinking fund for the approval of the
 36 department of local government finance, the notice of the submission
 37 shall be published one (1) time. The political subdivision shall publish
 38 the notice when directed to do so by the department of local
 39 government finance.

1 (h) If the event is the required publication of an ordinance, notice of
 2 the passage of the ordinance shall be published one (1) time within
 3 thirty (30) days after the passage of the ordinance.

4 (i) If the event is one about which notice is required to be published
 5 after the event, notice shall be published one (1) time within thirty (30)
 6 days after the date of the event.

7 (j) If the event is one about which notice is required under
 8 IC 36-1-11-5(e), IC 36-7-14-22.6, or IC 36-7-15.1-15.6, notice shall be
 9 published:

10 (1) one (1) time not more than ten (10) days after the date on
 11 which the determination was made; and

12 (2) not less than ten (10) days before the date offers will be
 13 received.

14 The notice under this subsection may be published solely on the
 15 political subdivision's official website (as defined in IC 5-3-5-2) in
 16 accordance with IC 5-3-5.

17 (k) If any officer charged with the duty of publishing any notice
 18 required by law is unable to procure publication of notice:

19 (1) at the price fixed by law;

20 (2) because all newspapers or locality newspapers that are
 21 qualified to publish the notice refuse to publish the notice; or

22 (3) because the newspapers or locality newspapers referred to in
 23 subdivision (2) refuse to post the notice on the newspapers' or
 24 locality newspapers' websites (if required under section 1.5 of this
 25 chapter);

26 it is sufficient for the officer to post printed notices in three (3)
 27 prominent places in the political subdivision, instead of publication of
 28 the notice in newspapers or locality newspapers and on a website (if
 29 required under section 1.5 of this chapter).

30 (l) This subsection applies if an officer described in subsection (k)
 31 or the officer's designee submits a notice to a newspaper or locality
 32 newspaper in a timely manner and the newspaper or locality newspaper
 33 does not refuse to publish the notice but subsequently fails to publish
 34 the notice. If, within the same period required for publishing notice
 35 under this section, the officer or officer's designee posts:

36 (1) printed notices in three (3) prominent places in the political
 37 subdivision; or

38 (2) notice on the political subdivision's website in a location
 39 where the notice is easily accessible and identifiable;

1 the notice is sufficient, and publication of the notice in newspapers or
 2 locality newspapers and on the newspapers' websites (if required under
 3 section 1.5 of this chapter) is not required.

4 (m) A political subdivision that is required under this chapter to
 5 publish notice in a newspaper two (2) or more times may make:

6 (1) the first publication of notice in a newspaper as required under
 7 section ~~4~~ **1.5** of this chapter or the applicable statute; and

8 (2) all subsequent publications of notice:

9 (A) in accordance with IC 5-3-5; and

10 (B) on the official website of the political subdivision.

11 If a political subdivision is required to publish a notice two (2) or more
 12 times in at least two (2) newspapers contemporaneously, the first
 13 publication of the notice includes the first publication of the notice in
 14 both newspapers.

15 SECTION 13. IC 5-3-1-4 IS REPEALED [EFFECTIVE JULY 1,
 16 2026]. ~~Sec. 4. (a) Whenever officers of a political subdivision are~~
 17 ~~required to publish a notice affecting the political subdivision, they~~
 18 ~~shall publish the notice in two (2) newspapers published in the political~~
 19 ~~subdivision.~~

20 ~~(b) This subsection applies to notices published by county officers.~~
 21 ~~If there is only one (1) newspaper published in the county, then~~
 22 ~~publication in that newspaper alone is sufficient.~~

23 ~~(c) This subsection applies to notices published by city, town, or~~
 24 ~~school corporation officers. If there is only one (1) newspaper~~
 25 ~~published in the municipality or school corporation, then publication~~
 26 ~~in that newspaper alone is sufficient. If no newspaper is published in~~
 27 ~~the municipality or school corporation, then publication of the notice~~
 28 ~~shall be made in one (1) of the following:~~

29 ~~(1) A locality newspaper that circulates within the municipality or~~
 30 ~~school corporation.~~

31 ~~(2) A newspaper published in the county in which the~~
 32 ~~municipality or school corporation is located and that circulates~~
 33 ~~within the municipality or school corporation.~~

34 ~~(d) This subsection applies to notices published by officers of~~
 35 ~~political subdivisions not covered by subsection (a) or (b). If there is~~
 36 ~~only one (1) newspaper published in the political subdivision, then the~~
 37 ~~notice shall be published in that newspaper. If no newspaper is~~
 38 ~~published in the political subdivision, then publication of the notice~~
 39 ~~shall be made in one (1) of the following:~~

- 1 (1) A locality newspaper that circulates within the municipality or
2 school corporation.
- 3 (2) A newspaper published in the county and that circulates
4 within the political subdivision.
- 5 (e) This subsection applies to a political subdivision, including a
6 city, town, or school corporation. Notwithstanding any other law, if a
7 political subdivision has territory in more than one (1) county, public
8 notices that are required by law or ordered to be published must be
9 given as follows:
- 10 (1) By publication in two (2) newspapers published within the
11 boundaries of the political subdivision.
- 12 (2) If only one (1) newspaper is published within the boundaries
13 of the political subdivision, by publication of the notice in that
14 newspaper and in one (1) of the following:
- 15 (A) A locality newspaper that circulates within the political
16 subdivision.
- 17 (B) In another newspaper:
- 18 (i) published in any county in which the political subdivision
19 extends; and
- 20 (ii) that has a general circulation in the political subdivision.
- 21 (3) If no newspaper is published within the boundaries of the
22 political subdivision, by publishing the notice in two (2)
23 publications, consisting of either or both of the following:
- 24 (A) A locality newspaper that circulates within the political
25 subdivision.
- 26 (B) A newspaper that:
- 27 (i) is published in any counties into which the political
28 subdivision extends; and
- 29 (ii) has a general circulation in the political subdivision.
- 30 (4) If only one (1) newspaper is published in any of the counties
31 into which the political subdivision extends, by publication of the
32 notice in one (1) of the following:
- 33 (A) A locality newspaper that circulates within the political
34 subdivision.
- 35 (B) The newspaper published in the county if the newspaper
36 circulates within the political subdivision.
- 37 (f) A political subdivision may, in its discretion, publish public
38 notices in a qualified publication or additional newspapers or locality
39 newspapers to provide supplementary notification to the public. The

1 cost of publishing supplementary notification is a proper expenditure
2 of the political subdivision.

3 SECTION 9. IC 5-3-2-2, AS AMENDED BY P.L.122-2024,
4 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2026]: Sec. 2. (a) In addition to the requirement for all
6 newspapers provided in ~~IC 5-3-1-4~~, **IC 5-3-1-1.5**, a newspaper in
7 which notices, reports, and other information affecting county business
8 are required by law to be published shall have a paid circulation of not
9 less than two percent (2%) of the population of the county in which it
10 is published.

11 (b) In addition to the requirements for qualified publications
12 provided in ~~IC 5-3-1-4~~, **IC 5-3-1-1.5**, in which notices, reports, and
13 other information affecting county business may be published,
14 qualified publications must be circulated to not less than ten percent
15 (10%) of the population of the county in which the qualified
16 publication is published.

17 SECTION 10. IC 5-3-5-4, AS AMENDED BY P.L.1-2025,
18 SECTION 43, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
19 JULY 1, 2026]: Sec. 4. (a) A political subdivision that is required by
20 statute to publish notice in a newspaper two (2) or more times may
21 make:

22 (1) the first publication of a notice in a newspaper or newspapers
23 as required under ~~IC 5-3-1-4~~ **IC 5-3-1-1.5** or the applicable
24 statute; and

25 (2) if the political subdivision maintains an official website, all
26 subsequent publications of the notice only on the official website
27 of the political subdivision.

28 (b) If a political subdivision is required to publish a notice two (2)
29 or more times in at least two (2) newspapers more or less
30 contemporaneously, the first publication of the notice includes the first
31 publication of the notice in both newspapers."

32 Page 27, between lines 19 and 20, begin a new paragraph and insert:

33 "SECTION 16. IC 6-1.1-4-13, AS AMENDED BY THE
34 TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL
35 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
36 JANUARY 1, 2025 (RETROACTIVE)]: Sec. 13. (a) In assessing or
37 reassessing land, the land shall be assessed as agricultural land only
38 when it is devoted to agricultural use **regardless of:**

39 **(1) who owns the land; or**

1 **(2) who the person or entity is that is liable for property taxes**
 2 **due on the land under IC 6-1.1-2-4.**

3 (b) For purposes of this section, and in addition to any other land
 4 considered devoted to agricultural use, any:

5 (1) land enrolled in:

6 **(A) a farm program of the state or of the United States**
 7 **Department of Agriculture, including all acreage within an**
 8 **assigned farm number;**

9 ~~(A)~~ **(B)** a land conservation or reserve program administered
 10 by the United States Department of Agriculture;

11 ~~(B)~~ **(C)** a land conservation program administered by the
 12 United States Department of Agriculture's Farm Service
 13 Agency; or

14 ~~(C)~~ **(D)** a conservation reserve program or agricultural
 15 easement program administered by the United States
 16 Department of Agriculture's ~~National~~ **Natural** Resources
 17 Conservation Service;

18 (2) land enrolled in the department of natural resources' classified
 19 forest and wildlands program (or any similar or successor
 20 program);

21 (3) land classified in the category of other agriculture use, as
 22 provided in the department of local government finance's real
 23 property assessment guidelines; or

24 (4) land devoted to the harvesting of hardwood timber;

25 is considered to be devoted to agricultural use. Agricultural use for
 26 purposes of this section includes but is not limited to the uses included
 27 in the definition of "agricultural use" in IC 36-7-4-616(b), such as the
 28 production of livestock or livestock products, commercial aquaculture,
 29 equine or equine products, land designated as a conservation reserve
 30 plan, pastureland, poultry or poultry products, horticultural or nursery
 31 stock, fruit, vegetables, forage, grains, timber, trees, bees and apiary
 32 products, tobacco, other agricultural crops, general farming operation
 33 purposes, native timber lands, or land that lays fallow. Agricultural use
 34 may not be determined by the size of a parcel or size of a part of the
 35 parcel. This subsection does not affect the assessment of any real
 36 property assessed under IC 6-1.1-6 (assessment of certain forest lands),
 37 IC 6-1.1-6.2 (assessment of certain windbreaks), or IC 6-1.1-6.7
 38 (assessment of filter strips).

39 (c) The department of local government finance shall give written
 40 notice to each county assessor of:

- 1 (1) the availability of the United States Department of
 2 Agriculture's soil survey data; and
 3 (2) the appropriate soil productivity factor for each type or
 4 classification of soil shown on the United States Department of
 5 Agriculture's soil survey map.

6 All assessing officials and the property tax assessment board of appeals
 7 shall use the data in determining the true tax value of agricultural land.
 8 However, notwithstanding the availability of new soil productivity
 9 factors and the department of local government finance's notice of the
 10 appropriate soil productivity factor for each type or classification of
 11 soil shown on the United States Department of Agriculture's soil survey
 12 map for the March 1, 2012, assessment date, the soil productivity
 13 factors used for the March 1, 2011, assessment date shall be used for
 14 the January 1, 2016, assessment date and each assessment date
 15 thereafter.

16 (d) The department of local government finance shall by rule
 17 provide for the method for determining the true tax value of each parcel
 18 of agricultural land.

19 (e) This section does not apply to land purchased for industrial or
 20 commercial uses.

21 **(f) If an assessor changes the underlying parcel characteristics,**
 22 **including age, grade, condition, property classification, or land**
 23 **type previously assessed as agricultural land under this section, the**
 24 **assessor bears the burden of proving that the change in underlying**
 25 **characteristics is correct."**

26 Page 30, between lines 30 and 31, begin a new paragraph and insert:
 27 "SECTION 21. IC 6-1.1-8.5 IS REPEALED [EFFECTIVE
 28 JANUARY 1, 2026 (RETROACTIVE)]. (Assessment of Industrial
 29 Facilities in Lake County).

30 SECTION 22. IC 6-1.1-8.7 IS REPEALED [EFFECTIVE
 31 JANUARY 1, 2026 (RETROACTIVE)]. (Assessment of Industrial
 32 Facilities).

33 SECTION 23. IC 6-1.1-10-25, AS AMENDED BY P.L.79-2014,
 34 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JANUARY 1, 2026 (RETROACTIVE)]: Sec. 25. (a) Subject to the
 36 limitations contained in subsection (b) of this section, tangible property
 37 is exempt from property taxation if it is owned by any of the following
 38 organizations:

- 39 (1) The Young Men's Christian Association.
 40 (2) The Salvation Army, Inc.

- 1 (3) The Knights of Columbus.
- 2 (4) The Young Men's Hebrew Association.
- 3 (5) The Young Women's Christian Association.
- 4 (6) A chapter or post of Disabled American Veterans of World
5 War I or II.
- 6 (7) A chapter or post of the Veterans of Foreign Wars.
- 7 (8) A post of the American Legion.
- 8 (9) A post of the American War Veterans.
- 9 (10) The Boy Scouts of America, one (1) or more of its
10 incorporated local councils, or a bank or trust company in trust for
11 the benefit of one (1) or more of its local councils.
- 12 (11) The Girl Scouts of the U.S.A., one or more of its
13 incorporated local councils, or a bank or trust company in trust for
14 the benefit of one (1) or more of its local councils.
- 15 **(12) The Indiana Historical Society, Inc.**
- 16 (b) This exemption does not apply unless the property is exclusively
17 used, and in the case of real property actually occupied, for the
18 purposes and objectives of the organization."
- 19 Page 35, between lines 9 and 10, begin a new paragraph and insert:
20 **"(d) Beginning with taxes assessed in 2026 and due and payable**
21 **in 2027, an individual who receives a deduction under this section**
22 **may not receive a local property tax credit under IC 6-1.1-51.3."**
- 23 Page 47, line 16, strike "may," and insert **"and claims the**
24 **deduction under this section shall,"**.
- 25 Page 55, delete lines 12 through 41.
- 26 Page 56, delete lines 23 through 42.
- 27 Page 57, delete lines 1 through 15.
- 28 Page 58, between lines 32 and 33, begin a new paragraph and insert:
29 "SECTION 44. IC 6-1.1-15-1.1, AS AMENDED BY P.L.9-2024,
30 SECTION 167, IS AMENDED TO READ AS FOLLOWS
31 [EFFECTIVE JULY 1, 2026]: Sec. 1.1. (a) A taxpayer may appeal an
32 assessment of a taxpayer's tangible property by filing a notice in writing
33 with the township assessor, or the county assessor if the township is not
34 served by a township assessor. Except as provided in subsections (e)
35 and (h), an appeal under this section may raise any claim of an error
36 related to the following:
- 37 (1) The assessed value of the property.
- 38 (2) The assessment was against the wrong person.
- 39 (3) The approval denial or omission of a deduction, credit,
40 exemption, abatement, or tax cap.

- 1 (4) A clerical, mathematical, or typographical mistake.
- 2 (5) The description of the real property.
- 3 (6) The legality or constitutionality of a property tax or
- 4 assessment.

5 A written notice under this section must be made on a form designated
6 by the department of local government finance. A taxpayer must file a
7 separate petition for each parcel.

8 (b) A taxpayer may appeal an error in the assessed value of the
9 property under subsection (a)(1) any time after the official's action, but
10 not later than the following:

- 11 (1) For assessments before January 1, 2019, the earlier of:
 - 12 (A) forty-five (45) days after the date on which the notice of
 - 13 assessment is mailed by the county; or
 - 14 (B) forty-five (45) days after the date on which the tax
 - 15 statement is mailed by the county treasurer, regardless of
 - 16 whether the assessing official changes the taxpayer's
 - 17 assessment.
- 18 (2) For assessments of real property, after December 31, 2018, the
19 earlier of:
 - 20 (A) June 15 of the assessment year, if the notice of assessment
 - 21 is mailed by the county before May 1 of the assessment year;
 - 22 or
 - 23 (B) June 15 of the year in which the tax statement is mailed by
 - 24 the county treasurer, if the notice of assessment is mailed by
 - 25 the county on or after May 1 of the assessment year.
- 26 (3) For assessments of personal property, forty-five (45) days after
27 the date on which the county mails the notice under
28 IC 6-1.1-3-20.

29 A taxpayer may appeal an error in the assessment under subsection
30 (a)(2), (a)(3), (a)(4), (a)(5), or (a)(6) not later than three (3) years after
31 the taxes were first due.

32 (c) Except as provided in subsection (d), an appeal under this
33 section applies only to the tax year corresponding to the tax statement
34 or other notice of action.

35 (d) An appeal under this section applies to a prior tax year if a
36 county official took action regarding a prior tax year, and such action
37 is reflected for the first time in the tax statement. A taxpayer who has
38 timely filed a written notice of appeal under this section may be
39 required to file a petition for each tax year, and each petition filed later
40 must be considered timely.

1 (e) A taxpayer may not appeal under this section any claim of error
2 related to the following:

3 (1) The denial of a deduction, exemption, abatement, or credit if
4 the authority to approve or deny is not vested in the county board,
5 county auditor, county assessor, or township assessor.

6 (2) The calculation of interest and penalties.

7 (3) A matter under subsection (a) if a separate appeal or review
8 process is statutorily prescribed.

9 However, a claim may be raised under this section regarding the
10 omission or application of a deduction approved by an authority other
11 than the county board, county auditor, county assessor, or township
12 assessor.

13 (f) The filing of a written notice under this section constitutes a
14 request by the taxpayer for a preliminary informal meeting with the
15 township assessor, or the county assessor if the township is not served
16 by a township assessor.

17 (g) A county or township official who receives a written notice
18 under this section shall forward the notice to:

19 (1) the county board; and

20 (2) the county auditor, if the taxpayer raises a claim regarding a
21 matter that is in the discretion of the county auditor.

22 (h) A taxpayer may not raise any claim in an appeal under this
23 section related to the legality or constitutionality of:

24 (1) a user fee (as defined in IC 33-23-1-10.5);

25 (2) any other charge, fee, or rate imposed by a political
26 subdivision under any other law; or

27 (3) any tax imposed by a political subdivision other than a
28 property tax.

29 (i) This subsection applies only to an appeal based on a claim of
30 error in the determination of property that is or is not eligible for a
31 standard homestead deduction under IC 6-1.1-12-37 and only for an
32 assessment date occurring before January 1, 2024. A taxpayer may
33 appeal an error in the assessment of property as described in this
34 subsection any time after the official's action, but not later than one (1)
35 year after the date on which the property that is the subject of the
36 appeal was assessed.

37 **(j) In an appeal of the assessed value of a property:**

38 **(1) the county or township assessor in conjunction with the**
39 **preliminary informal meeting; or**

1 **(2) the county board in conjunction with an appeal hearing by**
 2 **the county board;**
 3 **may request a taxpayer to provide income data necessary to**
 4 **determine the assessed value under the income capitalization**
 5 **approach. If requested, a taxpayer shall provide income data**
 6 **within sixty (60) days of the request."**

7 Page 66, between lines 7 and 8, begin a new paragraph and insert:
 8 "SECTION 46. IC 6-1.1-18.5-3, AS AMENDED BY P.L.68-2025,
 9 SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JANUARY 1, 2029]: Sec. 3. (a) A civil taxing unit may not impose an
 11 ad valorem property tax levy for an ensuing calendar year that exceeds
 12 the amount determined in the last STEP of the following STEPS:

13 STEP ONE: Determine the civil taxing unit's maximum
 14 permissible ad valorem property tax levy for the preceding
 15 calendar year.

16 STEP TWO: Multiply the amount determined in STEP ONE by
 17 the amount determined in the last STEP of section 2(b) of this
 18 chapter.

19 STEP THREE: Determine the lesser of one and fifteen hundredths
 20 (1.15) or the quotient (rounded to the nearest ten-thousandth
 21 (0.0001)), of the assessed value of all taxable property subject to
 22 the civil taxing unit's ad valorem property tax levy for the ensuing
 23 calendar year, divided by the assessed value of all taxable
 24 property that is subject to the civil taxing unit's ad valorem
 25 property tax levy for the ensuing calendar year and that is
 26 contained within the geographic area that was subject to the civil
 27 taxing unit's ad valorem property tax levy in the preceding
 28 calendar year.

29 STEP FOUR: Determine the greater of the amount determined in
 30 STEP THREE or one (1).

31 STEP FIVE: Multiply the amount determined in STEP TWO by
 32 the amount determined in STEP FOUR.

33 STEP SIX: Add the amount determined under STEP TWO to the
 34 amount of an excessive levy appeal granted under section 13 of
 35 this chapter for the ensuing calendar year.

36 STEP SEVEN: Determine the greater of STEP FIVE or STEP
 37 SIX.

38 (b) In the case of a county that was covered by IC 6-3.6-11-1 (before
 39 its repeal), the maximum permissible property tax levy for the civil
 40 taxing unit under STEP ONE of subsection (a) shall be increased by

1 **the amount determined under subsection (c)** to the extent ~~and in the~~
 2 ~~amount that revenue from~~ a levy freeze was applied to adjust the civil
 3 taxing unit's maximum permissible property tax levy in the tax year
 4 immediately preceding the repeal of IC 6-3.6-11-1. The increase shall
 5 apply to each tax year after the repeal.

6 (c) Notwithstanding any other provision of law, if a county has a
 7 stabilization fund, the county may use **a combination of money in the**
 8 ~~stabilization from that~~ fund for operations of the county ~~in lieu of and~~
 9 **a maximum** levy ~~increases~~ **increase** pursuant to this subsection (b). A
 10 county to which this subsection applies shall adopt a plan to phase in
 11 a multi-year gradual spend down of money in its stabilization fund or
 12 other available funds over a specified number of years that allows for
 13 the gradual increase of the county's levy in combination with money
 14 from its stabilization fund."

15 Page 68, between lines 13 and 14, begin a new paragraph and insert:

16 "SECTION 11. IC 6-1.1-20-5, AS AMENDED BY P.L.146-2008,
 17 SECTION 195, IS AMENDED TO READ AS FOLLOWS
 18 [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) When the proper officers of
 19 a political subdivision decide to issue bonds or enter into leases in a
 20 total amount which exceeds five thousand dollars (\$5,000), they shall
 21 give notice of the decision by:

- 22 (1) posting; and
- 23 (2) publication once each week for two (2) weeks.

24 The notice required by this section shall be posted in three (3) public
 25 places in the political subdivision and published in accordance with
 26 ~~IC 5-3-1-4. IC 5-3-1-1.5.~~ The decision to issue bonds may be a
 27 preliminary decision.

28 (b) This subsection does not apply to bonds or lease rental
 29 agreements for which a political subdivision:

- 30 (1) after June 30, 2008, makes:
 - 31 (A) a preliminary determination as described in section 3.1 or
 - 32 3.5 of this chapter; or
 - 33 (B) a decision as described in subsection (a); or
- 34 (2) in the case of bonds or lease rental agreements not subject to
 35 section 3.1 or 3.5 of this chapter and not subject to subsection (a),
 36 adopts a resolution or ordinance authorizing the bonds or lease
 37 rental agreement after June 30, 2008.

38 Ten (10) or more taxpayers who will be affected by the proposed
 39 issuance of the bonds and who wish to object to the issuance on the
 40 grounds that it is unnecessary or excessive may file a petition in the

1 office of the auditor of the county in which the political subdivision is
 2 located. The petition must be filed within fifteen (15) days after the
 3 notice required by subsection (a) is given, and it must contain the
 4 objections of the taxpayers and facts which show that the proposed
 5 issue is unnecessary or excessive. When taxpayers file a petition in the
 6 manner prescribed in this subsection, the county auditor shall
 7 immediately forward a certified copy of the petition and any other
 8 relevant information to the department of local government finance.".

9 Page 69, between lines 1 and 2, begin a new paragraph and insert:

10 "SECTION 54. IC 6-1.1-20.3-6.5, AS AMENDED BY
 11 P.L.241-2017, SECTION 7, IS AMENDED TO READ AS FOLLOWS
 12 [EFFECTIVE UPON PASSAGE]: Sec. 6.5. (a) After the board receives
 13 a petition concerning a political subdivision under section 6(a), 6(b)(2),
 14 or 6(c) of this chapter, the board may designate the political
 15 subdivision as a distressed political subdivision if at least one (1) of the
 16 following conditions applies to the political subdivision:

17 (1) The political subdivision has defaulted in payment of principal
 18 or interest on any of its bonds or notes.

19 (2) The political subdivision has failed to make required
 20 payments to payroll employees for thirty (30) days or two (2)
 21 consecutive payrolls.

22 (3) The political subdivision has failed to make required
 23 payments to judgment creditors for sixty (60) days beyond the
 24 date of the recording of the judgment.

25 (4) The political subdivision, for at least thirty (30) days beyond
 26 the due date, has failed to do any of the following:

27 (A) Forward taxes withheld on the incomes of employees.

28 (B) Transfer employer or employee contributions due under
 29 the Federal Insurance Contributions Act (FICA).

30 (C) Deposit the political subdivision's minimum obligation
 31 payment to a pension fund.

32 (5) The political subdivision has accumulated a deficit equal to
 33 eight percent (8%) or more of the political subdivision's revenues.
 34 For purposes of this subdivision, "deficit" means a negative fund
 35 balance calculated as a percentage of revenues at the end of a
 36 budget year for any governmental or proprietary fund. The
 37 calculation must be presented on an accrual basis according to
 38 generally accepted accounting principles.

39 (6) The political subdivision has sought to negotiate a resolution
 40 or an adjustment of claims that in the aggregate:

- 1 (A) exceed thirty percent (30%) of the political subdivision's
 2 anticipated annual revenues; and
 3 (B) are ninety (90) days or more past due.
- 4 (7) The political subdivision has carried over interfund loans for
 5 the benefit of the same fund at the end of two (2) successive
 6 years.
- 7 (8) The political subdivision has been severely affected, as
 8 determined by the board, as a result of granting the property tax
 9 credits under IC 6-1.1-20.6.
- 10 (9) In addition to the conditions listed in subdivisions (1) through
 11 (8), and in the case of a school corporation, the board may also
 12 designate a school corporation as a distressed political
 13 subdivision if at least one (1) of the following conditions applies:
- 14 (A) The school corporation has:
- 15 (i) issued refunding bonds under IC 5-1-5-2.5 or
 16 **IC 5-1-5-2.6**; or
 17 (ii) adopted a resolution under IC 5-1-5-2.5 or **IC 5-1-5-2.6**;
 18 making the determinations and including the information
 19 specified in IC 5-1-5-2.5(g) and **IC 5-1-5-2.6(d) and**
 20 **IC 5-1-5-2.6(e).**
- 21 (B) The ratio that the amount of the school corporation's debt
 22 (as determined in December 2010) bears to the school
 23 corporation's 2011 ADM ranks in the highest ten (10) among
 24 all school corporations.
- 25 (C) The ratio that the amount of the school corporation's debt
 26 (as determined in December 2010) bears to the school
 27 corporation's total assessed valuation for calendar year 2011
 28 ranks in the highest ten (10) among all school corporations.
- 29 (D) The amount of homestead assessed valuation in the school
 30 corporation for calendar year 2011 was at least sixty percent
 31 (60%) of the total amount of assessed valuation in the school
 32 corporation for calendar year 2011.
- 33 The board may consider whether a political subdivision has fully
 34 exercised all the local options available to the political subdivision,
 35 such as a local option income tax or a local option income tax rate
 36 increase or, in the case of a school corporation, an operating
 37 referendum.
- 38 (b) If the board designates a political subdivision as distressed under
 39 subsection (a), the board shall review the designation annually to

1 determine if the distressed political subdivision meets at least one (1)
2 of the conditions listed in subsection (a).

3 (c) If the board designates a political subdivision as a distressed
4 political subdivision under subsection (a), the board shall immediately
5 notify:

6 (1) the treasurer of state;

7 (2) the county auditor and county treasurer of each county in
8 which the distressed political subdivision is wholly or partially
9 located; and

10 (3) in the case of a school corporation, the Indiana education
11 employment relations board established by IC 20-29-3-1;

12 that the board has designated the political subdivision as a distressed
13 political subdivision."

14 Page 74, delete lines 26 through 42, begin a new paragraph and
15 insert:

16 "SECTION 12. IC 6-1.1-23.5-10, AS AMENDED BY
17 P.L.146-2024, SECTION 5, IS AMENDED TO READ AS FOLLOWS
18 [EFFECTIVE JULY 1, 2026]: Sec. 10. (a) After preparing the notice
19 described under section 9 of this chapter, the county treasurer shall do
20 the following:

21 (1) Post a copy of the notice at a public place of posting in the
22 county courthouse or in another public county building at least
23 thirty (30) days before the earliest date on which the application
24 for judgment may be made.

25 (2) Publish the notice once in accordance with ~~IC 5-3-1-4~~
26 **IC 5-3-1-1.5** at least thirty (30) days before the earliest date on
27 which the application for judgment may be made. The expenses
28 of this publication shall be paid out of the county general fund
29 without prior appropriation.

30 (3) Publish a notice twice in accordance with IC 5-3-1-2(m) or
31 ~~IC 5-3-1-4~~ **IC 5-3-1-1.5** at the following times stating that the
32 complete listing of mobile homes eligible for sale at auction under
33 this chapter is available on the website of the county government
34 or the county government's contractor:

35 (A) The first time at least seven (7) days after the publication
36 of the notice required under subdivision (2).

37 (B) The second time at least seven (7) days after the
38 publication of the notice required under clause (A).

39 (4) At least thirty (30) days before the earliest date on which the
40 application for judgment may be made, mail a copy of the notice

1 described under section 9 of this chapter by certified mail, return
 2 receipt requested, to any party having a substantial property
 3 interest of record.

4 (b) The notices mailed under this section are considered sufficient
 5 notice of the intended application for judgment and of the sale of
 6 mobile homes under the order of the court.

7 (c) For mobile homes that are not sold when initially offered for sale
 8 under this chapter, the county treasurer may omit the descriptions of
 9 the mobile homes specified in section 9(b)(1) and 9(b)(3) of this
 10 chapter for those mobile homes when they are for sale at a subsequent
 11 auction if:

12 (1) the county treasurer includes in the notice a statement that
 13 descriptions of those mobile homes are available on the website
 14 of the county government or the county government's contractor
 15 and the information may be obtained in an alternative form from
 16 the county treasurer upon request; and

17 (2) the descriptions of those mobile homes eligible for sale a
 18 second or subsequent time are made available on the website of
 19 the county government or the county government's contractor and
 20 may be obtained from the county treasurer in an alternative form
 21 upon request in accordance with section 11 of this chapter.

22 SECTION 13. IC 6-1.1-24-3, AS AMENDED BY P.L.125-2025,
 23 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 24 JULY 1, 2026]: Sec. 3. (a) This section does not apply to vacant or
 25 abandoned real property that is on the list prepared by the county
 26 auditor under section 1.5 of this chapter.

27 (b) When real property is eligible for sale under this chapter, the
 28 county auditor shall post a copy of the notice required by section 2 of
 29 this chapter at a public place of posting in the county courthouse or in
 30 another public county building at least twenty-one (21) days before the
 31 earliest date of application for judgment. In addition, the county auditor
 32 shall, in accordance with ~~IC 5-3-1-4~~, **IC 5-3-1-1.5**, publish the notice
 33 required in section 2 of this chapter once each week for three (3)
 34 consecutive weeks before the earliest date on which the application for
 35 judgment may be made. The expenses of this publication shall be paid
 36 out of the county general fund without prior appropriation.

37 (c) At least twenty-one (21) days before the application for
 38 judgment is made, the county auditor shall mail a copy of the notice
 39 required by section 2 of this chapter by certified mail, return receipt
 40 requested, to any:

- 1 (1) mortgagee;
- 2 (2) purchaser under an installment land contract recorded in the
- 3 office of the county recorder; or
- 4 (3) person who claims a substantial property interest of public
- 5 record;

6 who annually requests, by certified mail, a copy of the notice.

7 (d) The notices mailed under this section are considered sufficient
8 notice of the intended application for judgment and of the sale of real
9 property under the order of the court.

10 (e) For properties not sold at their initial tax sale, the county auditor
11 may omit the descriptions of the tracts or items of real property
12 specified in section 2(b)(1) and 2(b)(5) of this chapter for those
13 properties when they come up for sale at subsequent tax sales if:

14 (1) the county auditor includes in the notice a statement that
15 descriptions of those tracts or items of real property are available
16 on the website of the county government or the county
17 government's contractor and the information may be obtained in
18 an alternative form from the county auditor upon request; and

19 (2) the descriptions of those tracts or items of real property
20 eligible for sale a second or subsequent time are made available
21 on the website of the county government or the county
22 government's contractor and may be obtained from the county
23 auditor in an alternative form upon request in accordance with
24 section 3.4 of this chapter.

25 (f) If taxes assessed on a mineral interest (as defined in
26 IC 32-23-10-1) remain unpaid and the mineral interest is eligible for
27 sale under this chapter, in addition to the notice requirements described
28 in subsections (b) and (c), the county auditor shall do the following at
29 least twenty-one (21) days before the date of application for judgment:

30 (1) Post a copy of the notice required in section 2 of this chapter
31 on the county's website.

32 (2) Provide a copy of the notice required in section 2 of this
33 chapter to the department of natural resources.

34 SECTION 14. IC 6-1.1-24-6.1, AS AMENDED BY THE
35 TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL
36 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
37 JULY 1, 2026]: Sec. 6.1. (a) The county executive may do the
38 following:

- 1 (1) By resolution, identify properties concerning which the county
 2 executive desires to offer to the public the certificates of sale
 3 acquired by the county executive under section 6 of this chapter.
- 4 (2) Except as otherwise provided in subsection (c), in conformity
 5 with ~~IC 5-3-1-4~~, **IC 5-3-1-1.5**, publish:
- 6 (A) notice of the date, time, and place for a public sale; and
 7 (B) a listing of parcels on which certificates will be offered by
 8 parcel number and minimum bid amount;
- 9 once each week for three (3) consecutive weeks, with the final
 10 advertisement being not less than thirty (30) days before the sale
 11 date. The expenses of the publication shall be paid out of the
 12 county general fund.
- 13 (3) Sell each certificate of sale covered by the resolution for a
 14 price that:
- 15 (A) is less than the minimum sale price prescribed by section
 16 5 of this chapter; and
 17 (B) includes any costs to the county directly attributable to the
 18 sale of the certificate of sale.
- 19 (b) Except as otherwise provided in subsection (c), notice of the list
 20 of properties prepared under subsection (a) and the date, time, and
 21 place for the public sale of the certificates of sale shall be published in
 22 accordance with IC 5-3-1. The notice must:
- 23 (1) include a description of the property by parcel number and
 24 common address;
- 25 (2) specify that the county executive will accept bids for the
 26 certificates of sale for the price referred to in subsection (a)(3);
- 27 (3) specify the minimum bid for each parcel;
- 28 (4) include a statement that a person redeeming each tract or item
 29 of real property after the sale of the certificate must pay:
- 30 (A) the amount of the minimum bid under section 5 of this
 31 chapter for which the tract or item of real property was last
 32 offered for sale;
- 33 (B) ten percent (10%) of the amount for which the certificate
 34 is sold;
- 35 (C) the attorney's fees and costs of giving notice under
 36 IC 6-1.1-25-4.5;
- 37 (D) the costs of a title search or of examining and updating the
 38 abstract of title for the tract or item of real property;
- 39 (E) all taxes and special assessments on the tract or item of
 40 real property paid by the purchaser after the sale of the

- 1 certificate plus interest at the rate of ten percent (10%) per
 2 annum on the amount of taxes and special assessments paid by
 3 the purchaser on the redeemed property;
- 4 (F) all costs of sale, advertising costs, and other expenses of
 5 the county directly attributable to the sale of certificates of
 6 sale; and
- 7 (G) all taxes or special assessments, or both, paid by the
 8 county treasurer under section 7(b) of this chapter; and
- 9 (5) include a statement that, if the certificate is sold for an amount
 10 more than the minimum bid under section 5 of this chapter for
 11 which the tract or item of real property was last offered for sale
 12 and the property is not redeemed, the owner of record of the tract
 13 or item of real property who is divested of ownership at the time
 14 the tax deed is issued may have a right to the tax sale surplus.
- 15 (c) For properties identified under subsection (a) for which the
 16 certificates of sale are not sold when initially offered for sale under this
 17 section, the county executive may omit from the notice the descriptions
 18 of the tracts or items of real property under subsection (b)(1) and the
 19 associated minimum bids under subsection (b)(3) if:
- 20 (1) the county executive includes in the notice a statement that
 21 descriptions of those tracts or items of real property are available
 22 on the ~~Internet web site~~ **website** of the county government or the
 23 county government's contractor and the information may be
 24 obtained in an alternative form from the county executive upon
 25 request; and
- 26 (2) the descriptions of those tracts or items of real property for
 27 which a certificate of sale is eligible for sale under this section are
 28 made available on the ~~Internet web site~~ **website** of the county
 29 government or the county government's contractor and may be
 30 obtained from the county executive in an alternative form upon
 31 request in accordance with section 3.4 of this chapter.
- 32 SECTION 15. IC 6-1.1-25-4.5, AS AMENDED BY P.L.236-2015,
 33 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2026]: Sec. 4.5. (a) Except as provided in subsection (d), a
 35 purchaser or the purchaser's assignee is entitled to a tax deed to the
 36 property that was sold only if:
- 37 (1) the redemption period specified in section 4(a)(1) of this
 38 chapter has expired;
- 39 (2) the property has not been redeemed within the period of
 40 redemption specified in section 4(a) of this chapter; and

- 1 (3) not later than six (6) months after the date of the sale:
 2 (A) the purchaser or the purchaser's assignee; or
 3 (B) in a county where the county auditor and county treasurer
 4 have an agreement under section 4.7 of this chapter, the
 5 county auditor;
 6 gives notice of the sale to the owner of record at the time of the
 7 sale and any person with a substantial property interest of public
 8 record in the tract or item of real property.
- 9 (b) A county executive is entitled to a tax deed to property on which
 10 the county executive acquires a lien under IC 6-1.1-24-6 and for which
 11 the certificate of sale is not sold under IC 6-1.1-24-6.1 only if:
 12 (1) the redemption period specified in section 4(b) of this chapter
 13 has expired;
 14 (2) the property has not been redeemed within the period of
 15 redemption specified in section 4(b) of this chapter; and
 16 (3) not later than ninety (90) days after the date the county
 17 executive acquires the lien under IC 6-1.1-24-6, the county
 18 auditor gives notice of the sale to:
 19 (A) the owner of record at the time the lien was acquired; and
 20 (B) any person with a substantial property interest of public
 21 record in the tract or item of real property.
- 22 (c) A purchaser of a certificate of sale under IC 6-1.1-24-6.1 is
 23 entitled to a tax deed to the property for which the certificate was sold
 24 only if:
 25 (1) the redemption period specified in section 4(c) of this chapter
 26 has expired;
 27 (2) the property has not been redeemed within the period of
 28 redemption specified in section 4(c) of this chapter; and
 29 (3) not later than ninety (90) days after the date of sale of the
 30 certificate of sale under IC 6-1.1-24, the purchaser gives notice of
 31 the sale to:
 32 (A) the owner of record at the time of the sale; and
 33 (B) any person with a substantial property interest of public
 34 record in the tract or item of real property.
- 35 (d) The person required to give the notice under subsection (a), (b),
 36 or (c) shall give the notice by sending a copy of the notice by certified
 37 mail, return receipt requested, to:
 38 (1) the owner of record at the time of the:
 39 (A) sale of the property;

- 1 (B) acquisition of the lien on the property under IC 6-1.1-24-6;
 2 or
 3 (C) sale of the certificate of sale on the property under
 4 IC 6-1.1-24;
 5 at the last address of the owner for the property, as indicated in
 6 the records of the county auditor; and
 7 (2) any person with a substantial property interest of public record
 8 at the address for the person included in the public record that
 9 indicates the interest.

10 However, if the address of the person with a substantial property
 11 interest of public record is not indicated in the public record that
 12 created the interest and cannot be located by ordinary means by the
 13 person required to give the notice under subsection (a), (b), or (c), the
 14 person may give notice by publication in accordance with ~~IC 5-3-1-4~~
 15 **IC 5-3-1-1.5** once each week for three (3) consecutive weeks.

16 (e) The notice that this section requires shall contain at least the
 17 following:

- 18 (1) A statement that a petition for a tax deed will be filed on or
 19 after a specified date.
 20 (2) The date on or after which the petitioner intends to petition for
 21 a tax deed to be issued.
 22 (3) A description of the tract or item of real property shown on the
 23 certificate of sale.
 24 (4) The date the tract or item of real property was sold at a tax
 25 sale.
 26 (5) The name of the:
 27 (A) purchaser or purchaser's assignee;
 28 (B) county executive that acquired the lien on the property
 29 under IC 6-1.1-24-6; or
 30 (C) person that purchased the certificate of sale on the
 31 property under IC 6-1.1-24.
 32 (6) A statement that any person may redeem the tract or item of
 33 real property.
 34 (7) The components of the amount required to redeem the tract or
 35 item of real property.
 36 (8) A statement that an entity identified in subdivision (5) is
 37 entitled to reimbursement for additional taxes or special
 38 assessments on the tract or item of real property that were paid by
 39 the entity subsequent to the tax sale, lien acquisition, or purchase
 40 of the certificate of sale, and before redemption, plus interest.

- 1 (9) A statement that the tract or item of real property has not been
2 redeemed.
- 3 (10) A statement that an entity identified in subdivision (5) is
4 entitled to receive a deed for the tract or item of real property if it
5 is not redeemed before the expiration of the period of redemption
6 specified in section 4 of this chapter.
- 7 (11) A statement that an entity identified in subdivision (5) is
8 entitled to reimbursement for costs described in section 2(e) of
9 this chapter.
- 10 (12) The date of expiration of the period of redemption specified
11 in section 4 of this chapter.
- 12 (13) A statement that if the property is not redeemed, the owner
13 of record at the time the tax deed is issued may have a right to the
14 tax sale surplus, if any.
- 15 (14) The street address, if any, or a common description of the
16 tract or item of real property.
- 17 (15) The key number or parcel number of the tract or item of real
18 property.
- 19 (f) The notice under this section must include not more than one (1)
20 tract or item of real property listed and sold in one (1) description.
21 However, when more than one (1) tract or item of real property is
22 owned by one (1) person, all of the tracts or items of real property that
23 are owned by that person may be included in one (1) notice.
- 24 (g) A single notice under this section may be used to notify joint
25 owners of record at the last address of the joint owners for the property
26 sold, as indicated in the records of the county auditor.
- 27 (h) The notice required by this section is considered sufficient if the
28 notice is mailed to the address required under subsection (d).
- 29 (i) The notice under this section and the notice under section 4.6 of
30 this chapter are not required for persons in possession not shown in the
31 public records.
- 32 (j) If the purchaser fails to:
33 (1) comply with subsection (c)(3); or
34 (2) petition for the issuance of a tax deed within the time
35 permitted under section 4.6(a) of this chapter;
36 the certificate of sale reverts to the county executive and may be
37 retained by the county executive or sold under IC 6-1.1-24-6.1."
- 38 Delete pages 75 through 78.
- 39 Page 79, delete lines 1 through 10, begin a new paragraph and
40 insert:

1 "SECTION 63. IC 6-1.1-28-0.7, AS AMENDED BY THE
 2 TECHNICAL CORRECTIONS BILL OF THE 2025 GENERAL
 3 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 4 JULY 1, 2026]: Sec. 0.7. The county assessor of the county responsible
 5 for administration of a multiple county property tax assessment board
 6 of appeals under section 0.5 of this chapter shall give notice of the
 7 time, date, place, and purpose of each annual session of the multiple
 8 county property tax assessment board of appeals. The county assessor
 9 shall give the notice two (2) weeks before the first meeting of the
 10 multiple county property tax assessment board of appeals by:

11 (1) publication of the notice within the geographic area over
 12 which the multiple county property tax assessment board of
 13 appeals has jurisdiction in the same manner as political
 14 subdivisions subject to ~~IC 5-3-1-4(e)~~ **IC 5-3-1-1.5** are required to
 15 publish notice; and

16 (2) posting of the notice on the county assessor's ~~Internet web site.~~
 17 **website.**

18 SECTION 63. IC 6-1.1-36-17, AS AMENDED BY P.L.68-2025,
 19 SECTION 80, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 20 JULY 1, 2026]: Sec. 17. a) As used in this section, "nonreverting fund"
 21 refers to a nonreverting fund established under subsection (d).

22 (b) If a county auditor makes a determination that property was not
 23 eligible for a standard deduction under IC 6-1.1-12-37 in a particular
 24 year within three (3) years after the date on which taxes for the
 25 particular year are first due, the county auditor ~~may~~ **shall** issue a notice
 26 of taxes, interest, and penalties due to the owner that improperly
 27 received the standard deduction and include a statement that the
 28 payment is to be made payable to the county auditor. **In addition to all**
 29 **other penalties, the taxpayer is liable for and the auditor shall**
 30 **include in the notice a ten percent (10%) fine as a penalty for**
 31 **claiming the homestead deduction falsely, which shall be calculated**
 32 **as ten percent (10%) of the taxpayer's total tax bill as if the**
 33 **homestead deduction had not been applied.** The additional taxes and
 34 civil penalties that result from the removal of the deduction, if any, are
 35 imposed for property taxes first due and payable for an assessment date
 36 occurring before the earlier of the date of the notation made under
 37 subsection (c)(2)(A) or the date a notice of an ineligible homestead lien
 38 is recorded under subsection (e)(2) in the office of the county recorder.
 39 The notice must require full payment of the amount owed within:

40 (1) one (1) year with no penalties and interest, if:

1 (A) the taxpayer did not comply with the requirement to return
 2 the homestead verification form under IC 6-1.1-22-8.1(b)(9)
 3 (expired January 1, 2015); and

4 (B) the county auditor allowed the taxpayer to receive the
 5 standard deduction in error; or

6 (2) thirty (30) days, if subdivision (1) does not apply.

7 With respect to property subject to a determination made under this
 8 subsection that is owned by a bona fide purchaser without knowledge
 9 of the determination, no lien attaches for any additional taxes and civil
 10 penalties that result from the removal of the deduction.

11 (c) If a county auditor issues a notice of taxes, interest, and penalties
 12 due to an owner under subsection (b), the county auditor shall:

13 (1) notify the county treasurer of the determination; and

14 (2) do one (1) or more of the following:

15 (A) Make a notation on the tax duplicate that the property is
 16 ineligible for the standard deduction and indicate the date the
 17 notation is made.

18 (B) Record a notice of an ineligible homestead lien under
 19 subsection (e)(2).

20 (d) Each county auditor shall establish a nonreverting fund. Upon
 21 collection of the adjustment in tax due (and any interest and penalties
 22 on that amount) after the termination of a deduction or credit as
 23 specified in subsection (b), the county treasurer shall deposit that
 24 amount:

25 (1) in the nonreverting fund, if the county contains a consolidated
 26 city; or

27 (2) if the county does not contain a consolidated city:

28 (A) in the nonreverting fund, to the extent that the amount
 29 collected, after deducting the direct cost of any contract,
 30 including contract related expenses, under which the
 31 contractor is required to identify homestead deduction
 32 eligibility, does not cause the total amount deposited in the
 33 nonreverting fund under this subsection for the year during
 34 which the amount is collected to exceed one hundred thousand
 35 dollars (\$100,000); or

36 (B) in the county general fund, to the extent that the amount
 37 collected exceeds the amount that may be deposited in the
 38 nonreverting fund under clause (A).

1 (e) Any part of the amount due under subsection (b) that is not
 2 collected by the due date is subject to collection under one (1) or more
 3 of the following:

4 (1) After being placed on the tax duplicate for the affected
 5 property and collected in the same manner as other property taxes.

6 (2) Through a notice of an ineligible homestead lien recorded in
 7 the county recorder's office without charge.

8 The adjustment in tax due (and any interest and penalties on that
 9 amount) after the termination of a deduction or credit as specified in
 10 subsection (b) shall be deposited as specified in subsection (d) only in
 11 the first year in which that amount is collected. Upon the collection of
 12 the amount due under subsection (b) or the release of a lien recorded
 13 under subdivision (2), the county auditor shall submit the appropriate
 14 documentation to the county recorder, who shall amend the information
 15 recorded under subdivision (2) without charge to indicate that the lien
 16 has been released or the amount has been paid in full.

17 (f) The amount to be deposited in the nonreverting fund or the
 18 county general fund under subsection (d) includes adjustments in the
 19 tax due as a result of the termination of deductions or credits available
 20 only for property that satisfies the eligibility for a standard deduction
 21 under IC 6-1.1-12-37, including the following:

22 (1) Supplemental deductions under IC 6-1.1-12-37.5.

23 (2) Homestead credits under IC 6-1.1-20.4, IC 6-3.6-5 (before its
 24 expiration), IC 6-3.6-11-3 (before its expiration), or any other law.

25 (3) Credit for excessive property taxes under IC 6-1.1-20.6-7.5 or
 26 IC 6-1.1-20.6-8.5.

27 Any amount paid that exceeds the amount required to be deposited
 28 under subsection (d)(1) or (d)(2) shall be distributed as property taxes.

29 (g) Money deposited under subsection (d)(1) or (d)(2) shall be
 30 treated as miscellaneous revenue. Distributions shall be made from the
 31 nonreverting fund established under this section upon appropriation by
 32 the county fiscal body and shall be made only for the following
 33 purposes:

34 (1) Fees and other costs incurred by the county auditor to discover
 35 property that is eligible for a standard deduction under
 36 IC 6-1.1-12-37.

37 (2) Other expenses of the office of the county auditor.

38 The amount of deposits in a reverting fund, the balance of a
 39 nonreverting fund, and expenditures from a reverting fund may not be
 40 considered in establishing the budget of the office of the county auditor

1 or in setting property tax levies that will be used in any part to fund the
2 office of the county auditor."

3 Page 83, between lines 8 and 9, begin a new paragraph and insert:

4 "SECTION 66. IC 6-1.1-51.3-0.6 IS ADDED TO THE INDIANA
5 CODE AS A NEW SECTION TO READ AS FOLLOWS
6 [EFFECTIVE JANUARY 1, 2026 (RETROACTIVE)]: **Sec. 0.6. (a) If**
7 **the amount of any credit claimed under this chapter for a taxpayer**
8 **in a taxable year exceeds the taxpayers property tax liability for**
9 **that taxable year, the taxpayer may not carry the excess over to the**
10 **following taxable year.**

11 **(b) A taxpayer is not entitled to any carryback or refund of any**
12 **unused credit."**

13 Page 87, between lines 2 and 3, begin a new paragraph and insert:

14 **"(g) This subsection applies only for taxes assessed in 2026 and**
15 **due and payable in 2027. For all taxpayers that received a**
16 **deduction under IC 6-1.1-12-14 before the enactment of HEA**
17 **1210-2026, notwithstanding any other provision, the county**
18 **auditor shall not apply the deduction under IC 6-1.1-12-14 and**
19 **shall instead apply the local property tax credit under this**
20 **section."**

21 Page 89, between lines 17 and 18, begin a new paragraph and insert:

22 "SECTION 71. IC 6-2.5-15-15.5 IS ADDED TO THE INDIANA
23 CODE AS A NEW SECTION TO READ AS FOLLOWS
24 [EFFECTIVE JULY 1, 2026]: **Sec. 15.5. (a) This section applies to a**
25 **qualified data center user that:**

26 **(1) uses or will use qualified data center equipment in**
27 **connection with a qualified data center for which a permit**
28 **that:**

29 **(A) authorizes the development, construction, or operation**
30 **of the qualified data center in a local unit; and**

31 **(B) is issued after June 30, 2026, by the local authority with**
32 **jurisdiction over the local unit; and**

33 **(2) is issued a specific transaction award certificate under this**
34 **chapter with respect to the qualified data center after June 30,**
35 **2026.**

36 **(b) In order to use the specific transaction award certificate**
37 **issued under this chapter, the qualified data center user described**
38 **in subsection (a) shall submit to the county treasurer or city fiscal**
39 **officer, whichever enters into the agreement with the data center,**
40 **copies of the electricity bill or invoices on a calendar quarterly**

1 **basis along with an amount equal to at least one percent (1%) of**
 2 **both:**

3 **(1) the sales price on each purchase of qualified data center**
 4 **equipment that is made; and**

5 **(2) the data center's total amount of electricity billed;**
 6 **each calendar quarter continuing through the duration of the**
 7 **specific transaction award certificate.**

8 **(c) The county or city shall determine:**

9 **(1) how the contributions required under subsection (b) will**
 10 **be allocated; and**

11 **(2) for what purposes the contributions required under**
 12 **subsection (b) will be used.**

13 SECTION 72. IC 6-3.1-34-18, AS AMENDED BY P.L.201-2023,
 14 SECTION 102, IS AMENDED TO READ AS FOLLOWS
 15 [EFFECTIVE UPON PASSAGE]: Sec. 18. (a) Except as provided in
 16 subsection (b), if the corporation awards a tax credit to a taxpayer
 17 under this chapter that exceeds twenty million dollars (\$20,000,000),
 18 the corporation shall include in an agreement entered into under section
 19 17 of this chapter a provision that requires the taxpayer to repay to the
 20 corporation the portion of the credit that exceeds twenty million dollars
 21 (\$20,000,000) with interest. Notwithstanding the date on which a tax
 22 credit is awarded under this chapter, any repayment of any part of a
 23 credit awarded under this chapter shall be deposited in the state general
 24 fund.

25 (b) Notwithstanding subsection (a), the corporation may exclude
 26 from its agreement entered into under section 17 of this chapter a
 27 repayment provision for any portion of the credit if the award is for a
 28 qualified redevelopment site subject to a proposal that will result in a
 29 qualified investment of at least one hundred million dollars
 30 (\$100,000,000).

31 (c) If the corporation enters into an agreement with a taxpayer under
 32 section 17 of this chapter that includes a repayment provision under
 33 subsection (a), the corporation shall include in the repayment provision
 34 a provision establishing the interest rate that will be applied. The
 35 interest rate shall be determined by the board and approved by the
 36 budget agency.

37 (d) This subsection applies to an active multi-phased project
 38 occurring on a defined footprint for which the taxpayer has received
 39 approval for at least the first phase of the active multi-phased project
 40 from the corporation's board before July 1, 2018, for a tax credit under

1 IC 6-3.1-11 (industrial recovery tax credit) before its expiration. The
 2 following apply to a project described in this subsection:

3 (1) Only qualified investments that are made after June 30, 2021,
 4 are eligible for a credit award under this chapter.

5 (2) The annual amount of credits awarded under this chapter for
 6 the project may not exceed five million dollars (\$5,000,000).

7 (3) The corporation may not include a repayment provision as part
 8 of an agreement entered into under section 17 of this chapter for
 9 the credits awarded for the project.

10 (e) The part of any credit that is subject to a repayment provision
 11 under this section must be included in the calculation of the aggregate
 12 amount of applicable tax credits that the corporation may certify for a
 13 state fiscal year under IC 5-28-6-9.

14 **(f) This subsection applies retroactively and only to an**
 15 **agreement entered into under section 17 of this chapter that was**
 16 **executed on or before December 31, 2020, and that:**

17 **(1) awards a credit under this chapter and an industrial**
 18 **recovery tax credit under IC 6-3.1-11 under the same**
 19 **agreement;**

20 **(2) awards a credit under this chapter with a maximum**
 21 **amount of ten million dollars (\$10,000,000);**

22 **(3) states an estimated capital investment of at least two**
 23 **hundred fifty millions dollars (\$250,000,000); and**

24 **(4) is for a project in a county having a population of more**
 25 **than three hundred fifty thousand (350,000) and less than four**
 26 **hundred thousand (400,000).**

27 **Notwithstanding subsection (a), for an agreement to which this**
 28 **subsection applies, the corporation shall not enforce any**
 29 **repayment provision relating to the credit awarded under this**
 30 **chapter and shall amend the agreement to remove the repayment**
 31 **provision not later than June 30, 2026."**

32 Page 103, between lines 26 and 27, begin a new paragraph and
 33 insert:

34 "SECTION 91. IC 6-3.6-3-13 IS ADDED TO THE INDIANA
 35 CODE AS A NEW SECTION TO READ AS FOLLOWS
 36 [EFFECTIVE UPON PASSAGE]: **Sec. 13. The following apply**
 37 **beginning March 1, 2026:**

38 **(1) Each county may, prior to October 1, 2026, convene a**
 39 **Municipal Unit Strategic Taskforce (MUST) with one (1)**
 40 **representative from the county council and each city and town**

1 **fiscal officer in the county to negotiate and determine through**
 2 **unanimous support a local income tax distribution agreement**
 3 **as it pertains to the county's maximum local income tax rates**
 4 **under IC 6-3.6-6-2(b)(1) and IC 6-3.6-6-2(b)(4). The**
 5 **committee may not include representatives from the fire**
 6 **protection and emergency medical services as defined in**
 7 **IC 6-3.6-6-4.3 and nonmunicipal civil taxing units as defined**
 8 **in IC 6-3.6-6-0.5.**

9 **(2) If the Municipal Unit Strategic Taskforce (MUST)**
 10 **determines a local income tax distribution agreement under**
 11 **subdivision (1), the county shall send the local income tax**
 12 **distribution agreement to the department of local government**
 13 **finance. The department of local government finance shall**
 14 **compile a report of all local income tax distribution**
 15 **agreements and submit the report to the legislative council in**
 16 **an electronic format under IC 5-14-6 prior to December 1,**
 17 **2026."**

18 Page 104, line 16, after "chapter" delete ".".

19 Page 104, line 16, reset in roman "or that".

20 Page 104, reset in roman line 17.

21 Page 104, line 18, reset in roman "treated as such."

22 Page 104, line 26, after "chapter" delete "." and insert "**and has not**
 23 **made an election under section 23(b)(3) of this chapter."**

24 Page 118, line 31, after "more" insert ".".

25 Page 118, line 31, strike "but less than seven thousand (7,000)."

26 Page 132, between lines 31 and 32, begin a new paragraph and
 27 insert:

28 "SECTION 120. IC 6-6-5-10, AS AMENDED BY P.L.137-2024,
 29 SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 30 JULY 1, 2026]: Sec. 10. (a) The bureau shall establish procedures
 31 necessary for the collection of the tax imposed by this chapter and for
 32 the proper accounting for the same. The necessary forms and records
 33 shall be subject to approval by the state board of accounts.

34 (b) The county treasurer, upon receiving the excise tax collections,
 35 shall receipt such collections into a separate account for settlement
 36 thereof at the same time as property taxes are accounted for and settled
 37 in June and December of each year, with the right and duty of the
 38 treasurer and auditor to make advances prior to the time of final
 39 settlement of such property taxes in the same manner as provided in
 40 IC 5-13-6-3.

1 (c) As used in this subsection, "taxing district" has the meaning set
2 forth in IC 6-1.1-1-20, "taxing unit" has the meaning set forth in
3 IC 6-1.1-1-21, and "tuition support levy" refers to a school
4 corporation's tuition support property tax levy under IC 20-45-3-11
5 (repealed) for the school corporation's general fund. The county auditor
6 shall determine the total amount of excise taxes collected for each
7 taxing district in the county and the amount so collected (and the
8 distributions received under section 9.5 of this chapter) shall be
9 apportioned and distributed among the respective funds of the taxing
10 units in the same manner and at the same time as property taxes are
11 apportioned and distributed (subject to adjustment as provided in
12 IC 36-8-19-7.5). In the event a taxing unit merges or consolidates with
13 one (1) or more taxing units in the county, the county auditor shall
14 include adjustments to the current taxing unit's apportionment and
15 distributions, if necessary, so that the apportionment and distributions
16 accurately reflect the merger or consolidation of the taxing units.
17 However, for purposes of determining distributions under this section
18 for 2009 and each year thereafter, a state welfare and tuition support
19 allocation shall be deducted from the total amount available for
20 apportionment and distribution to taxing units under this section before
21 any apportionment and distribution is made. The county auditor shall
22 remit the state welfare and tuition support allocation to the treasurer of
23 state for deposit, as directed by the budget agency. The amount of the
24 state welfare and tuition support allocation for a county for a particular
25 year is equal to the result determined under STEP FOUR of the
26 following formula:

27 STEP ONE: Determine the result of the following:

28 (A) Separately for 1997, 1998, and 1999 for each taxing
29 district in the county, determine the result of:

30 (i) the amount appropriated in the year by the county from
31 the county's county welfare fund and county welfare
32 administration fund; divided by

33 (ii) the total amounts appropriated by all taxing units in the
34 county for the same year.

35 (B) Determine the sum of the clause (A) amounts.

36 (C) Divide the clause (B) amount by three (3).

37 (D) Determine the result of:

38 (i) the amount of excise taxes allocated to the taxing district
39 that would otherwise be available for distribution to taxing
40 units in the taxing district; multiplied by

- 1 (ii) the clause (C) amount.
- 2 STEP TWO: Determine the result of the following:
- 3 (A) Separately for 2006, 2007, and 2008 for each taxing
- 4 district in the county, determine the result of:
- 5 (i) the tax rate imposed in the taxing district for the county's
- 6 county medical assistance to wards fund, family and
- 7 children's fund, children's psychiatric residential treatment
- 8 services fund, county hospital care for the indigent fund,
- 9 children with special health care needs county fund, plus, in
- 10 the case of Marion County, the tax rate imposed by the
- 11 health and hospital corporation that was necessary to raise
- 12 thirty-five million dollars (\$35,000,000) from all taxing
- 13 districts in the county; divided by
- 14 (ii) the aggregate tax rate imposed in the taxing district for
- 15 the same year.
- 16 (B) Determine the sum of the clause (A) amounts.
- 17 (C) Divide the clause (B) amount by three (3).
- 18 (D) Determine the result of:
- 19 (i) the amount of excise taxes allocated to the taxing district
- 20 that would otherwise be available for distribution to taxing
- 21 units in the taxing district after subtracting the STEP ONE
- 22 (D) amount for the same taxing district; multiplied by
- 23 (ii) the clause (C) amount.
- 24 (E) Determine the sum of the clause (D) amounts for all taxing
- 25 districts in the county.
- 26 STEP THREE: Determine the result of the following:
- 27 (A) Separately for 2006, 2007, and 2008 for each taxing
- 28 district in the county, determine the result of:
- 29 (i) the tuition support levy tax rate imposed in the taxing
- 30 district plus the tax rate imposed by the school corporation
- 31 for the school corporation's special education preschool fund
- 32 in the district; divided by
- 33 (ii) the aggregate tax rate imposed in the taxing district for
- 34 the same year.
- 35 (B) Determine the sum of the clause (A) amounts.
- 36 (C) Divide the clause (B) amount by three (3).
- 37 (D) Determine the result of:
- 38 (i) the amount of excise taxes allocated to the taxing district
- 39 that would otherwise be available for distribution to taxing

1 units in the taxing district after subtracting the STEP ONE
 2 (D) amount for the same taxing district; multiplied by
 3 (ii) the clause (C) amount.

4 (E) Determine the sum of the clause (D) amounts for all taxing
 5 districts in the county.

6 STEP FOUR: Determine the sum of the STEP ONE, STEP TWO,
 7 and STEP THREE amounts for the county.

8 If the boundaries of a taxing district change after the years for which a
 9 ratio is calculated under STEP ONE, STEP TWO, or STEP THREE,
 10 the state comptroller shall establish a ratio for the new taxing district
 11 that reflects the tax rates imposed in the predecessor taxing districts. If
 12 a new taxing district is established after the years for which a ratio is
 13 calculated under STEP ONE, STEP TWO, or STEP THREE, the state
 14 comptroller shall establish a ratio for the new taxing district and adjust
 15 the ratio for other taxing districts in the county.

16 (d) Such determination shall be made from copies of vehicle
 17 registration forms furnished by the bureau of motor vehicles. Prior to
 18 such determination, the county assessor of each county shall, from
 19 copies of registration forms, cause information pertaining to legal
 20 residence of persons owning taxable vehicles to be verified from the
 21 assessor's records, to the extent such verification can be so made. The
 22 assessor shall further identify and verify from the assessor's records the
 23 several taxing units within which such persons reside.

24 (e) Such verifications shall be done by not later than thirty (30) days
 25 after receipt of vehicle registration forms by the county assessor, and
 26 the assessor shall certify such information to the county auditor for the
 27 auditor's use as soon as it is checked and completed.

28 **(f) The taxing unit may deposit distributions received under this**
 29 **chapter in any fund maintained by the taxing unit, and the**
 30 **distributions may be used for any purpose allowed by law."**

31 Page 133, between lines 6 and 7, begin a new paragraph and insert:
 32 "SECTION 122. IC 6-6-5.1-22, AS ADDED BY P.L.131-2008,
 33 SECTION 22, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2026]: Sec. 22. (a) The bureau shall establish procedures
 35 necessary for the collection and proper accounting of the tax imposed
 36 by this chapter. The necessary forms and records are subject to
 37 approval by the state board of accounts.

38 (b) The county treasurer, upon receiving the excise tax collections,
 39 shall place the collections into a separate account for settlement at the
 40 same time as property taxes are accounted for and settled in June and

1 December of each year, with the right and duty of the county treasurer
2 and county auditor to make advances before the time of final settlement
3 of property taxes in the same manner as provided in IC 5-13-6-3.

4 (c) The county auditor shall determine the total amount of excise
5 taxes collected under this chapter for each taxing unit in the county.
6 The amount collected shall be apportioned and distributed among the
7 respective funds of each taxing unit in the same manner and at the
8 same time as property taxes are apportioned and distributed.

9 (d) The determination under subsection (c) shall be made from
10 copies of vehicle registration forms and receipts for excise taxes paid
11 on truck campers furnished by the bureau. Before the determination,
12 the county assessor shall, from copies of registration forms and
13 receipts, verify information pertaining to legal residence of persons
14 owning taxable recreational vehicles and truck campers from the
15 county assessor's records, to the extent the verification can be made.
16 The county assessor shall further identify and verify from the assessor's
17 records the taxing units within which the persons reside.

18 (e) Verifications under subsection (d) shall be completed not later
19 than thirty (30) days after receipt of vehicle registration forms and
20 receipts by the county assessor. The county assessor shall certify the
21 information to the county auditor for the county auditor's use when the
22 information is checked and completed.

23 **(f) The taxing unit may deposit distributions received under this**
24 **chapter in any fund maintained by the taxing unit, and the**
25 **distributions may be used for any purpose allowed by law."**

26 Page 134, between lines 12 and 13, begin a new paragraph and
27 insert:

28 "SECTION 124. IC 6-6-6.5-21, AS AMENDED BY P.L.9-2024,
29 SECTION 208, IS AMENDED TO READ AS FOLLOWS
30 [EFFECTIVE JULY 1, 2026]: Sec. 21. (a) The department shall
31 allocate each aircraft excise tax payment collected by it to the county
32 in which the aircraft is usually located when not in operation or to the
33 aircraft owner's county of residence if based out of state. The
34 department shall distribute to each county treasurer on a quarterly basis
35 the aircraft excise taxes which were collected by the department during
36 the preceding three (3) months and which the department has allocated
37 to that county. The distribution shall be made on or before the fifteenth
38 of the month following each quarter and the first distribution each year
39 shall be made in April.

1 (b) Concurrently with making a distribution of aircraft excise taxes,
2 the department shall send an aircraft excise tax report to the county
3 treasurer and the county auditor. The department shall prepare the
4 report on the form prescribed by the state board of accounts. The
5 aircraft excise tax report must include aircraft identification, owner
6 information, and excise tax payment, and must indicate the county
7 where the aircraft is normally kept when not in operation. The
8 department shall, in the manner prescribed by the state board of
9 accounts, maintain records concerning the aircraft excise taxes
10 received and distributed by it.

11 (c) Except as provided in section 21.5 of this chapter, each county
12 treasurer shall deposit money received by the treasurer under this
13 chapter in a separate fund to be known as the "aircraft excise tax fund".
14 The money in the aircraft excise tax fund shall be distributed to the
15 taxing units of the county in the manner prescribed in subsection (d).

16 (d) As used in this subsection, "taxing district" has the meaning set
17 forth in IC 6-1.1-1-20, "taxing unit" has the meaning set forth in
18 IC 6-1.1-1-21, and "tuition support levy" refers to a school
19 corporation's tuition support property tax levy under IC 20-45-3-11
20 (repealed) for the school corporation's general fund. In order to
21 distribute the money in the county aircraft excise tax fund to the taxing
22 units of the county, the county auditor shall first allocate the money in
23 the fund among the taxing districts of the county. In making these
24 allocations, the county auditor shall allocate to a taxing district the
25 excise taxes collected with respect to aircraft usually located in the
26 taxing district when not in operation. Subject to this subsection, the
27 money allocated to a taxing district shall be apportioned and distributed
28 among the taxing units of that taxing district in the same manner and
29 at the same time that the property taxes are apportioned and distributed
30 (subject to adjustment as provided in IC 36-8-19-7.5). For purposes of
31 determining the distribution for a year under this section for a taxing
32 unit, a state welfare and tuition support allocation shall be deducted
33 from the total amount available for apportionment and distribution to
34 taxing units under this section before any apportionment and
35 distribution is made. The county auditor shall remit the state welfare
36 and tuition support allocation to the treasurer of state for deposit as
37 directed by the budget agency. The amount of the state welfare and
38 tuition support allocation for a county for a particular year is equal to
39 the result determined under STEP THREE of the following formula:

40 STEP ONE: Determine the result of the following:

- 1 (A) Separately for 2006, 2007, and 2008 for each taxing
2 district in the county, determine the result of:
- 3 (i) the tax rate imposed in the taxing district for the county's
4 county medical assistance to wards fund, family and
5 children's fund, children's psychiatric residential treatment
6 services fund, county hospital care for the indigent fund,
7 children with special health care needs county fund, plus, in
8 the case of Marion County, the tax rate imposed by the
9 health and hospital corporation that was necessary to raise
10 thirty-five million dollars (\$35,000,000) from all taxing
11 districts in the county; divided by
- 12 (ii) the aggregate tax rate imposed in the taxing district for
13 the same year.
- 14 (B) Determine the sum of the clause (A) amounts.
- 15 (C) Divide the clause (B) amount by three (3).
- 16 (D) Determine the result of:
- 17 (i) the amount of excise taxes allocated to the taxing district
18 that would otherwise be available for distribution to taxing
19 units in the taxing district; multiplied by
- 20 (ii) the clause (C) amount.
- 21 (E) Determine the sum of the clause (D) amounts for all taxing
22 districts in the county.
- 23 STEP TWO: Determine the result of the following:
- 24 (A) Separately for 2006, 2007, and 2008 for each taxing
25 district in the county, determine the result of:
- 26 (i) the tuition support levy tax rate imposed in the taxing
27 district plus the tax rate imposed by the school corporation
28 for the school corporation's special education preschool fund
29 in the district; divided by
- 30 (ii) the aggregate tax rate imposed in the taxing district for
31 the same year.
- 32 (B) Determine the sum of the clause (A) amounts.
- 33 (C) Divide the clause (B) amount by three (3).
- 34 (D) Determine the result of:
- 35 (i) the amount of excise taxes allocated to the taxing district
36 that would otherwise be available for distribution to taxing
37 units in the taxing district; multiplied by
- 38 (ii) the clause (C) amount.
- 39 (E) Determine the sum of the clause (D) amounts for all taxing
40 districts in the county.

1 STEP THREE: Determine the sum of the STEP ONE and STEP
2 TWO amounts for the county.

3 If the boundaries of a taxing district change after the years for which a
4 ratio is calculated under STEP ONE or STEP TWO, the state
5 comptroller shall establish a ratio for the new taxing district that
6 reflects the tax rates imposed in the predecessor taxing districts. If a
7 new taxing district is established after the years for which a ratio is
8 calculated under STEP ONE, STEP TWO, or STEP THREE, the state
9 comptroller shall establish a ratio for the new taxing district and adjust
10 the ratio for other taxing districts in the county.

11 (e) Within thirty (30) days following the receipt of excise taxes from
12 the department, the county treasurer shall file a report with the county
13 auditor concerning the aircraft excise taxes collected by the county
14 treasurer. The county treasurer shall file the report on the form
15 prescribed by the state board of accounts. The county treasurer shall,
16 in the manner and at the times prescribed in IC 6-1.1-27, make a
17 settlement with the county auditor for the aircraft excise taxes collected
18 by the county treasurer. The county treasurer shall, in the manner
19 prescribed by the state board of accounts, maintain records concerning
20 the aircraft excise taxes received and distributed by the treasurer.

21 **(f) The taxing unit may deposit distributions received under this**
22 **chapter in any fund maintained by the taxing unit, and the**
23 **distributions may be used for any purpose allowed by law.**

24 SECTION 111. IC 6-6-11-31, AS AMENDED BY P.L.9-2024,
25 SECTION 213, IS AMENDED TO READ AS FOLLOWS
26 [EFFECTIVE JULY 1, 2026]: Sec. 31. (a) A boat excise tax fund is
27 established in each county. Each county treasurer shall deposit in the
28 fund the taxes received under this chapter.

29 (b) As used in this subsection, "taxing district" has the meaning set
30 forth in IC 6-1.1-1-20, "taxing unit" has the meaning set forth in
31 IC 6-1.1-1-21, and "tuition support levy" refers to a school
32 corporation's tuition support property tax levy under IC 20-45-3-11
33 (repealed) for the school corporation's general fund. The excise tax
34 money in the county boat excise tax fund shall be distributed to the
35 taxing units of the county. The county auditor shall allocate the money
36 in the fund among the taxing districts of the county based on the tax
37 situs of each boat. Subject to this subsection, the money allocated to the
38 taxing units shall be apportioned and distributed among the funds of
39 the taxing units in the same manner and at the same time that property
40 taxes are apportioned and distributed (subject to adjustment as

1 provided in IC 36-8-19-7.5). For purposes of determining the
 2 distribution for a year under this section for a taxing unit, a state
 3 welfare and tuition support allocation shall be deducted from the total
 4 amount available for apportionment and distribution to taxing units
 5 under this section before any apportionment and distribution is made.
 6 The county auditor shall remit the state welfare and tuition support
 7 allocation to the treasurer of state for deposit as directed by the budget
 8 agency. The amount of the state welfare and tuition support allocation
 9 for a county for a particular year is equal to the result determined under
 10 STEP THREE of the following formula:

11 STEP ONE: Determine the result of the following:

12 (A) Separately for 2006, 2007, and 2008 for each taxing
 13 district in the county, determine the result of:

14 (i) the tax rate imposed in the taxing district for the county's
 15 county medical assistance to wards fund, family and
 16 children's fund, children's psychiatric residential treatment
 17 services fund, county hospital care for the indigent fund,
 18 children with special health care needs county fund, plus, in
 19 the case of Marion County, the tax rate imposed by the
 20 health and hospital corporation that was necessary to raise
 21 thirty-five million dollars (\$35,000,000) from all taxing
 22 districts in the county; divided by

23 (ii) the aggregate tax rate imposed in the taxing district for
 24 the same year.

25 (B) Determine the sum of the clause (A) amounts.

26 (C) Divide the clause (B) amount by three (3).

27 (D) Determine the result of:

28 (i) the amount of excise taxes allocated to the taxing district
 29 that would otherwise be available for distribution to taxing
 30 units in the taxing district; multiplied by

31 (ii) the clause (C) amount.

32 (E) Determine the sum of the clause (D) amounts for all taxing
 33 districts in the county.

34 STEP TWO: Determine the result of the following:

35 (A) Separately for 2006, 2007, and 2008 for each taxing
 36 district in the county, determine the result of:

37 (i) the tuition support levy tax rate imposed in the taxing
 38 district plus the tax rate imposed by the school corporation
 39 for the school corporation's special education preschool fund
 40 in the district; divided by

- 1 (ii) the aggregate tax rate imposed in the taxing district for
 2 the same year.
 3 (B) Determine the sum of the clause (A) amounts.
 4 (C) Divide the clause (B) amount by three (3).
 5 (D) Determine the result of:
 6 (i) the amount of excise taxes allocated to the taxing district
 7 that would otherwise be available for distribution to taxing
 8 units in the taxing district; multiplied by
 9 (ii) the clause (C) amount.
 10 (E) Determine the sum of the clause (D) amounts for all taxing
 11 districts in the county.

12 STEP THREE: Determine the sum of the STEP ONE and STEP
 13 TWO amounts for the county.

14 If the boundaries of a taxing district change after the years for which a
 15 ratio is calculated under STEP ONE or STEP TWO, the state
 16 comptroller shall establish a ratio for the new taxing district that
 17 reflects the tax rates imposed in the predecessor taxing districts. If a
 18 new taxing district is established after the years for which a ratio is
 19 calculated under STEP ONE, STEP TWO, or STEP THREE, the state
 20 comptroller shall establish a ratio for the new taxing district and adjust
 21 the ratio for other taxing districts in the county.

22 **(c) The taxing unit may deposit distributions received under this**
 23 **chapter in any fund maintained by the taxing unit, and the**
 24 **distributions may be used for any purpose allowed by law.**

25 SECTION 1. IC 6-9-1-2, AS AMENDED BY P.L.104-2022,
 26 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 27 JULY 1, 2026]: Sec. 2. (a) In a county having a population of more
 28 than two hundred fifty thousand (250,000) and less than three hundred
 29 thousand (300,000), there is hereby created on and after January 1,
 30 1973, a special funds board of managers.

31 (b) The board of managers shall be composed of eleven (11)
 32 members as follows **plus any additional members appointed under**
 33 **subsection (l):**

- 34 (1) Six (6) appointed by the mayor of the city having the largest
 35 population in the county, one (1) of whom shall be from the hotel
 36 motel industry.
 37 (2) Three (3) appointed by the mayor of the city having the
 38 second largest population in the county, one (1) of whom may be
 39 from the hotel motel industry.

1 (3) Two (2) appointed by the board of county commissioners of
2 the county, one (1) of whom shall be from the hotel motel
3 industry.

4 (c) Except for the members first appointed, each member of the
5 board of managers shall serve for a term of two (2) years commencing
6 on the fifteenth day of the January following their appointment and
7 until their successors are appointed and are qualified.

8 (d) The two (2) members first appointed by the board of
9 commissioners shall serve from the date of their appointment staggered
10 terms as follows:

11 (1) One (1) to January 15 of the year following the appointment.

12 (2) One (1) to January 15 of the second year following the
13 appointment.

14 (e) Three (3) of the members first appointed by the mayor of the city
15 having the largest population in the county and the three (3) members
16 first appointed by the mayor of the city having the second largest
17 population in the county shall serve from the date of their appointment
18 as follows:

19 (1) One (1) appointed by each mayor to January 15 of the year
20 following the appointment.

21 (2) Two (2) appointed by each mayor to January 15 of the second
22 year following their appointment.

23 (f) The three (3) remaining members first appointed by the mayor
24 of the city having the largest population in the county shall serve to
25 January 15 of the second year following their appointment.

26 (g) At the end of the term of any member of the board of managers,
27 the person or body making the original appointment may reappoint
28 such person whose term has expired or appoint a new member for a full
29 two (2) year term.

30 (h) If a vacancy occurs in the board of managers during any term, a
31 successor for the vacancy shall be appointed by the person or body
32 making the original appointment, and such successor shall serve for the
33 remainder of the vacated term.

34 (i) Any member of the board of managers may be removed for cause
35 by the person or body making the original appointment.

36 (j) Not more than two (2) members of the board of managers
37 appointed by the mayor of the city with the second largest population
38 in the county shall be of the same political party. No more than three
39 (3) of the board of managers appointed by the mayor of the city having
40 the largest population in the county shall be of the same political party.

1 (k) Each member of the board of managers, before entering upon the
2 member's duties, shall take and subscribe an oath of office in the usual
3 form, to be endorsed upon the member's certificate of appointment,
4 which shall be promptly filed with the county's circuit court clerk. Each
5 member of the board of managers must be a resident of the county
6 during the member's entire term. Such member shall receive no salary,
7 but shall be entitled to reimbursement for any expenses necessarily
8 incurred in the performance of the member's duties.

9 (l) **The board of managers must also contain a member**
10 **appointed by the city executive of each city within the county**
11 **(other than the cities described in subsection (b)(1) and (b)(2)).**

12 SECTION 1. IC 6-9-2.5-2 IS AMENDED TO READ AS
13 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) There is created
14 a seven (7) member convention and visitor commission (referred to as
15 the "commission" in this chapter) **plus any additional members**
16 **appointed under subsection (f)**, whose purpose it is to promote the
17 development and growth of the convention and visitor industry in said
18 county.

19 (b) The county council, by majority vote, shall appoint two (2)
20 members of the commission, at least one (1) of whom must be engaged
21 in the hotel or motel business in the county. The county commissioners,
22 by majority vote, shall appoint two (2) members of the commission, at
23 least one (1) of whom must be engaged in the hotel or motel business
24 in the county. The mayor of a municipality in the county that has the
25 largest population, as determined in the federal decennial census, shall
26 appoint three (3) members of the commission. At least one (1) of the
27 members appointed by the mayor must be engaged in the hotel or motel
28 business in the county. Beginning with the next appointment available
29 to the mayor after a riverboat (as defined in IC 4-33-2-17) initially
30 begins operation from the county, at least one (1) of the members
31 appointed by the mayor must represent the interests of riverboats in the
32 county.

33 (c) All terms of office begin on January 1 and end on December 31.
34 Members of the commission appointed by the county council serve two
35 (2) year terms. Members appointed by the county commissioners serve
36 one (1) year terms. Members appointed by the mayor of the largest
37 municipality in the county serve two (2) year terms. A member whose
38 term expires may be reappointed to serve another term. If a vacancy
39 occurs, a qualified person shall be appointed by the original appointing
40 authority to serve for the remainder of the term.

1 (d) A member of the commission may be removed for cause by his
2 appointing authority.

3 (e) Members of the commission may not receive a salary. However,
4 commission members shall receive reimbursement for necessary
5 expenses, but only when such necessary expenses are incurred in the
6 performance of their respective duties.

7 **(f) The commission must also contain a member appointed by**
8 **the city executive of each city within the county (other than the**
9 **cities described in subsection (b)).**

10 SECTION 2. IC 6-9-3-1, AS AMENDED BY P.L.172-2011,
11 SECTION 96, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 JULY 1, 2026]: Sec. 1. (a) This chapter applies to the following
13 counties:

14 (1) Clark County.

15 (2) Floyd County.

16 (b) In these counties, there is created a special funds board of
17 managers. As used in this chapter, the term "board of managers" means
18 a special funds board of managers.

19 (c) Beginning January 15, 2012, the board of managers is composed
20 of thirteen (13) members as follows **plus any additional members**
21 **appointed under subsection (k):**

22 (1) Three (3) members appointed by the executive of the city of
23 New Albany, including at least two (2) members who are:

24 (A) engaged in a convention, visitor, or tourism business; or

25 (B) involved in or promoting conventions, visitors, or tourism.

26 (2) Three (3) members appointed by the executive of the city of
27 Jeffersonville, including at least two (2) members who are:

28 (A) engaged in a convention, visitor, or tourism business; or

29 (B) involved in or promoting conventions, visitors, or tourism.

30 (3) Two (2) members appointed by the legislative body of the
31 town of Clarksville, including at least one (1) member who is:

32 (A) engaged in a convention, visitor, or tourism business; or

33 (B) involved in or promoting conventions, visitors, or tourism.

34 (4) Two (2) members appointed by the executive of Floyd County,
35 including at least one (1) member who is:

36 (A) engaged in a convention, visitor, or tourism business; or

37 (B) involved in or promoting conventions, visitors, or tourism.

38 (5) Three (3) members appointed by the executive of Clark
39 County, including at least two (2) members who are:

40 (A) engaged in a convention, visitor, or tourism business; or

1 (B) involved in or promoting conventions, visitors, or tourism.

2 (d) The terms of office for the members of the board of managers
3 are for two (2) years and end as follows:

4 (1) For each of the following members, the term of office ends on
5 January 15 of each odd-numbered year:

6 (A) One (1) member appointed by the executive of Floyd
7 County.

8 (B) One (1) member appointed by the executive of Clark
9 County.

10 (C) One (1) member appointed by each of the city executives
11 referred to in this section.

12 (2) For all other members, the terms of office end on January 15
13 of each even-numbered year.

14 The term of the second member appointed under subsection (c)(4) by
15 the executive of Floyd County begins January 15, 2012.

16 (e) At the end of the term of a member of the board of managers, the
17 person or body making the original appointment may reappoint a
18 person whose term has expired or appoint a new member for a two (2)
19 year term. If a vacancy occurs in the board of managers during a term,
20 a successor for the vacancy shall be appointed by the person or body
21 making the original appointment, and the successor shall serve for the
22 remainder of the vacated term.

23 (f) A member of the board of managers may be removed for cause
24 by the person or body making the original appointment.

25 (g) The following apply to the board of managers appointed under
26 this section:

27 (1) If an entity is authorized to appoint three (3) members, not
28 more than two (2) of the members appointed by the entity may
29 belong to the same political party.

30 (2) If an entity is authorized to appoint two (2) members, the
31 members appointed by the entity must belong to different political
32 parties.

33 (h) Each member of the board of managers, before entering upon the
34 member's duties, shall take an oath of office in the usual form, to be
35 endorsed upon the member's certificate of appointment, which shall be
36 promptly filed with the clerk of the circuit court of the member's county
37 of residence.

38 (i) A person may not be appointed as a member who has not been
39 a resident of one (1) of the two (2) counties for a period of two (2)
40 years immediately preceding the person's appointment.

1 (j) A member may receive no salary but is entitled to reimbursement
2 for any expenses necessarily incurred in the performance of the
3 member's duties.

4 **(k) The board of managers must also contain a member**
5 **appointed by the city executive of each city within each county**
6 **(other than the cities described in subsection (c)(1) and (c)(2)).**

7 SECTION 3. IC 6-9-4-2 IS AMENDED TO READ AS FOLLOWS
8 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) There is created a five (5)
9 member convention and visitor commission (referred to as the
10 "commission" in this chapter) **plus any additional members**
11 **appointed under subsection (g)**, whose purpose it is to promote the
12 development and growth of the convention and visitor industry in the
13 county.

14 (b) The county council, by majority vote, shall appoint three (3)
15 members of the commission. Two (2) members must be owners or
16 general managers of a hotel or motel having at least forty (40) beds that
17 is located in the county.

18 (c) The county commissioners, by majority vote, shall appoint two
19 (2) members of the commission. One (1) member must be an owner or
20 general manager of a hotel or motel having at least forty (40) beds that
21 is located in the county. One (1) member must be the director or
22 associate director of the Indiana University Memorial Union.

23 (d) All terms of office begin on January 1 and end on December 31.
24 Members of the commission appointed by the county council serve two
25 (2) year terms, and members appointed by the county commissioners
26 serve one (1) year terms. A member whose term expires may be
27 reappointed to serve another term. If a vacancy occurs, a person shall
28 be appointed by the original appointing authority to serve for the
29 remainder of the term.

30 (e) A member of the commission may be removed for cause by ~~his~~
31 **the** appointing authority.

32 (f) Members of the commission may not receive a salary. However,
33 commission members shall receive reimbursement for necessary
34 expenses, but only when the necessary expenses are incurred in the
35 performance of their respective duties.

36 **(g) The commission must also contain a member appointed by**
37 **the city executive of each city within the county.**

38 SECTION 4. IC 6-9-6-2 IS AMENDED TO READ AS FOLLOWS
39 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) There is created a nine (9)
40 member special funds board of managers (referred to as the "board of

1 managers" in this chapter) **plus any additional members appointed**
 2 **under subsection (g)**, whose purpose is to promote the development
 3 and growth of the convention and visitor industry in the county.

4 (b) The mayor of the second class city shall appoint three (3)
 5 individuals to serve as members of the board of managers. One (1) of
 6 those appointees shall be a representative of the city's business
 7 community, and no more than two (2) of those appointees may be
 8 members of the same political party. The mayor of the third class city
 9 shall appoint three (3) individuals to serve as members of the board of
 10 managers. One (1) of those appointees shall be a representative of the
 11 city's business community, and no more than two (2) of the appointees
 12 may be members of the same political party. The county commissioners
 13 shall appoint three (3) individuals to serve as members of the board of
 14 managers. No more than two (2) of the appointees may be members of
 15 the same political party. All individuals appointed to the board of
 16 managers must have been residents of the county for at least two (2)
 17 years immediately prior to their appointment.

18 (c) All terms of membership begin on January 15 and continue for
 19 two (2) years until a successor is appointed. A member whose term
 20 expires may be reappointed to serve another term. If a vacancy occurs
 21 in the board of managers, the original appointing officer or authority
 22 shall appoint a replacement to serve the remainder of the two (2) year
 23 term.

24 (d) A member of the board of managers may be removed for cause
 25 by the appointing officer or authority.

26 (e) Each member of the board of managers shall, before beginning
 27 the duties of the office, take an oath of office to be endorsed upon the
 28 member's certificate of appointment, which certificate shall be filed
 29 with the clerk of the circuit court of the county.

30 (f) Members of the board of managers may not receive a salary, but
 31 are entitled to reimbursement for expenses necessarily incurred in the
 32 performance of their duties.

33 **(g) The board of managers must also contain a member**
 34 **appointed by the city executive of each city within the county**
 35 **(other than the cities described in subsection (b)).**

36 SECTION 5. IC 6-9-7-2 IS AMENDED TO READ AS FOLLOWS
 37 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) There is created a ten (10)
 38 member convention and visitor commission (referred to as the
 39 "commission" in this chapter) **plus any additional members**
 40 **appointed under subsection (f)** whose purpose is to promote the

1 development and growth of the convention and visitor industry in the
2 county.

3 (b) The county council shall, by majority vote, appoint three (3)
4 members of the commission, at least one (1) of whom must be engaged
5 in the hotel or motel business in the county, at least one (1) of whom
6 must be a representative of the travel or visitor industry in the county,
7 and at least one (1) of whom must be a member of the county council.
8 The county commissioners shall, by majority vote, appoint three (3)
9 members of the commission, at least one (1) of whom must be engaged
10 in the hotel or motel business in the county, at least one (1) of whom
11 must be a county commissioner, and at least one (1) of whom must be
12 a representative of the county's business community which
13 representative may be an executive officer of the chamber of commerce
14 of the county's largest city. The members appointed by the council and
15 the commissioners shall, by a majority vote, appoint one (1) member
16 of the commission from the Purdue conferences department. The
17 executive of the city with the greatest population in the county shall
18 appoint two (2) members of the commission, one (1) who must be a
19 representative of the economic development community and one (1)
20 who must be a representative of the travel or visitor industry in the
21 county. The executive of the city with the second greatest population
22 in the county shall appoint one (1) member of the commission, who
23 must be a representative of the travel or visitor industry.

24 (c) All terms of office begin on January 1 and end on December 31.
25 Members of the commission appointed by the county council serve two
26 (2) year terms, and members appointed by the county commissioners
27 or by the other members of the commission serve one (1) year terms.
28 A member whose term expires may be reappointed to serve another
29 term. If a vacancy occurs, a qualified person shall be appointed by the
30 original appointing authority to serve for the remainder of the term.

31 (d) A member of the commission may be removed for cause by his
32 appointing authority.

33 (e) Members of the commission may not receive a salary. However,
34 commission members shall receive reimbursement for necessary
35 expenses, but only when those necessary expenses are incurred in the
36 performance of their respective duties. In addition, commission
37 members may receive a maximum of thirty-five dollars (\$35) per diem
38 expenses for attendance at the official commission meetings.

1 **(f) The commission must also contain a member appointed by**
 2 **the city executive of each city within the county (other than the**
 3 **cities described in subsection (b)).**

4 SECTION 112. IC 6-9-9-3, AS AMENDED BY P.L.290-2019,
 5 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2026]: Sec. 3. (a) Except as provided in ~~subsection (b)~~;
 7 **subsections (b) and (e)**, the tax imposed by section 2 of this chapter is
 8 imposed at the rate of seven percent (7%) on the gross income derived
 9 from lodging income only.

10 **(b) Except as provided in subsection (e)**, the county fiscal body
 11 may adopt an ordinance to increase the tax rate to eight percent (8%).

12 (c) The capital improvement board of managers shall make grants
 13 to the convention and visitor bureau in the county from the tax
 14 proceeds paid to the capital improvement board of managers under this
 15 chapter. A grant made to the convention and visitor bureau in the
 16 county under this subsection is to be used solely for the development
 17 and promotion of the tourism and convention industry within the
 18 county. The amount of the grants to the convention and visitor bureau
 19 in the county under this subsection must equal or exceed:

20 (1) two-sevenths ($2/7$) of the tax proceeds paid to the capital
 21 improvement board of managers under this chapter, while an
 22 ordinance described in subsection (b) is not in effect in the
 23 county; or

24 (2) three-eighths ($3/8$) of the tax proceeds paid to the capital
 25 improvement board of managers under this chapter, while an
 26 ordinance described in subsection (b) is in effect in the county.

27 (d) The capital improvement board of managers may establish
 28 budgetary requirements for the convention and visitors bureau. If the
 29 convention and visitors bureau fails to conform, the board may elect to
 30 suspend funding until the bureau complies. **The convention and**
 31 **visitor bureau in the county must include a member appointed by**
 32 **the city executive of each city within the county.**

33 **(e) Beginning after December 31, 2048, and notwithstanding**
 34 **subsections (a) and (b), a tax rate imposed under this chapter may**
 35 **not exceed five percent (5%). The portion of the tax rate imposed**
 36 **under this chapter that exceeds five percent (5%) shall expire**
 37 **January 1, 2049.**

38 SECTION 110. IC 6-9-9-5 IS ADDED TO THE INDIANA CODE
 39 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
 40 1, 2026]: **Sec. 5. (a) The county treasurer shall transfer the amount**

1 of money received under section 3 of this chapter that is generated
 2 by a rate that exceeds five percent (5%) to the fiscal officer of each
 3 city in the county distributed based on the population as of the
 4 most recent decennial census in the city divided by the total
 5 population for all cities in the county.

6 (b) The fiscal officer of each city under subsection (a) shall
 7 establish a municipal tourism capital fund. The fiscal officer shall
 8 deposit in the fund all money received by the city under this
 9 section. The city fiscal body shall administer the fund. The city may
 10 not establish a tourism board or similar entity for any purposes of
 11 the fund and the city fiscal body shall have sole authority regarding
 12 the use of money in the fund as set forth under subsection (c).

13 (c) Money in the fund may be used only for capital projects for
 14 tourism related purposes as determined by the city fiscal body. The
 15 city fiscal body may issue bonds, enter into leases, or incur other
 16 obligations for the purposes of this subsection.

17 (d) Money transferred to a city under subsection (a) shall not be
 18 used by the city for tourism marketing, tourism promotion, or
 19 tourism planning purposes.

20 SECTION 7. IC 6-9-10-2 IS AMENDED TO READ AS FOLLOWS
 21 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) There is created a seven (7)
 22 member board of managers (referred to as the "board" in this chapter)
 23 plus any additional members appointed under subsection (g),
 24 whose purpose is to promote the development and growth of the
 25 convention and tourism industry in the county.

26 (b) The board of county commissioners, by majority vote, shall
 27 appoint three (3) members of the board, one (1) of whom must be
 28 engaged in the lodging industry in the county, one (1) of whom must
 29 be a county commissioner in the county, and one (1) of whom must be
 30 a member of a chamber of commerce in the county. The city council of
 31 the county's largest city according to the last preceding United States
 32 decennial census shall, by majority vote, appoint three (3) members of
 33 the board, one (1) of whom must be engaged in the lodging industry in
 34 the county, one (1) of whom must be engaged in the travel industry in
 35 the county, and one (1) of whom must be a member of the chamber of
 36 commerce of the county's largest city. The mayor of the city having the
 37 largest population in the county according to the last preceding United
 38 States decennial census shall appoint one (1) member who must be a
 39 member of the county's business community.

1 (c) All terms of office begin on January 1 and end on December 31.
 2 Members of the board appointed by the county commissioners serve
 3 one (1) year terms, and the other members of the board serve two (2)
 4 year terms. If a vacancy occurs, a qualified person shall be appointed
 5 by the original appointing authority to serve for the remainder of the
 6 term.

7 (d) A board member may be removed for cause by his appointing
 8 authority.

9 (e) Members of the board may not receive a salary. However, board
 10 members shall receive reimbursement for necessary expenses incurred
 11 in the performance of their respective duties.

12 (f) Each board member, before entering his duties, shall take an oath
 13 of office in the usual form, to be indorsed upon his certificate of
 14 appointment, which shall be promptly filed with the clerk of the circuit
 15 court of his county of residence.

16 **(g) The board of managers must also contain a member**
 17 **appointed by the city executive of each city within the county**
 18 **(other than the city described in subsection (b)).**

19 SECTION 8. IC 6-9-10.5-9, AS ADDED BY P.L.172-2011,
 20 SECTION 105, IS AMENDED TO READ AS FOLLOWS
 21 [EFFECTIVE JULY 1, 2026]: Sec. 9. (a) If the tax levied under section
 22 6 of this chapter is increased by an ordinance of the county fiscal body,
 23 the county executive shall create a commission to promote:

24 (1) economic development; and
 25 (2) the development and growth of the convention, visitor, and
 26 tourism industry;
 27 in the county.

28 (b) The composition and appointment of the membership of a
 29 commission created under subsection (a) must be as follows:

30 (1) Subject to subdivision (2), the county executive shall
 31 determine the number of members of the commission. **However,**
 32 **the commission also consists of any members appointed under**
 33 **subsection (h).**

34 (2) The commission must be composed of an odd number of
 35 members.

36 (3) A simple majority of the members must be:

37 (A) engaged in the convention or tourism business;
 38 (B) involved in or promoting conventions, visitors, or tourism;
 39 or

- 1 (C) involved in promoting economic development in the
2 county.
- 3 (4) At least two (2) members must be engaged in the business of
4 renting or furnishing rooms, lodging, or accommodations (as
5 described in section 6 of this chapter) if at least two (2) such
6 individuals are available and willing to serve on the commission.
- 7 (5) Not more than a simple majority of the members may be
8 affiliated with the same political party.
- 9 (6) Each member must reside in the county.
- 10 (7) The executive of the largest municipality of the county shall
11 appoint a number of members equal to:
- 12 (A) the total number of members of the commission;
13 multiplied by
- 14 (B) a fraction:
- 15 (i) the numerator of which is equal to the population of the
16 largest municipality in the county; and
- 17 (ii) the denominator of which is equal to the total population
18 of the county;
- 19 rounded to the nearest whole number. The county executive shall
20 determine who appoints the members of the commission not
21 appointed by the executive of the largest municipality of the
22 county.
- 23 (c) All terms of office of commission members begin on January 1.
24 Initial appointments must be for staggered terms, with subsequent
25 appointments for two (2) year terms. A member whose term expires
26 may be reappointed to serve another term. If a vacancy occurs, the
27 appointing authority shall appoint a qualified person to serve for the
28 remainder of the term. If an initial appointment is not made by
29 February 1 or a vacancy is not filled within thirty (30) days after the
30 vacancy occurs, the commission shall appoint a member by majority
31 vote.
- 32 (d) A member of the commission may be removed for cause by the
33 member's appointing authority.
- 34 (e) Members of the commission may not receive a salary. However,
35 commission members are entitled to reimbursement for necessary
36 expenses incurred in the performance of their respective duties.
- 37 (f) Each commission member, before entering the member's duties,
38 shall take an oath of office in the usual form, to be endorsed upon the
39 member's certificate of appointment and promptly filed with the clerk
40 of the circuit court of the county.

1 (g) The commission shall meet after January 1 each year for the
 2 purpose of organization. The commission shall elect one (1) of its
 3 members president, another vice president, another secretary, and
 4 another treasurer. The members elected to those offices shall perform
 5 the duties pertaining to the offices. The first officers chosen shall serve
 6 from the date of their election until their successors are elected and
 7 qualified. A majority of the commission constitutes a quorum, and the
 8 concurrence of a majority of the commission is necessary to authorize
 9 any action.

10 **(h) The commission must also contain a member appointed by**
 11 **the city executive of each city within the county (other than the**
 12 **municipality described in subsection (b)(7)).**

13 SECTION 9. IC 6-9-11-2 IS AMENDED TO READ AS FOLLOWS
 14 [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) If a tax is levied under section
 15 6(a) of this chapter, there is created a five (5) member convention and
 16 visitor commission (referred to as the "commission" in this chapter)
 17 **plus any additional members appointed under subsection (e)**, whose
 18 purpose it is to promote the development and growth of the convention
 19 and visitor industry in the county.

20 (b) The county council, by majority vote, shall appoint two (2)
 21 members of the commission, one (1) of whom must be engaged in the
 22 hotel or motel business in the county and one (1) of whom must be
 23 engaged in the profession of education within the county. The two (2)
 24 members appointed by the county council may not be members of the
 25 same political party. The county commissioners, by majority vote, shall
 26 appoint two (2) members of the commission, one (1) of whom must be
 27 engaged in the hotel or motel business within the county and one (1) of
 28 whom must be representative of business, industry or labor within the
 29 county. The two (2) members appointed by the county commissioners
 30 may not be members of the same political party. The mayor of the
 31 largest city in the county, according to the preceding decennial United
 32 States census, shall appoint one (1) member of the commission. The
 33 mayor's appointee must be engaged in the hotel or motel business in the
 34 county.

35 (c) The initial terms of office of the members of the commission
 36 begin on the date a tax is levied under section 6(a) of this chapter. The
 37 initial terms of the members appointed by the county commissioners
 38 end on December 31 of the year in which the tax is levied, and the
 39 initial terms of the members appointed by the county council and by the
 40 mayor of the largest city end on December 31 of the immediately

1 following year. All terms of office after the initial terms begin on
 2 January 1 and end on December 31. After the initial terms, members of
 3 the commission appointed by the county council and by the mayor of
 4 the largest city serve two (2) year terms, and members appointed by the
 5 county commissioners serve one (1) year terms. A member whose term
 6 expires may be reappointed to serve another term. If a vacancy occurs,
 7 the commission, by majority vote shall, within thirty (30) days, appoint
 8 a qualified person to serve the remainder of the term. If the commission
 9 fails to appoint a person within thirty (30) days of the vacancy, the
 10 original appointing official or body for that vacant position, by majority
 11 vote, shall appoint a qualified person to serve the remainder of the
 12 term.

13 (d) Members of the commission may not receive a salary. However,
 14 commission members shall receive reimbursement for necessary
 15 expenses, but only when the necessary expenses are incurred in the
 16 performance of their respective duties.

17 **(e) The commission must also contain a member appointed by**
 18 **the city executive of each city within the county (other than the city**
 19 **described in subsection (b)).**

20 SECTION 10. IC 6-9-14-2 IS AMENDED TO READ AS
 21 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) A county that
 22 imposes a tax pursuant to section 6 of this chapter shall create a five (5)
 23 member convention and visitors commission (referred to as the
 24 "commission" in this chapter) **plus any additional members**
 25 **appointed under subsection (f)**, whose purpose it is to promote the
 26 development and growth of conventions and visitation in the county.

27 (b) If a convention and visitors commission is created for a county,
 28 the county council, by majority vote, shall appoint three (3) members
 29 of the commission, at least two (2) of whom must be engaged in the
 30 hotel or motel business in the county. The county commissioners, by
 31 majority vote, shall appoint two (2) members of the commission, at
 32 least one (1) of whom must be engaged in the hotel or motel business
 33 within the county.

34 (c) All terms of office begin on January 1 and end on December 31.
 35 Members of the commission appointed by the county council serve two
 36 (2) year terms, and members appointed by the county commissioners
 37 serve one (1) year terms. A member whose term expires may be
 38 reappointed to serve another term. If a vacancy occurs, a qualified
 39 person shall be appointed by the original appointing authority to serve
 40 for the remainder of the term.

1 (d) A member of the commission may be removed for cause by his
2 appointing authority.

3 (e) Members of the commission may not receive a salary. However,
4 commission members shall receive reimbursement for necessary
5 expenses, but only when the necessary expenses are incurred in the
6 performance of their respective duties.

7 **(f) The commission must also contain a member appointed by**
8 **the city executive of each city within the county.**

9 SECTION 11. IC 6-9-15-2 IS AMENDED TO READ AS
10 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 2. (a) There is created
11 a seven (7) member board of managers (referred to as the "board" in
12 this chapter) **plus any additional members appointed under**
13 **subsection (g)**, whose purpose is to promote the development and
14 growth of the convention activity, tourism and industry in the county.

15 (b) The board of county commissioners, by majority vote, shall
16 appoint three (3) members of the board, one (1) of whom must be
17 engaged in the lodging industry in the county, one (1) of whom must
18 be a county commissioner in the county, and one (1) of whom must be
19 a member of a chamber of commerce in the county. The city council of
20 the county's largest city according to the last preceding United States
21 decennial census shall, by majority vote, appoint three (3) members of
22 the board, one (1) of whom must be engaged in the lodging industry in
23 the county, one (1) of whom must be engaged in the travel industry in
24 the county, and one (1) of whom must be a member of the common
25 council of the county's largest city. The mayor of the city having the
26 largest population in the county according to the last preceding United
27 States decennial census shall appoint one (1) member who must be a
28 member of the county's business community.

29 (c) All terms of office begin on January 1 and end on December 31.
30 Members of the board appointed by the county commissioners serve
31 one (1) year terms, and the other members of the board serve two (2)
32 year terms. If a vacancy occurs, a qualified person shall be appointed
33 by the original appointing authority to serve for the remainder of the
34 term.

35 (d) A board member may be removed for cause by his appointing
36 authority.

37 (e) Members of the board may not receive a salary or reimbursement
38 for necessary expenses incurred in the performance of their respective
39 duties.

1 (f) Each board member, before entering his duties, shall take an oath
2 of office in the usual form, to be indorsed upon his certificate of
3 appointment, which shall be promptly filed with the clerk of the circuit
4 court of his county of residence.

5 (g) **The board of managers must also contain a member**
6 **appointed by the city executive of each city within the county**
7 **(other than the city described in subsection (b)).**

8 SECTION 12. IC 6-9-17-5, AS AMENDED BY P.L.166-2014,
9 SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2026]: Sec. 5. (a) When the tax is levied under section 3 of
11 this chapter, there is created a seven (7) member visitor and convention
12 commission (referred to as the commission in this chapter), **plus any**
13 **additional members appointed under subsection (i)**, to promote the
14 development and growth of the convention and visitor industry in the
15 county.

16 (b) The executive of the city with the largest population in the
17 county shall appoint five (5) members of the commission as follows:

18 (1) Two (2) members must be engaged in the lodging business in
19 the county.

20 (2) Two (2) members must be engaged in business in the county.

21 (3) One (1) member must be engaged in the tourism and
22 hospitality industry.

23 (c) The county fiscal body shall appoint two (2) members of the
24 commission. Each member must be engaged in business in the county.

25 (d) All terms of office of commission members begin on January 1.
26 Members of the commission serve terms of two (2) years. A member
27 whose term expires may be reappointed to serve another term. If an
28 initial appointment is not made by February 1 or a vacancy is not filled
29 within thirty (30) days, the commission shall appoint a member by
30 majority vote to serve for the remainder of the term.

31 (e) A member of the commission may be removed for cause by his
32 appointing authority.

33 (f) Members of the commission may not receive a salary. However,
34 commission members are entitled to reimbursement for necessary
35 expenses incurred in the performance of their respective duties.

36 (g) Each commission member, before taking office, shall take an
37 oath of office in the usual form, to be endorsed upon the member's
38 certificate of appointment and promptly filed with the clerk of the
39 circuit court of the county.

1 (h) The commission shall meet after January 1 each year for the
 2 purpose of organization. It shall elect one (1) of its members president,
 3 another vice president, another secretary, and another treasurer. The
 4 members elected to those offices shall perform the duties pertaining to
 5 the offices. The officers chosen shall serve from the date of their
 6 election until their successors are elected and qualified. A majority of
 7 the commission constitutes a quorum, and the concurrence of a
 8 majority of the commission is necessary to authorize any action.

9 **(i) The commission must also contain a member appointed by**
 10 **the city executive of each city within the county (other than the city**
 11 **described in subsection (b))."**

12 Page 134, delete lines 13 through 42.

13 Page 135, delete lines 1 through 28, begin a new paragraph and
 14 insert:

15 "SECTION 13. IC 6-9-18-3, AS AMENDED BY THE
 16 TECHNICAL CORRECTIONS BILL OF THE 2026 GENERAL
 17 ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 18 JULY 1, 2026]: Sec. 3. (a) The fiscal body of a county may levy a tax
 19 on every person engaged in the business of renting or furnishing, for
 20 periods of less than thirty (30) days, any room or rooms, lodgings, or
 21 accommodations in any:

22 (1) hotel;

23 (2) motel;

24 (3) boat motel;

25 (4) inn;

26 (5) college or university memorial union;

27 (6) college or university residence hall or dormitory; or

28 (7) tourist cabin;

29 located in the county.

30 (b) The tax does not apply to gross income received in a transaction
 31 in which:

32 (1) a student rents lodgings in a college or university residence
 33 hall while that student participates in a course of study for which
 34 the student receives college credit from a college or university
 35 located in the county; or

36 (2) a person rents a room, lodging, or accommodations for a
 37 period of thirty (30) days or more.

38 (c) The tax may not exceed:

39 (1) the rate of five percent (5%) in a county other than a county
 40 subject to subdivision (2), (3), ~~or~~ (4), **or (5);**

1 (2) after June 30, 2019, and except as provided in section 6.7 of
 2 this chapter, the rate of eight percent (8%) in Howard County; ~~or~~
 3 (3) after June 30, 2021, the rate of nine percent (9%) in Daviess
 4 County;

5 **(4) subject to subsection (g), after June 30, 2026, the rate of**
 6 **eight percent (8%) in DeKalb County; or**

7 **(5) subject to subsection (g), after June 30, 2026, the rate of**
 8 **eight percent (8%) in Noble County.**

9 The tax is imposed on the gross retail income derived from lodging
 10 income only and is in addition to the state gross retail tax imposed
 11 under IC 6-2.5.

12 (d) The county fiscal body may adopt an ordinance to require that
 13 the tax shall be paid monthly to the county treasurer. If such an
 14 ordinance is adopted, the tax shall be paid to the county treasurer not
 15 more than twenty (20) days after the end of the month the tax is
 16 collected. If such an ordinance is not adopted, the tax shall be imposed,
 17 paid, and collected in exactly the same manner as the state gross retail
 18 tax is imposed, paid, and collected under IC 6-2.5.

19 (e) All of the provisions of IC 6-2.5 relating to rights, duties,
 20 liabilities, procedures, penalties, definitions, exemptions, and
 21 administration are applicable to the imposition and administration of
 22 the tax imposed under this section except to the extent those provisions
 23 are in conflict or inconsistent with the specific provisions of this
 24 chapter or the requirements of the county treasurer. If the tax is paid to
 25 the department of state revenue, the return to be filed for the payment
 26 of the tax under this section may be either a separate return or may be
 27 combined with the return filed for the payment of the state gross retail
 28 tax as the department of state revenue may, by rule, determine.

29 (f) If the tax is paid to the department of state revenue, the amounts
 30 received from the tax imposed under this section shall be paid monthly
 31 by the treasurer of state to the county treasurer upon warrants issued by
 32 the state comptroller.

33 **(g) Beginning after December 31, 2048, a tax rate imposed in**
 34 **DeKalb County under subsection (c)(4) and in Noble County under**
 35 **subsection (c)(5) may not exceed five percent (5%). The portion of**
 36 **a tax rate imposed in DeKalb County under subsection (c)(4) or in**
 37 **Noble County under subsection (c)(5) that exceeds five percent**
 38 **(5%) shall expire January 1, 2049.**

39 SECTION 15. IC 6-9-18-5, AS AMENDED BY P.L.175-2018,
 40 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE

1 JULY 1, 2026]: Sec. 5. (a) If a tax is levied under section 3 of this
2 chapter, the county executive shall create a commission to promote the
3 development and growth of the convention, visitor, and tourism
4 industry in the county. If two (2) or more adjoining counties desire to
5 establish a joint commission, the counties shall enter into an agreement
6 under IC 36-1-7.

7 (b) The county executive shall determine the number of members,
8 which must be an odd number, to be appointed to the commission.
9 **However, the commission must also include any additional**
10 **members appointed under subsection (i).** A simple majority of the
11 members must be:

- 12 (1) engaged in a convention, visitor, or tourism business; or
13 (2) involved in or promoting conventions, visitors, or tourism.

14 A member appointed to the commission under subdivision (1) or (2)
15 need not be a resident of the county if the member is an owner or an
16 executive level employee of a convention, visitor, or tourism business
17 that is located within the county. However, the member must be a
18 resident of Indiana. If available and willing to serve, at least two (2) of
19 the members must be engaged in the business of renting or furnishing
20 rooms, lodging, or accommodations (as described in section 3 of this
21 chapter). Not more than one (1) member may be affiliated with the
22 same business entity. Except as otherwise provided in this subsection,
23 each member must reside in the county. The county executive shall
24 also determine who will make the appointments to the commission,
25 except that the executive of the largest municipality in the county shall
26 appoint a number of the members of the commission, which number
27 shall be in the same ratio to the total size of the commission (rounded
28 off to the nearest whole number) that the population of the largest
29 municipality bears to the total population of the county.

30 (c) This subsection applies to a county in which a tax imposed under
31 this chapter becomes effective after December 31, 1989. If a
32 municipality other than the largest municipality in the county collects
33 fifty percent (50%) or more of the tax revenue collected under this
34 chapter during the three (3) month period following imposition of the
35 tax, the executive of the municipality shall appoint the same number of
36 members to the commission that the executive of the largest
37 municipality in the county appoints under subsection (b).

38 (d) Except as provided in subsection (c), all terms of office of
39 commission members begin on January 1. Initial appointments must be
40 for staggered terms, with subsequent appointments for two (2) year

1 terms. A member whose term expires may be reappointed to serve
 2 another term. If a vacancy occurs, the appointing authority shall
 3 appoint a qualified person to serve for the remainder of the term. If an
 4 initial appointment is not made by February 1 or a vacancy is not filled
 5 within thirty (30) days, the commission shall appoint a member by
 6 majority vote.

7 (e) A member of the commission may be removed for cause by the
 8 member's appointing authority.

9 (f) Members of the commission may not receive a salary. However,
 10 commission members are entitled to reimbursement for necessary
 11 expenses incurred in the performance of their respective duties.

12 (g) Each commission member, before entering the member's duties,
 13 shall take an oath of office in the usual form, to be endorsed upon the
 14 member's certificate of appointment and promptly filed with the clerk
 15 of the circuit court of the county.

16 (h) The commission shall meet after January 1 each year for the
 17 purpose of organization. It shall elect one (1) of its members president,
 18 another vice president, another secretary, and another treasurer. The
 19 members elected to those offices shall perform the duties pertaining to
 20 the offices. The first officers chosen shall serve from the date of their
 21 election until their successors are elected and qualified. A majority of
 22 the commission constitutes a quorum, and the concurrence of a
 23 majority of the commission is necessary to authorize any action.

24 **(i) The commission must also include a member appointed by**
 25 **the city executive of each city within the county (other than a city**
 26 **described in subsections (b) or (c)). This subsection does not apply**
 27 **to Porter County.**

28 SECTION 16. IC 6-9-19-5 IS AMENDED TO READ AS
 29 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) If a tax is levied
 30 under section 3 of this chapter, the county executive shall create a
 31 commission to promote the development and growth of the convention
 32 and visitor industry in the county.

33 (b) The commission consists of seven (7) members **plus any**
 34 **additional members appointed under subsection (h). Except for the**
 35 **members appointed under subsection (h),** the county executive shall
 36 appoint all members to the commission. Four (4) members must be
 37 actively engaged in the management of a hotel or motel in the county.
 38 The remainder of the commission members must be members, officers,
 39 or directors of a chamber of commerce within the county or of other

1 Indiana not-for-profit corporations organized to promote and solicit
2 conventions, trade shows, or visitors in the county.

3 (c) All terms of office of commission members begin on January 1.
4 Initial appointments must be for staggered terms, with subsequent
5 appointments for two (2) year terms. A member whose term expires
6 may be reappointed to serve another term. If a vacancy occurs, the
7 county executive shall appoint a qualified person, as provided in
8 subsection (b), to serve for the remainder of the term.

9 (d) A member of the commission may be removed for cause by the
10 county executive.

11 (e) Members of the commission may not receive a salary. However,
12 commission members are entitled to reimbursement for necessary
13 expenses incurred in the performance of their respective duties.

14 (f) Each commission member, before entering his duties, shall take
15 an oath of office in the usual form, to be endorsed upon his certificate
16 of appointment and promptly filed with the clerk of the circuit court of
17 the county.

18 (g) The commission shall meet after January 1 each year for the
19 purpose of organization. It shall elect one (1) of its members president,
20 another vice president, another secretary, and another treasurer. The
21 members elected to those offices shall perform the duties pertaining to
22 the offices. The first officers chosen shall serve from the date of their
23 election until their successors are elected and qualified. A majority of
24 the commission constitutes a quorum, and the concurrence of a
25 majority of the commission is necessary to authorize any action.

26 **(h) The commission must also include a member appointed by**
27 **the city executive of each city within the county.**

28 SECTION 122. IC 6-9-29-1.4 IS ADDED TO THE INDIANA
29 CODE AS A NEW SECTION TO READ AS FOLLOWS
30 [EFFECTIVE JULY 1, 2026]: **Sec. 1.4. As used in this article, "city"**
31 **means a first class city, second class city, or third class city as**
32 **classified under IC 36-4-1-1."**

33 Page 135, delete lines 29 through 42, begin a new paragraph and
34 insert:

35 "SECTION 123. IC 6-9-32-3, AS AMENDED BY P.L.9-2024,
36 SECTION 245, IS AMENDED TO READ AS FOLLOWS
37 [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) The fiscal body of a county
38 may levy a tax on every person engaged in the business of renting or
39 furnishing, for periods of less than thirty (30) days, any room or rooms,
40 lodgings, or accommodations in any:

- 1 (1) hotel;
 2 (2) motel;
 3 (3) boat motel;
 4 (4) inn; or
 5 (5) tourist cabin;
 6 located in the county.

7 (b) The tax does not apply to gross income received in a transaction
 8 in which a person rents a room, lodging, or accommodations for a
 9 period of thirty (30) days or more.

10 (c) **Subject to subsection (g), the** The tax may not exceed the rate
 11 of ~~five percent (5%)~~ **eight percent (8%)** on the gross retail income
 12 derived from lodging income only and is in addition to the state gross
 13 retail tax imposed under IC 6-2.5.

14 (d) The county fiscal body may adopt an ordinance to require that
 15 the tax shall be paid monthly to the county treasurer. If such an
 16 ordinance is adopted, the tax shall be paid to the county treasurer not
 17 more than twenty (20) days after the end of the month the tax is
 18 collected. If such an ordinance is not adopted, the tax shall be imposed,
 19 paid, and collected in exactly the same manner as the state gross retail
 20 tax is imposed, paid, and collected under IC 6-2.5.

21 (e) All of the provisions of IC 6-2.5 relating to rights, duties,
 22 liabilities, procedures, penalties, definitions, exemptions, and
 23 administration are applicable to the imposition and administration of
 24 the tax imposed under this section except to the extent those provisions
 25 are in conflict or inconsistent with the specific provisions of this
 26 chapter or the requirements of the county treasurer. If the tax is paid to
 27 the department of state revenue, the return to be filed for the payment
 28 of the tax under this section may be either a separate return or may be
 29 combined with the return filed for the payment of the state gross retail
 30 tax as the department of state revenue may, by rule, determine.

31 (f) If the tax is paid to the department of state revenue, the amounts
 32 received from the tax imposed under this section shall be paid monthly
 33 by the treasurer of state to the county treasurer upon warrants issued by
 34 the state comptroller.

35 **(g) Beginning after December 31, 2048, and notwithstanding**
 36 **subsection (c), a tax rate imposed under this chapter may not**
 37 **exceed five percent (5%). The portion of the tax rate imposed**
 38 **under this chapter that exceeds five percent (5%) shall expire**
 39 **January 1, 2049.**

1 SECTION 14. IC 6-9-32-5 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) The county
3 executive shall create a commission to promote the development and
4 growth of the convention, visitor, and tourism industry in the county.
5 If two (2) or more adjoining counties desire to establish a joint
6 commission, the counties shall enter into an agreement under
7 IC 36-1-7.

8 (b) The county executive shall determine the number of members,
9 which must be an odd number, to be appointed to the commission.
10 **However, the commission must also include any additional**
11 **members appointed under subsection (i).** A simple majority of the
12 members must be:

13 (1) engaged in a convention, visitor, or tourism business; or

14 (2) involved in or promoting conventions, visitors, or tourism.

15 If available and willing to serve, at least two (2) of the members must
16 be engaged in the business of renting or furnishing rooms, lodging, or
17 accommodations (as described in section 3 of this chapter). Not more
18 than one (1) member may be affiliated with the same business entity.
19 No more than a simple majority of the members may be affiliated with
20 the same political party. Each member must reside in the county. The
21 county executive shall also determine who will make the appointments
22 to the commission, except that the executive of the largest municipality
23 in the county shall appoint a number of the members of the
24 commission, which number shall be in the same ratio to the total size
25 of the commission (rounded off to the nearest whole number) that the
26 population of the largest municipality bears to the total population of
27 the county.

28 (c) If a municipality other than the largest municipality in the county
29 collects fifty percent (50%) or more of the tax revenue collected under
30 this chapter during the three (3) month period following imposition of
31 the tax, the executive of the municipality shall appoint the same
32 number of members to the commission that the executive of the largest
33 municipality in the county appoints under subsection (b).

34 (d) Except as provided in subsection (c), all terms of office of
35 commission members begin on January 1. Initial appointments must be
36 for staggered terms, with subsequent appointments for two (2) year
37 terms. A member whose term expires may be reappointed to serve
38 another term. If a vacancy occurs, the appointing authority shall
39 appoint a qualified person to serve for the remainder of the term. If an
40 initial appointment is not made by February 1 or a vacancy is not filled

1 within thirty (30) days, the commission shall appoint a member by
2 majority vote.

3 (e) A member of the commission may be removed for cause by the
4 member's appointing authority.

5 (f) Members of the commission may not receive a salary. However,
6 commission members are entitled to reimbursement for necessary
7 expenses incurred in the performance of their respective duties.

8 (g) Each commission member, before entering the member's duties,
9 shall take an oath of office in the usual form, to be endorsed upon the
10 member's certificate of appointment and promptly filed with the clerk
11 of the circuit court of the county.

12 (h) The commission shall meet after January 1 each year for the
13 purpose of organization. It shall elect one (1) of its members president,
14 another vice president, another secretary, and another treasurer. The
15 members elected to those offices shall perform the duties pertaining to
16 the offices. The first officers chosen shall serve from the date of their
17 election until their successors are elected and qualified. A majority of
18 the commission constitutes a quorum, and the concurrence of a
19 majority of the commission is necessary to authorize any action.

20 **(i) The commission must also include a member appointed by**
21 **the city executive of each city within the county (other than a city**
22 **described in subsections (b) or (c)).**

23 SECTION 17. IC 6-9-37-5, AS ADDED BY P.L.214-2005,
24 SECTION 46, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
25 JULY 1, 2026]: Sec. 5. (a) The county executive shall create a
26 commission to promote the development and growth of the convention,
27 visitor, and tourism industry in the county. If two (2) or more adjoining
28 counties desire to establish a joint commission, the counties shall enter
29 into an agreement under IC 36-1-7.

30 (b) The county executive shall determine the number of members,
31 which must be an odd number, to be appointed to the commission.
32 **However, the commission must also include any additional**
33 **members appointed under subsection (i).** A simple majority of the
34 members must be:

35 (1) engaged in a convention, visitor, or tourism business; or

36 (2) involved in or promoting conventions, visitors, or tourism.

37 If available and willing to serve, at least two (2) of the members must
38 be engaged in the business of renting or furnishing rooms, lodging, or
39 accommodations (as described in section 3 of this chapter). Not more
40 than one (1) member may be affiliated with the same business entity.

1 Not more than a simple majority of the members may be affiliated with
2 the same political party. Each member must reside in the county. The
3 county executive shall also determine who will make the appointments
4 to the commission, except that the executive of the largest municipality
5 in the county shall appoint a number of the members of the
6 commission, which number shall be in the same ratio to the total size
7 of the commission (rounded off to the nearest whole number) that the
8 population of the largest municipality bears to the total population of
9 the county.

10 (c) If a municipality other than the largest municipality in the county
11 collects fifty percent (50%) or more of the tax revenue collected under
12 this chapter during the three (3) month period following imposition of
13 the tax, the executive of the municipality shall appoint the same
14 number of members to the commission that the executive of the largest
15 municipality in the county appoints under subsection (b).

16 (d) Except as provided in subsection (c), all terms of office of
17 commission members begin on January 1. Initial appointments must be
18 for staggered terms, with subsequent appointments for two (2) year
19 terms. A member whose term expires may be reappointed to serve
20 another term. If a vacancy occurs, the appointing authority shall
21 appoint a qualified person to serve for the remainder of the term. If an
22 initial appointment is not made by February 1 or a vacancy is not filled
23 within thirty (30) days, the commission shall appoint a member by
24 majority vote.

25 (e) A member of the commission may be removed for cause by the
26 member's appointing authority.

27 (f) Members of the commission may not receive a salary. However,
28 commission members are entitled to reimbursement for necessary
29 expenses incurred in the performance of their respective duties.

30 (g) Each commission member, before entering the member's duties,
31 shall take an oath of office in the usual form, to be endorsed upon the
32 member's certificate of appointment and promptly filed with the clerk
33 of the circuit court of the county.

34 (h) The commission shall meet after January 1 each year for the
35 purpose of organization. It shall elect one (1) of its members president,
36 another vice president, another secretary, and another treasurer. The
37 members elected to those offices shall perform the duties pertaining to
38 the offices. The first officers chosen shall serve from the date of their
39 election until their successors are elected and qualified. A majority of

1 the commission constitutes a quorum, and the concurrence of a
2 majority of the commission is necessary to authorize any action.

3 **(i) The commission must also include a member appointed by**
4 **the city executive of each city within the county (other than a city**
5 **described in subsections (b) or (c))."**

6 Page 136, delete lines 1 through 26, begin a new paragraph and
7 insert:

8 "SECTION 124. IC 6-9-45.5-13 IS REPEALED [EFFECTIVE
9 JULY 1, 2025 (RETROACTIVE)]. ~~Sec. 13: (a) As used in this section;~~
10 ~~"another food and beverage tax" refers to an excise tax that is imposed~~
11 ~~under any law other than this chapter and that is levied in all or any~~
12 ~~part of Orange County on a transaction in which food or beverage is~~
13 ~~furnished, prepared, or served:~~

14 ~~(1) for consumption at a location, or on equipment, provided by~~
15 ~~a retail merchant;~~

16 ~~(2) in the area in which the food and beverage tax is imposed; and~~

17 ~~(3) by a retail merchant for consideration.~~

18 ~~(b) Notwithstanding any other law, another food and beverage tax~~
19 ~~does not apply to transactions described in section 9 of this chapter.~~

20 SECTION 18. IC 6-9-53-7, AS ADDED BY P.L.290-2019,
21 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22 JULY 1, 2026]: Sec. 7. (a) The county executive shall create a
23 commission to promote the development and growth of the convention,
24 visitor, and tourism industry in the county. If two (2) or more adjoining
25 counties desire to establish a joint commission, the counties shall enter
26 into an agreement under IC 36-1-7.

27 (b) The county executive shall determine the number of members,
28 which must be an odd number, to be appointed to the commission.

29 **However, the commission must also include any additional**
30 **members appointed under subsection (i).** A simple majority of the
31 members must be:

32 (1) engaged in a convention, visitor, or tourism business; or

33 (2) involved in or promoting conventions, visitors, or tourism.

34 If available and willing to serve, at least two (2) of the members must
35 be engaged in the business of renting or furnishing rooms, lodging, or
36 accommodations (as described in section 3 of this chapter). Not more
37 than one (1) member may be affiliated with the same business entity.
38 Not more than a simple majority of the members may be affiliated with
39 the same political party. Each member must reside in the county. The
40 county executive shall also determine who will make the appointments

1 to the commission, except that the executive of the largest municipality
2 in the county shall appoint a number of the members of the
3 commission, which number shall be in the same ratio to the total size
4 of the commission (rounded off to the nearest whole number) that the
5 population of the largest municipality bears to the total population of
6 the county.

7 (c) If a municipality other than the largest municipality in the county
8 collects fifty percent (50%) or more of the tax revenue collected under
9 this chapter during the three (3) month period following imposition of
10 the tax, the executive of the municipality shall appoint the same
11 number of members to the commission that the executive of the largest
12 municipality in the county appoints under subsection (b).

13 (d) Except as provided in subsection (c), all terms of office of
14 commission members begin on January 1. Initial appointments must be
15 for staggered terms, with subsequent appointments for two (2) year
16 terms. A member whose term expires may be reappointed to serve
17 another term. If a vacancy occurs, the appointing authority shall
18 appoint a qualified person to serve for the remainder of the term. If an
19 initial appointment is not made by February 1 or a vacancy is not filled
20 within thirty (30) days, the commission shall appoint a member by
21 majority vote.

22 (e) A member of the commission may be removed for cause by the
23 member's appointing authority.

24 (f) Members of the commission may not receive a salary. However,
25 commission members are entitled to reimbursement for necessary
26 expenses incurred in the performance of their respective duties.

27 (g) Each commission member, before entering the commission
28 member's duties, shall take an oath of office in the usual form, to be
29 endorsed upon the commission member's certificate of appointment
30 and promptly filed with the clerk of the circuit court of the county.

31 (h) The commission shall meet after January 1 each year for the
32 purpose of organization. It shall elect one (1) of its members president,
33 another vice president, another secretary, and another treasurer. The
34 members elected to those offices shall perform the duties pertaining to
35 the offices. The first officers chosen shall serve from the date of their
36 election until their successors are elected and qualified. A majority of
37 the commission constitutes a quorum, and the concurrence of a
38 majority of the commission is necessary to authorize any action.

1 **(i) The commission must also include a member appointed by**
 2 **the city executive of each city within the county (other than a city**
 3 **described in subsections (b) or (c)).**

4 SECTION 124. IC 6-9-56-1, AS ADDED BY P.L.236-2023,
 5 SECTION 121, IS AMENDED TO READ AS FOLLOWS
 6 [EFFECTIVE JULY 1, 2026]: Sec. 1. (a) This chapter applies to
 7 Hamilton County, if the county had adopted an innkeeper's tax under
 8 IC 6-9-18 before July 1, 2023.

9 (b) The:

- 10 (1) convention, visitor, and tourism promotion fund **(before its**
 11 **repeal);**
 12 (2) convention and visitor commission;
 13 (3) innkeeper's tax rate; and
 14 (4) tax collection procedures;

15 established under IC 6-9-18 before July 1, 2023, remain in effect and
 16 govern the county's innkeeper's tax until amended under this chapter.

17 (c) A member of the convention and visitor commission established
 18 under IC 6-9-18 before July 1, 2023, shall serve a full term of office. If
 19 a vacancy occurs, the appointing authority shall appoint a qualified
 20 replacement as provided under this chapter. The appointing authority
 21 shall make other subsequent appointments to the commission as
 22 provided under this chapter.

23 SECTION 125. IC 6-9-56-3, AS ADDED BY P.L.236-2023,
 24 SECTION 121, IS AMENDED TO READ AS FOLLOWS
 25 [EFFECTIVE JULY 1, 2026]: Sec. 3. (a) The fiscal body of the county
 26 may impose a tax on every person engaged in the business of renting
 27 or furnishing, for periods of less than thirty (30) days, any room or
 28 rooms, lodgings, or accommodations in any:

- 29 (1) hotel;
 30 (2) motel;
 31 (3) boat motel;
 32 (4) inn;
 33 (5) college or university memorial union;
 34 (6) college or university residence hall or dormitory; or
 35 (7) tourist cabin;

36 located in the county.

37 (b) The tax does not apply to gross income received in a transaction
 38 in which:

- 39 (1) a student rents lodgings in a college or university residence
 40 hall while that student participates in a course of study for which

- 1 the student receives college credit from a college or university
 2 located in the county; or
 3 (2) a person rents a room, lodging, or accommodations for a
 4 period of thirty (30) days or more.
- 5 (c) The following apply to the tax rate imposed under this section:
 6 (1) Before July 1, 2023, the tax may not exceed the rate of five
 7 percent (5%) on the gross retail income derived from lodging
 8 income only and is in addition to the state gross retail tax imposed
 9 under IC 6-2.5.
- 10 (2) After June 30, 2023, **and before January 1, 2049**, the tax
 11 may not exceed the rate of eight percent (8%) on the gross retail
 12 income derived from lodging income only and is in addition to the
 13 state gross retail tax imposed under IC 6-2.5.
- 14 **(3) After December 31, 2048, a tax rate imposed under this**
 15 **chapter may not exceed five percent (5%). The portion of the**
 16 **tax rate imposed under subsection (2) that exceeds five**
 17 **percent (5%) shall expire January 1, 2049.**
- 18 (d) The county fiscal body may adopt an ordinance to require that
 19 the tax shall be paid monthly to the county treasurer. If such an
 20 ordinance is adopted, the tax shall be paid to the county treasurer not
 21 more than twenty (20) days after the end of the month the tax is
 22 collected. If such an ordinance is not adopted, the tax shall be imposed,
 23 paid, and collected in exactly the same manner as the state gross retail
 24 tax is imposed, paid, and collected under IC 6-2.5.
- 25 (e) All of the provisions of IC 6-2.5 relating to rights, duties,
 26 liabilities, procedures, penalties, definitions, exemptions, and
 27 administration are applicable to the imposition and administration of
 28 the tax imposed under this section except to the extent those provisions
 29 are in conflict or inconsistent with the specific provisions of this
 30 chapter or the requirements of the county treasurer. If the tax is paid to
 31 the department of state revenue, the return to be filed for the payment
 32 of the tax under this section may be either a separate return or may be
 33 combined with the return filed for the payment of the state gross retail
 34 tax as the department of state revenue may, by rule, determine.
- 35 SECTION 125. IC 6-9-56-4, AS ADDED BY P.L.236-2023,
 36 SECTION 121, IS AMENDED TO READ AS FOLLOWS
 37 [EFFECTIVE JULY 1, 2026]: Sec. 4. (a) If a tax is imposed under
 38 section 3 of this chapter, the county treasurer shall establish the
 39 following funds:

1 (1) A convention, visitor, and tourism promotion fund **(before its**
2 **repeal).**

3 **(2) A convention, visitor, tourism promotion, and capital fund.**
4 ~~(2)~~ **(3) A municipal** tourism capital fund, if the county fiscal body
5 adopts an ordinance to increase the tax rate under section 3 of this
6 chapter and both the county fiscal body and the county executive
7 adopt ordinances approving the establishment of a tourism capital
8 fund.

9 The county treasurer shall deposit in each fund all amounts the county
10 treasurer receives under section 3 of this chapter and in accordance
11 with the allocations required by sections ~~7 7.5~~ and ~~8 8.5~~ of this chapter.

12 (b) The county auditor shall issue a warrant directing the county
13 treasurer to transfer money from the convention, visitor, ~~and~~ tourism
14 promotion, **and capital** fund and **municipal** tourism capital fund to the
15 commission's treasurer if the commission submits a written request for
16 the transfer.

17 (c) Money in a convention, visitor, ~~and~~ tourism promotion, **and**
18 **capital** fund, or money transferred from such a fund under subsection
19 (b), may be expended only **for the following purposes:**

20 **(1)** To promote and encourage conventions, visitors, and tourism
21 within the county. Expenditures under this ~~subsection~~ **subdivision**
22 may include expenditures for advertising, promotional activities,
23 trade shows, special events, and recreation.

24 **(2) For infrastructure projects that improve or benefit the**
25 **tourism economy. Expenditures under this subdivision may**
26 **include acquisition, construction, alteration, improvements,**
27 **or installation costs of any existing tangible property or**
28 **tangible property that is to be constructed. Expenditures**
29 **under this subdivision may include fees for professional**
30 **services such as architectural, building consulting or**
31 **planning, and infrastructure feasibility.**

32 (d) Money in a **municipal** tourism capital fund, or money
33 transferred from such a fund under subsection (b), may be expended on
34 infrastructure projects that improve or benefit the tourism economy.
35 Expenditures may include acquisition, construction, alteration,
36 improvements, or installation costs of any existing tangible property or
37 tangible property that is to be constructed. Expenditures may include
38 fees for professional services such as architectural, building consulting
39 or planning, and infrastructure feasibility.

1 SECTION 126. IC 6-9-56-5, AS ADDED BY P.L.236-2023,
2 SECTION 121, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2026]: Sec. 5. (a) The county executive shall
4 create a commission to promote the development and growth of the
5 convention, visitor, and tourism industry in the county.

6 (b) The county executive shall determine the number of members,
7 which must be an odd number and may not exceed fifteen (15)
8 members, to be appointed to the commission. **The commission must**
9 **also include any additional members appointed under subsection**
10 **(h).** A simple majority of the members must **not** represent the
11 hospitality industry or be:

12 (1) engaged in a convention, visitor, or tourism business; or

13 (2) involved in or promoting conventions, visitors, or tourism.

14 A member appointed to the commission under subdivision (1) or (2)
15 need not be a resident of the county if the member is an owner or an
16 executive level employee of a convention, visitor, or tourism business
17 that is located within the county. However, the member must be a
18 resident of Indiana. If available and willing to serve, at least two (2) of
19 the members must be engaged in the business of renting or furnishing
20 rooms, lodging, or accommodations (as described in section 3 of this
21 chapter). Not more than one (1) member may be affiliated with the
22 same business entity. Except as otherwise provided in this subsection,
23 each member must reside in the county. The county executive shall
24 also determine who will make the appointments to the commission.

25 (c) All terms of office of commission members begin on January 1.
26 Initial appointments must be for staggered terms, with subsequent
27 appointments for two (2) year terms. A member whose term expires
28 may be reappointed to serve another term. If a vacancy occurs, the
29 appointing authority shall appoint a qualified person to serve for the
30 remainder of the term. If an initial appointment is not made by
31 February 1 or a vacancy is not filled within thirty (30) days, the
32 commission shall appoint a member by majority vote.

33 (d) A member of the commission may be removed for cause by the
34 member's appointing authority.

35 (e) Members of the commission may not receive a salary. However,
36 commission members are entitled to reimbursement for necessary
37 expenses incurred in the performance of their respective duties.

38 (f) Each commission member, before entering the member's duties,
39 shall take an oath of office in the usual form, to be endorsed upon the

1 member's certificate of appointment and promptly filed with the clerk
2 of the circuit court of the county.

3 (g) The commission shall meet after January 1 each year for the
4 purpose of organization. It shall elect one (1) of its members president,
5 another vice president, another secretary, and another treasurer. The
6 members elected to those offices shall perform the duties pertaining to
7 the offices. The first officers chosen shall serve from the date of their
8 election until their successors are elected and qualified. A majority of
9 the commission constitutes a quorum, and the concurrence of a
10 majority of the commission is necessary to authorize any action.

11 **(h) The commission must also include a member appointed by**
12 **the city executive of each city within the county.**

13 SECTION 127. IC 6-9-56-7 IS REPEALED [EFFECTIVE JULY 1,
14 2026]. ~~Sec. 7: (a) The county treasurer shall deposit in the convention;~~
15 ~~visitor; and tourism promotion fund the amount of money received~~
16 ~~under section 3 of this chapter that is not more than five percent (5%).~~

17 ~~(b) Money in the convention; visitor; and tourism promotion fund~~
18 ~~shall be expended only as provided in this chapter.~~

19 ~~(c) The commission may transfer money in the convention; visitor;~~
20 ~~and tourism promotion fund to any Indiana nonprofit corporation for~~
21 ~~the purpose of promotion and encouragement in the county of~~
22 ~~conventions; trade shows; visitors; or special events. The commission~~
23 ~~may transfer money under this section only after approving the transfer.~~
24 ~~The commission may transfer money under this subsection on a~~
25 ~~monthly basis or at another frequency as determined by the~~
26 ~~commission.~~

27 SECTION 128. IC 6-9-56-7.5 IS ADDED TO THE INDIANA
28 CODE AS A NEW SECTION TO READ AS FOLLOWS
29 [EFFECTIVE JULY 1, 2026]: **Sec. 7.5. (a) For purposes of this**
30 **section, "fund" refers to the convention, visitor, tourism**
31 **promotion, and capital fund established under section 4(a)(2) of**
32 **this chapter.**

33 **(b) The county treasurer shall deposit in the fund the amount of**
34 **money received under section 3 of this chapter that is not more**
35 **than five percent (5%).**

36 **(c) Money in the fund shall be expended only as provided in**
37 **section 4(c) of this chapter.**

38 **(d) The commission may transfer money in the fund to any**
39 **Indiana nonprofit corporation for the purpose of promotion and**
40 **encouragement in the county of conventions, trade shows, visitors,**

1 or special events. The commission may transfer money under this
2 subsection only after approving the transfer. The commission may
3 transfer money under this subsection on a monthly basis or at
4 another frequency as determined by the commission.

5 (e) The commission must approve any transfer of money from
6 the fund and may transfer money from the fund to support capital
7 projects in the county that promote long term tourism, convention,
8 or recreation projects proposed by any of the following:

9 (1) The county government.

10 (2) A separate body corporate and politic in Hamilton County.

11 (3) Any Indiana nonprofit corporation in Hamilton County.

12 The commission may transfer money under this subsection on a
13 monthly basis or at another frequency as determined by the
14 commission.

15 (f) The commission may also review and approve proposals
16 submitted by applicants that seek money from the fund with the
17 purpose and view of enhancing or providing support for capital
18 projects that promote long term tourism, convention, or other
19 economic development related to recreation. Funding available
20 under this subsection shall be made available on an annual basis.
21 In determining whether to provide funding to a particular capital
22 project under this subsection, the commission may use the
23 following factors as a guide for capital project funding:

24 (1) The proposed capital project is believed to be economically
25 sound to the Hamilton County tourism, convention, or
26 recreation economy and is also believed to be beneficial to:

27 (A) the general population of Hamilton County; or

28 (B) a particular location in Hamilton County.

29 (2) The proposed capital project provides for reasonably
30 adequate public assembly, gathering, or entertainment space
31 and is integrally related to enhancing the tourism, convention,
32 or recreation opportunities in Hamilton County or a
33 particular location in Hamilton County.

34 (3) The commission makes a reasonable effort to assess
35 whether a proposed capital project aligns with the purpose of
36 the commission and has a direct, indirect, or supportive
37 relationship to the mission and promotional efforts of the
38 commission as established and funded by the fund.

1 Any remaining funds collected that are not awarded during an
 2 application period revert to the fund and may be used for
 3 distribution in a subsequent application period.

4 (g) An applicant that receives a grant of money from the fund
 5 under subsection (f):

6 (1) must agree to provide to the commission proof of project
 7 completion, including proof that the project was completed
 8 through the use of the grant money; and

9 (2) may be subject to annual financial reporting and audit.

10 SECTION 129. IC 6-9-56-8 IS REPEALED [EFFECTIVE JULY 1,
 11 2026]. Sec. 8. (a) The county treasurer shall deposit in the tourism
 12 capital fund the amount of money received under section 3 of this
 13 chapter that exceeds five percent (5%). Money deposited in the tourism
 14 capital fund shall be transferred or expended only as provided in this
 15 section.

16 (b) The commission must approve any transfer of money from the
 17 tourism capital fund and may transfer money from the tourism capital
 18 fund to support capital projects in the county that promote long term
 19 tourism, convention, or recreation projects proposed by any of the
 20 following:

21 (1) The county government.

22 (2) A city government.

23 (3) A separate body corporate and politic in Hamilton County.

24 (4) Any Indiana nonprofit corporation in Hamilton County.

25 The commission may transfer money under this subsection on a
 26 monthly basis or at another frequency as determined by the
 27 commission.

28 (c) The commission may also review and approve proposals
 29 submitted by applicants that seek money from the tourism capital fund
 30 with the purpose and view of enhancing or providing support for
 31 capital projects that promote long term tourism, convention, or other
 32 economic development related to recreation. Funding available under
 33 this subsection shall be made available on an annual basis. In
 34 determining whether to provide funding to a particular capital project
 35 under this subsection, the commission may use the following factors as
 36 a guide for capital project funding:

37 (1) The proposed capital project is believed to be economically
 38 sound to the Hamilton County tourism, convention, or recreation
 39 economy and is also believed to be beneficial to:

40 (A) the general population of Hamilton County; or

- 1 (B) a particular location in Hamilton County.
- 2 (2) The proposed capital project provides for reasonably adequate
- 3 public assembly, gathering, or entertainment space and is
- 4 integrally related to enhancing the tourism, convention, or
- 5 recreation opportunities in Hamilton County or a particular
- 6 location in Hamilton County.
- 7 (3) The commission makes a reasonable effort to assess whether
- 8 a proposed capital project aligns with the purpose of the
- 9 commission and has a direct, indirect, or supportive relationship
- 10 to the mission and promotional efforts of the commission as
- 11 established and funded by the convention, visitor, and tourism
- 12 promotion fund.

13 A capital project proposed by an applicant that does not meet at least

14 one (1) of the criteria set forth in this subsection will not be funded;

15 and any remaining funds collected revert to the tourism capital fund for

16 distribution by the commission on projects within Hamilton County.

17 (d) An applicant that receives a grant of money from the tourism

18 capital fund under subsection (c):

- 19 (1) must agree to provide to the commission proof of project
- 20 completion, including proof that the project was completed
- 21 through the use of the grant money; and
- 22 (2) may be subject to annual financial reporting and audit.

23 SECTION 130. IC 6-9-56-8.5 IS ADDED TO THE INDIANA

24 CODE AS A NEW SECTION TO READ AS FOLLOWS

25 [EFFECTIVE JULY 1, 2026]: **Sec. 8.5. (a) The county treasurer shall**

26 **transfer the amount of money received under section 3(c)(2) of this**

27 **chapter that is generated by a rate that exceeds five percent (5%)**

28 **to the fiscal officer of each of the following cities with each city**

29 **receiving an equal twenty-five percent (25%) share of the total**

30 **amount collected:**

- 31 (1) Noblesville.
- 32 (2) Carmel.
- 33 (3) Fishers.
- 34 (4) Westfield.

35 (b) The fiscal officer of each city under subsection (a) shall

36 establish a municipal tourism capital fund. The fiscal officer shall

37 deposit in the fund all money received by the city under this

38 section. The city fiscal body shall administer the fund. The city may

39 not establish a tourism board or similar entity for any purposes of

1 **the fund and the city fiscal body shall have sole authority regarding**
 2 **the use of money in the fund as set forth under subsection (c).**

3 **(c) Money in the fund may be used only for capital projects for**
 4 **tourism related purposes as determined by the city fiscal body. The**
 5 **city fiscal body may issue bonds, enter into leases, or incur other**
 6 **obligations for the purposes of this subsection.**

7 **(d) Money transferred to a city under subsection (a) shall not be**
 8 **used by the city for tourism marketing, tourism promotion, or**
 9 **tourism planning purposes.**

10 SECTION 6. IC 6-9-60-6, AS ADDED BY P.L.230-2025,
 11 SECTION 109, IS AMENDED TO READ AS FOLLOWS
 12 [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The county executive shall
 13 create a commission to promote the development and growth of the
 14 convention, visitor, and tourism industry in the county. If two (2) or
 15 more adjoining counties desire to establish a joint commission, the
 16 counties shall enter into an agreement under IC 36-1-7.

17 (b) The county executive shall determine the number of members,
 18 which must be an odd number, to be appointed to the commission. **The**
 19 **commission must also include any additional members appointed**
 20 **under subsection (h).** Each of the members must be:

21 (1) engaged in a convention, visitor, or tourism business; or

22 (2) involved in or promoting conventions, visitors, or tourism.

23 A member who is an owner or an executive level employee of a
 24 convention, visitor, or tourism related business located in the county is
 25 not required to reside in the county but must reside in Indiana. A
 26 member who is not an owner or an executive level employee of a
 27 convention, visitor, or tourism related business located in the county
 28 must reside in the county. If available and willing to serve, at least two
 29 (2) of the members must be engaged in the business of renting or
 30 furnishing rooms, lodging, or accommodations (as described in section
 31 3 of this chapter). The county executive shall also determine who will
 32 make the appointments to the commission.

33 (c) All terms of office of commission members begin on January 1.
 34 Initial appointments must be for staggered terms, with subsequent
 35 appointments for three (3) year terms. A member whose term expires
 36 may be reappointed to serve another term. If a vacancy occurs, the
 37 appointing authority shall appoint a qualified person to serve for the
 38 remainder of the term. If an initial appointment is not made by
 39 February 1 or a vacancy is not filled within thirty (30) days, the
 40 commission shall appoint a member by majority vote.

1 (d) A member of the commission may be removed for cause by the
2 member's appointing authority.

3 (e) Members of the commission may not receive a salary. However,
4 commission members are entitled to reimbursement for necessary
5 expenses incurred in the performance of their respective duties.

6 (f) Each commission member, before entering the member's duties,
7 shall take an oath of office in the usual form, to be endorsed upon the
8 member's certificate of appointment and promptly filed with the clerk
9 of the circuit court of the county.

10 (g) The commission shall meet after January 1 each year for the
11 purpose of organization. It shall elect one (1) of its members president,
12 another vice president, another secretary, and another treasurer. The
13 members elected to those offices shall perform the duties pertaining to
14 the offices. The first officers chosen shall serve from the date of their
15 election until their successors are elected and qualified. A majority of
16 the commission constitutes a quorum, and the concurrence of a
17 majority of the commission is necessary to authorize any action.

18 **(h) The commission must also include a member appointed by**
19 **the city executive of each city within the county.**

20 SECTION 6. IC 6-9-74-6, AS ADDED BY P.L.230-2025,
21 SECTION 123, IS AMENDED TO READ AS FOLLOWS
22 [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The county executive shall
23 create a commission to promote the development and growth of the
24 convention, visitor, and tourism industry in the county. If two (2) or
25 more adjoining counties desire to establish a joint commission, the
26 counties shall enter into an agreement under IC 36-1-7.

27 (b) The county executive shall determine the number of members,
28 which must be an odd number, to be appointed to the commission. **The**
29 **commission must also include any additional members appointed**
30 **under subsection (h).** A simple majority of the members must be:

31 (1) engaged in a convention, visitor, or tourism business; or

32 (2) involved in or promoting conventions, visitors, or tourism.

33 A member appointed to the commission under subdivision (1) or (2)
34 need not be a resident of the county if the member is an owner or an
35 executive level employee of a convention, visitor, or tourism business
36 that is located within the county. However, the member must be a
37 resident of Indiana. If available and willing to serve, at least two (2) of
38 the members must be engaged in the business of renting or furnishing
39 rooms, lodging, or accommodations (as described in section 3 of this
40 chapter). Not more than one (1) member may be affiliated with the

1 same business entity. Except as otherwise provided in this subsection,
2 each member must reside in the county. The county executive shall
3 also determine who will make the appointments to the commission,
4 except that the executive of the largest municipality in the county shall
5 appoint a number of the members of the commission, which number
6 shall be in the same ratio to the total size of the commission (rounded
7 off to the nearest whole number) that the population of the largest
8 municipality bears to the total population of the county.

9 (c) All terms of office of commission members begin on January 1.
10 Initial appointments must be for staggered terms, with subsequent
11 appointments for two (2) year terms. A member whose term expires
12 may be reappointed to serve another term. If a vacancy occurs, the
13 appointing authority shall appoint a qualified person to serve for the
14 remainder of the term. If an initial appointment is not made by
15 February 1 or a vacancy is not filled within thirty (30) days, the
16 commission shall appoint a member by majority vote.

17 (d) A member of the commission may be removed for cause by the
18 member's appointing authority.

19 (e) Members of the commission may not receive a salary. However,
20 commission members are entitled to reimbursement for necessary
21 expenses incurred in the performance of their respective duties.

22 (f) Each commission member, before entering the member's duties,
23 shall take an oath of office in the usual form, to be endorsed upon the
24 member's certificate of appointment and promptly filed with the clerk
25 of the circuit court of the county.

26 (g) The commission shall meet after January 1 each year for the
27 purpose of organization. It shall elect one (1) of its members president,
28 another vice president, another secretary, and another treasurer. The
29 members elected to those offices shall perform the duties pertaining to
30 the offices. The first officers chosen shall serve from the date of their
31 election until their successors are elected and qualified. A majority of
32 the commission constitutes a quorum, and the concurrence of a
33 majority of the commission is necessary to authorize any action.

34 **(h) The commission must also include a member appointed by**
35 **the city executive of each city within the county (other than a city**
36 **described in subsection (b)).**

37 SECTION 6. IC 6-9-75-6, AS ADDED BY P.L.230-2025,
38 SECTION 124, IS AMENDED TO READ AS FOLLOWS
39 [EFFECTIVE JULY 1, 2026]: Sec. 6. (a) The county executive shall
40 create a commission to promote the development and growth of the

1 convention, visitor, and tourism industry in the county. If two (2) or
2 more adjoining counties desire to establish a joint commission, the
3 counties shall enter into an agreement under IC 36-1-7.

4 (b) The county executive shall determine the number of members,
5 which must be an odd number, to be appointed to the commission. **The**
6 **commission must also include any additional members appointed**
7 **under subsection (h).** Each of the members must be:

8 (1) engaged in a convention, visitor, or tourism business; or

9 (2) involved in or promoting conventions, visitors, or tourism.

10 A member who is an owner or an executive level employee of a
11 convention, visitor, or tourism related business located in the county is
12 not required to reside in the county but must reside in Indiana. A
13 member who is not an owner or an executive level employee of a
14 convention, visitor, or tourism related business located in the county
15 must reside in the county. If available and willing to serve, at least two
16 (2) of the members must be engaged in the business of renting or
17 furnishing rooms, lodging, or accommodations (as described in section
18 3 of this chapter). The county executive shall also determine who will
19 make the appointments to the commission.

20 (c) All terms of office of commission members begin on January 1.
21 Initial appointments must be for staggered terms, with subsequent
22 appointments for three (3) year terms. A member whose term expires
23 may be reappointed to serve another term. If a vacancy occurs, the
24 appointing authority shall appoint a qualified person to serve for the
25 remainder of the term. If an initial appointment is not made by
26 February 1 or a vacancy is not filled within thirty (30) days, the
27 commission shall appoint a member by majority vote.

28 (d) A member of the commission may be removed for cause by the
29 member's appointing authority.

30 (e) Members of the commission may not receive a salary. However,
31 commission members are entitled to reimbursement for necessary
32 expenses incurred in the performance of their respective duties.

33 (f) Each commission member, before entering the member's duties,
34 shall take an oath of office in the usual form, to be endorsed upon the
35 member's certificate of appointment and promptly filed with the clerk
36 of the circuit court of the county.

37 (g) The commission shall meet after January 1 each year for the
38 purpose of organization. It shall elect one (1) of its members president,
39 another vice president, another secretary, and another treasurer. The
40 members elected to those offices shall perform the duties pertaining to

1 the offices. The first officers chosen shall serve from the date of their
 2 election until their successors are elected and qualified. A majority of
 3 the commission constitutes a quorum, and the concurrence of a
 4 majority of the commission is necessary to authorize any action.

5 **(h) The commission must also include a member appointed by**
 6 **the city executive of each city within the county.**

7 SECTION 7. IC 6-9-76-7, AS ADDED BY P.L.230-2025,
 8 SECTION 125, IS AMENDED TO READ AS FOLLOWS
 9 [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) The county executive shall
 10 create a commission to promote the development and growth of the
 11 convention, visitor, and tourism industry in the county. If two (2) or
 12 more adjoining counties desire to establish a joint commission, the
 13 counties shall enter into an agreement under IC 36-1-7.

14 (b) The county executive shall determine the number of members,
 15 which must be an odd number, to be appointed to the commission. **The**
 16 **commission must also include any additional members appointed**
 17 **under subsection (h).** Each of the members must be:

18 (1) engaged in a convention, visitor, or tourism business; or

19 (2) involved in or promoting conventions, visitors, or tourism.

20 A member who is an owner or an executive level employee of a
 21 convention, visitor, or tourism related business located in the county is
 22 not required to reside in the county but must reside in Indiana. A
 23 member who is not an owner or an executive level employee of a
 24 convention, visitor, or tourism related business located in the county
 25 must reside in the county. If available and willing to serve, at least two
 26 (2) of the members must be engaged in the business of renting or
 27 furnishing rooms, lodging, or accommodations (as described in section
 28 3 of this chapter). The county executive shall also determine who will
 29 make the appointments to the commission.

30 (c) All terms of office of commission members begin on January 1.
 31 Initial appointments must be for staggered terms, with subsequent
 32 appointments for three (3) year terms. A member whose term expires
 33 may be reappointed to serve another term. If a vacancy occurs, the
 34 appointing authority shall appoint a qualified person to serve for the
 35 remainder of the term. If an initial appointment is not made by
 36 February 1 or a vacancy is not filled within thirty (30) days, the
 37 commission shall appoint a member by majority vote.

38 (d) A member of the commission may be removed for cause by the
 39 member's appointing authority.

1 (e) Members of the commission may not receive a salary. However,
2 commission members are entitled to reimbursement for necessary
3 expenses incurred in the performance of their respective duties.

4 (f) Each commission member, before entering the member's duties,
5 shall take an oath of office in the usual form, to be endorsed upon the
6 member's certificate of appointment and promptly filed with the clerk
7 of the circuit court of the county.

8 (g) The commission shall meet after January 1 each year for the
9 purpose of organization. It shall elect one (1) of its members president,
10 another vice president, another secretary, and another treasurer. The
11 members elected to those offices shall perform the duties pertaining to
12 the offices. The first officers chosen shall serve from the date of their
13 election until their successors are elected and qualified. A majority of
14 the commission constitutes a quorum, and the concurrence of a
15 majority of the commission is necessary to authorize any action.

16 **(h) The commission must also include a member appointed by**
17 **the city executive of each city within the county.**

18 SECTION 131. IC 6-9-78.1 IS ADDED TO THE INDIANA CODE
19 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
20 JULY 1, 2026]:

21 **Chapter 78.1. Lagro Food and Beverage Tax**

22 **Sec. 1. This chapter applies to the town of Lagro.**

23 **Sec. 2. The definitions in IC 6-9-12-1 apply throughout this**
24 **chapter.**

25 **Sec. 3. (a) The fiscal body of the town may adopt an ordinance**
26 **to impose an excise tax, known as the town food and beverage tax,**
27 **on transactions described in section 4 of this chapter. The fiscal**
28 **body of the town may adopt an ordinance under this subsection**
29 **only after the town fiscal body has previously:**

30 **(1) adopted a resolution in support of the proposed town food**
31 **and beverage tax; and**

32 **(2) held at least one (1) separate public hearing in which a**
33 **discussion of the proposed ordinance to impose the town food**
34 **and beverage tax is the only substantive issue on the agenda**
35 **for the public hearing.**

36 **(b) If the town fiscal body adopts an ordinance under subsection**
37 **(a), the town fiscal body shall immediately send a certified copy of**
38 **the ordinance to the department of state revenue.**

39 **(c) If the town fiscal body adopts an ordinance under subsection**
40 **(a), the town food and beverage tax applies to transactions that**

1 occur after the last day of the month following the month in which
2 the ordinance is adopted.

3 Sec. 4. (a) Except as provided in subsection (c), a tax imposed
4 under section 3 of this chapter applies to a transaction in which
5 food or beverage is furnished, prepared, or served:

- 6 (1) for consumption at a location or on equipment provided by
7 a retail merchant;
8 (2) in the town; and
9 (3) by a retail merchant for consideration.

10 (b) Transactions described in subsection (a)(1) include
11 transactions in which food or beverage is:

- 12 (1) served by a retail merchant off the merchant's premises;
13 (2) food sold in a heated state or heated by a retail merchant;
14 (3) made of two (2) or more food ingredients, mixed or
15 combined by a retail merchant for sale as a single item (other
16 than food that is only cut, repackaged, or pasteurized by the
17 seller, and eggs, fish, meat, poultry, and foods containing these
18 raw animal foods requiring cooking by the consumer as
19 recommended by the federal Food and Drug Administration
20 in chapter 3, subpart 3-401.11 of its Food Code so as to
21 prevent food borne illnesses); or
22 (4) food sold with eating utensils provided by a retail
23 merchant, including plates, knives, forks, spoons, glasses,
24 cups, napkins, or straws (for purposes of this subdivision, a
25 plate does not include a container or package used to
26 transport the food).

27 (c) The town food and beverage tax does not apply to the
28 furnishing, preparing, or serving of a food or beverage in a
29 transaction that is exempt, or to the extent the transaction is
30 exempt, from the state gross retail tax imposed by IC 6-2.5.

31 Sec. 5. The town food and beverage tax rate:

- 32 (1) must be imposed in an increment of twenty-five
33 hundredths percent (0.25%); and
34 (2) may not exceed one percent (1%);

35 of the gross retail income received by the merchant from the food
36 or beverage transaction described in section 4 of this chapter. For
37 purposes of this chapter, the gross retail income received by the
38 retail merchant from a transaction does not include the amount of
39 tax imposed on the transaction under IC 6-2.5.

1 **Sec. 6. A tax imposed under this chapter shall be imposed, paid,**
 2 **and collected in the same manner that the state gross retail tax is**
 3 **imposed, paid, and collected under IC 6-2.5. However, the return**
 4 **to be filed with the payment of the tax imposed under this chapter**
 5 **may be made on a separate return or may be combined with the**
 6 **return filed for the payment of the state gross retail tax, as**
 7 **prescribed by the department of state revenue.**

8 **Sec. 7. The amounts received from the tax imposed under this**
 9 **chapter shall be paid monthly by the treasurer of state to the town**
 10 **fiscal officer upon warrants issued by the state comptroller.**

11 **Sec. 8. (a) If a tax is imposed under section 3 of this chapter by**
 12 **the town, the town fiscal officer shall establish a food and beverage**
 13 **tax receipts fund.**

14 **(b) The town fiscal officer shall deposit in the fund all amounts**
 15 **received under this chapter.**

16 **(c) Money earned from the investment of money in the fund**
 17 **becomes a part of the fund.**

18 **Sec. 9. Money in the food and beverage tax receipts fund must**
 19 **be used by the town only for the following purposes:**

20 **(1) For economic development purposes, including the pledge**
 21 **of money under IC 5-1-14-4 for bonds, leases, or other**
 22 **obligations for economic development purposes.**

23 **(2) For park and recreation purposes, including the purchase**
 24 **of land for park and recreation purposes.**

25 **(3) The pledge of money under IC 5-1-14-4 for bonds, leases,**
 26 **or other obligations incurred for a purpose described in**
 27 **subdivision (2).**

28 **Sec. 10. With respect to obligations for which a pledge has been**
 29 **made under section 9 of this chapter, the general assembly**
 30 **covenants with the holders of the obligations that this chapter will**
 31 **not be repealed or amended in a manner that will adversely affect**
 32 **the imposition or collection of the tax imposed under this chapter**
 33 **if the payment of any of the obligations is outstanding.**

34 **Sec. 11. (a) If the town imposes the tax authorized by this**
 35 **chapter, the tax terminates on January 1, 2049.**

36 **(b) This chapter expires January 1, 2049."**

37 Page 138, line 40, delete "July 1, 2049." and insert "**January 1,**
 38 **2049."**

39 Page 138, line 41, delete "July 1, 2049." and insert "**January 1,**
 40 **2049."**

1 Page 141, line 11, delete "January 1, 2048." and insert "**January 1,**
2 **2049.**".

3 Page 141, line 12, delete "January 1, 2048." and insert "**January 1,**
4 **2049.**".

5 Page 141, between lines 12 and 13, begin a new paragraph and
6 insert:

7 "SECTION 124. IC 6-9-78.4 IS ADDED TO THE INDIANA CODE
8 AS A **NEW CHAPTER TO READ AS FOLLOWS** [EFFECTIVE
9 JULY 1, 2026]:

10 **Chapter 78.4. Huntington Food and Beverage Tax**

11 **Sec. 1. This chapter applies to one (1) but not both:**

12 **(1) Huntington County; or**

13 **(2) the city of Huntington.**

14 **If Huntington County is the first to adopt an ordinance under**
15 **section 3 of this chapter to impose a food and beverage tax, the city**
16 **of Huntington is thereafter prohibited from imposing a food and**
17 **beverage tax under this chapter. If the city of Huntington is the**
18 **first to adopt an ordinance under section 3 of this chapter to**
19 **impose a food and beverage tax, Huntington County is thereafter**
20 **prohibited from imposing a food and beverage tax under this**
21 **chapter.**

22 **Sec. 2. (a) The definitions in IC 6-9-12-1 apply throughout this**
23 **chapter.**

24 **(b) For purposes of this chapter, "adopting body" means either**
25 **Huntington County or the city of Huntington, whichever is first to**
26 **adopt a food and beverage tax under this chapter.**

27 **Sec. 3. (a) The fiscal body of the adopting body may adopt an**
28 **ordinance to impose an excise tax, known as a food and beverage**
29 **tax, on transactions described in section 4 of this chapter. The**
30 **fiscal body of the adopting body may adopt an ordinance under**
31 **this subsection only after the fiscal body of the adopting body has**
32 **previously:**

33 **(1) adopted a resolution in support of the proposed food and**
34 **beverage tax; and**

35 **(2) held at least one (1) separate public hearing in which a**
36 **discussion of the proposed ordinance to impose the food and**
37 **beverage tax is the only substantive issue on the agenda for**
38 **the public hearing.**

1 **(b) If the fiscal body of the adopting body adopts an ordinance**
 2 **under subsection (a), the fiscal body shall immediately send a**
 3 **certified copy of the ordinance to the department of state revenue.**

4 **(c) If the fiscal body of the adopting body adopts an ordinance**
 5 **under subsection (a), the food and beverage tax applies to**
 6 **transactions that occur after the last day of the month following**
 7 **the month in which the ordinance is adopted.**

8 **Sec. 4. (a) Except as provided in subsection (c), a tax imposed**
 9 **under section 3 of this chapter applies to a transaction in which**
 10 **food or beverage is furnished, prepared, or served:**

- 11 **(1) for consumption at a location or on equipment provided by**
 12 **a retail merchant;**
 13 **(2) in the boundary of the adopting body; and**
 14 **(3) by a retail merchant for consideration.**

15 **(b) Transactions described in subsection (a)(1) include**
 16 **transactions in which food or beverage is:**

- 17 **(1) served by a retail merchant off the merchant's premises;**
 18 **(2) food sold in a heated state or heated by a retail merchant;**
 19 **(3) made of two (2) or more food ingredients, mixed or**
 20 **combined by a retail merchant for sale as a single item (other**
 21 **than food that is only cut, repackaged, or pasteurized by the**
 22 **seller, and eggs, fish, meat, poultry, and foods containing these**
 23 **raw animal foods requiring cooking by the consumer as**
 24 **recommended by the federal Food and Drug Administration**
 25 **in chapter 3, subpart 3-401.11 of its Food Code so as to**
 26 **prevent food borne illnesses); or**
 27 **(4) food sold with eating utensils provided by a retail**
 28 **merchant, including plates, knives, forks, spoons, glasses,**
 29 **cups, napkins, or straws (for purposes of this subdivision, a**
 30 **plate does not include a container or package used to**
 31 **transport the food).**

32 **(c) The food and beverage tax does not apply to the furnishing,**
 33 **preparing, or serving of a food or beverage in a transaction that is**
 34 **exempt, or to the extent the transaction is exempt, from the state**
 35 **gross retail tax imposed by IC 6-2.5.**

36 **Sec. 5. The food and beverage tax rate:**

- 37 **(1) must be imposed in an increment of twenty-five**
 38 **hundredths percent (0.25%); and**
 39 **(2) may not exceed one percent (1%);**

1 of the gross retail income received by the merchant from the food
2 or beverage transaction described in section 4 of this chapter. For
3 purposes of this chapter, the gross retail income received by the
4 retail merchant from a transaction does not include the amount of
5 tax imposed on the transaction under IC 6-2.5.

6 Sec. 6. A tax imposed under this chapter shall be imposed, paid,
7 and collected in the same manner that the state gross retail tax is
8 imposed, paid, and collected under IC 6-2.5. However, the return
9 to be filed with the payment of the tax imposed under this chapter
10 may be made on a separate return or may be combined with the
11 return filed for the payment of the state gross retail tax, as
12 prescribed by the department of state revenue.

13 Sec. 7. The amounts received from the tax imposed under this
14 chapter shall be paid monthly by the treasurer of state to the fiscal
15 body of the adopting body upon warrants issued by the state
16 comptroller.

17 Sec. 8. (a) If a tax is imposed under section 3 of this chapter by
18 the adopting body, the fiscal body of the adopting body shall
19 establish a food and beverage tax receipts fund.

20 (b) The fiscal body of the adopting body shall deposit in the fund
21 all amounts received under this chapter.

22 (c) Money earned from the investment of money in the fund
23 becomes a part of the fund.

24 Sec. 9. Money in the food and beverage tax receipts fund must
25 be used by the adopting body only for the following purposes:

26 (1) For economic development purposes, including the pledge
27 of money under IC 5-1-14-4 for bonds, leases, or other
28 obligations for economic development purposes.

29 (2) For park and recreation purposes, including the purchase
30 of land for park and recreation purposes.

31 (3) The pledge of money under IC 5-1-14-4 for bonds, leases,
32 or other obligations incurred for a purpose described in
33 subdivision (2).

34 Sec. 10. With respect to obligations for which a pledge has been
35 made under section 9 of this chapter, the general assembly
36 covenants with the holders of the obligations that this chapter will
37 not be repealed or amended in a manner that will adversely affect
38 the imposition or collection of the tax imposed under this chapter
39 if the payment of any of the obligations is outstanding.

1 **Sec. 11. (a) If the adopting body imposes the tax authorized by**
 2 **this chapter, the tax terminates on January 1, 2049.**

3 **(b) This chapter expires January 1, 2049.**

4 SECTION 126. IC 8-22-3.5-9, AS AMENDED BY P.L.174-2022,
 5 SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 6 JULY 1, 2026]: Sec. 9. (a) As used in this section, "base assessed
 7 value" means, subject to subsection (k):

8 (1) the net assessed value of all the tangible property as finally
 9 determined for the assessment date immediately preceding the
 10 effective date of the allocation provision of the commission's
 11 resolution adopted under section 5 or 9.5 of this chapter,
 12 notwithstanding the date of the final action taken under section 6
 13 of this chapter; plus

14 (2) to the extent it is not included in subdivision (1), the net
 15 assessed value of property that is assessed as residential property
 16 under the rules of the department of local government finance,
 17 within the airport development zone, as finally determined for the
 18 current assessment date.

19 However, subdivision (2) applies only to an airport development zone
 20 established after June 30, 1997, and the portion of an airport
 21 development zone established before June 30, 1997, that is added to an
 22 existing airport development zone.

23 (b) A resolution adopted under section 5 of this chapter and
 24 confirmed under section 6 of this chapter must include a provision with
 25 respect to the allocation and distribution of property taxes for the
 26 purposes and in the manner provided in this section.

27 (c) The allocation provision must:

28 (1) apply to the entire airport development zone; and

29 (2) require that any property tax on taxable tangible property
 30 subsequently levied by or for the benefit of any public body
 31 entitled to a distribution of property taxes in the airport
 32 development zone be allocated and distributed as provided in
 33 subsections (d) and (e).

34 (d) Except as otherwise provided in this section:

35 (1) the proceeds of the taxes attributable to the lesser of:

36 (A) the assessed value of the tangible property for the
 37 assessment date with respect to which the allocation and
 38 distribution is made; or

39 (B) the base assessed value;

- 1 shall be allocated and, when collected, paid into the funds of the
2 respective taxing units; and
- 3 (2) the excess of the proceeds of the property taxes imposed for
4 the assessment date with respect to which the allocation and
5 distribution are made that are attributable to taxes imposed after
6 being approved by the voters in a referendum or local public
7 question conducted after April 30, 2010, not otherwise included
8 in subdivision (1) shall be allocated to and, when collected, paid
9 into the funds of the taxing unit for which the referendum or local
10 public question was conducted.
- 11 (e) All of the property tax proceeds in excess of those described in
12 subsection (d) shall be allocated to the eligible entity for the airport
13 development zone and, when collected, paid into special funds as
14 follows:
- 15 (1) The commission may determine that a portion of tax proceeds
16 shall be allocated to a training grant fund to be expended by the
17 commission without appropriation solely for the purpose of
18 reimbursing training expenses incurred by public or private
19 entities in the training of employees for the qualified airport
20 development project.
- 21 (2) The commission may determine that a portion of tax proceeds
22 shall be allocated to a debt service fund and dedicated to the
23 payment of principal and interest on revenue bonds or a loan
24 contract of the board of aviation commissioners or airport
25 authority for a qualified airport development project, to the
26 payment of leases for a qualified airport development project, or
27 to the payment of principal and interest on bonds issued by an
28 eligible entity to pay for qualified airport development projects in
29 the airport development zone or serving the airport development
30 zone.
- 31 (3) The commission may determine that a part of the tax proceeds
32 shall be allocated to a project fund and used to pay expenses
33 incurred by the commission for a qualified airport development
34 project that is in the airport development zone or is serving the
35 airport development zone.
- 36 (4) Except as provided in subsection (f), all remaining tax
37 proceeds after allocations are made under subdivisions (1), (2),
38 and (3) shall be allocated to a project fund and dedicated to the
39 reimbursement of expenditures made by the commission for a

1 qualified airport development project that is in the airport
2 development zone or is serving the airport development zone.

3 (f) Before July 15 of each year, the commission shall do the
4 following:

5 (1) Determine the amount, if any, by which tax proceeds allocated
6 to the project fund in subsection (e)(3) in the following year will
7 exceed the amount necessary to satisfy amounts required under
8 subsection (e).

9 (2) Provide a written notice to the county auditor and the officers
10 who are authorized to fix budgets, tax rates, and tax levies under
11 IC 6-1.1-17-5 for each of the other taxing units that is wholly or
12 partly located within the allocation area. The notice must:

13 (A) state the amount, if any, of excess tax proceeds that the
14 commission has determined may be allocated to the respective
15 taxing units in the manner prescribed in subsection (d)(1); or
16 (B) state that the commission has determined that there are no
17 excess tax proceeds that may be allocated to the respective
18 taxing units in the manner prescribed in subsection (d)(1).

19 The county auditor shall allocate to the respective taxing units the
20 amount, if any, of excess tax proceeds determined by the
21 commission.

22 (g) When money in the debt service fund and in the project fund is
23 sufficient to pay all outstanding principal and interest (to the earliest
24 date on which the obligations can be redeemed) on revenue bonds
25 issued by the board of aviation commissioners or airport authority for
26 the financing of qualified airport development projects, all lease rentals
27 payable on leases of qualified airport development projects, and all
28 costs and expenditures associated with all qualified airport
29 development projects, money in the debt service fund and in the project
30 fund in excess of those amounts shall be paid to the respective taxing
31 units in the manner prescribed by subsection (d)(1).

32 (h) Property tax proceeds allocable to the debt service fund under
33 subsection (e)(2) must, subject to subsection (g), be irrevocably
34 pledged by the eligible entity for the purpose set forth in subsection
35 (e)(2).

36 (i) Notwithstanding any other law, each assessor shall, upon petition
37 of the commission, reassess the taxable tangible property situated upon
38 or in, or added to, the airport development zone effective on the next
39 assessment date after the petition.

1 (j) Notwithstanding any other law, the assessed value of all taxable
 2 tangible property in the airport development zone, for purposes of tax
 3 limitation, property tax replacement, and formulation of the budget, tax
 4 rate, and tax levy for each political subdivision in which the property
 5 is located is the lesser of:

- 6 (1) the assessed value of the tangible property as valued without
 7 regard to this section; or
 8 (2) the base assessed value.

9 (k) If the commission confirms, or modifies and confirms, a
 10 resolution under section 6 of this chapter and the commission makes
 11 either of the filings required under section 6(c) of this chapter after the
 12 first anniversary of the effective date of the allocation provision, the
 13 auditor of the county in which the airport development zone is located
 14 shall compute the base assessed value for the allocation area using the
 15 assessment date immediately preceding the later of:

- 16 (1) the date on which the documents are filed with the county
 17 auditor; or
 18 (2) the date on which the documents are filed with the department
 19 of local government finance.

20 (l) For an airport development zone established after June 30, 2024,
 21 "residential property" refers to the assessed value of property that is
 22 allocated to the one percent (1%) homestead land and improvement
 23 categories in the county tax and billing software system. ~~along with the~~
 24 ~~residential assessed value as defined for purposes of calculating the~~
 25 ~~rate for the local income tax property tax relief credit designated for~~
 26 ~~residential property under IC 6-3.6-5-6(d)(3):~~

27 SECTION 127. IC 8-22-3.5-9, AS AMENDED BY P.L.68-2025,
 28 SECTION 196, IS AMENDED TO READ AS FOLLOWS
 29 [EFFECTIVE JULY 1, 2027]: Sec. 9. (a) As used in this section, "base
 30 assessed value" means, subject to subsection (k):

- 31 (1) the net assessed value of all the tangible property as finally
 32 determined for the assessment date immediately preceding the
 33 effective date of the allocation provision of the commission's
 34 resolution adopted under section 5 or 9.5 of this chapter,
 35 notwithstanding the date of the final action taken under section 6
 36 of this chapter; plus
 37 (2) to the extent it is not included in subdivision (1), the net
 38 assessed value of property that is assessed as residential property
 39 under the rules of the department of local government finance,

1 within the airport development zone, as finally determined for the
2 current assessment date.

3 However, subdivision (2) applies only to an airport development zone
4 established after June 30, 1997, and the portion of an airport
5 development zone established before June 30, 1997, that is added to an
6 existing airport development zone.

7 (b) A resolution adopted under section 5 of this chapter and
8 confirmed under section 6 of this chapter must include a provision with
9 respect to the allocation and distribution of property taxes for the
10 purposes and in the manner provided in this section.

11 (c) The allocation provision must:

12 (1) apply to the entire airport development zone; and
13 (2) require that any property tax on taxable tangible property
14 subsequently levied by or for the benefit of any public body
15 entitled to a distribution of property taxes in the airport
16 development zone be allocated and distributed as provided in
17 subsections (d) and (e).

18 (d) Except as otherwise provided in this section:

19 (1) the proceeds of the taxes attributable to the lesser of:
20 (A) the assessed value of the tangible property for the
21 assessment date with respect to which the allocation and
22 distribution is made; or
23 (B) the base assessed value;
24 shall be allocated and, when collected, paid into the funds of the
25 respective taxing units; and
26 (2) the excess of the proceeds of the property taxes imposed for
27 the assessment date with respect to which the allocation and
28 distribution are made that are attributable to taxes imposed after
29 being approved by the voters in a referendum or local public
30 question conducted after April 30, 2010, not otherwise included
31 in subdivision (1) shall be allocated to and, when collected, paid
32 into the funds of the taxing unit for which the referendum or local
33 public question was conducted.

34 (e) All of the property tax proceeds in excess of those described in
35 subsection (d) shall be allocated to the eligible entity for the airport
36 development zone and, when collected, paid into special funds as
37 follows:

38 (1) The commission may determine that a portion of tax proceeds
39 shall be allocated to a training grant fund to be expended by the
40 commission without appropriation solely for the purpose of

- 1 reimbursing training expenses incurred by public or private
2 entities in the training of employees for the qualified airport
3 development project.
- 4 (2) The commission may determine that a portion of tax proceeds
5 shall be allocated to a debt service fund and dedicated to the
6 payment of principal and interest on revenue bonds or a loan
7 contract of the board of aviation commissioners or airport
8 authority for a qualified airport development project, to the
9 payment of leases for a qualified airport development project, or
10 to the payment of principal and interest on bonds issued by an
11 eligible entity to pay for qualified airport development projects in
12 the airport development zone or serving the airport development
13 zone.
- 14 (3) The commission may determine that a part of the tax proceeds
15 shall be allocated to a project fund and used to pay expenses
16 incurred by the commission for a qualified airport development
17 project that is in the airport development zone or is serving the
18 airport development zone.
- 19 (4) Except as provided in subsection (f), all remaining tax
20 proceeds after allocations are made under subdivisions (1), (2),
21 and (3) shall be allocated to a project fund and dedicated to the
22 reimbursement of expenditures made by the commission for a
23 qualified airport development project that is in the airport
24 development zone or is serving the airport development zone.
- 25 (f) Before July 15 of each year, the commission shall do the
26 following:
- 27 (1) Determine the amount, if any, by which tax proceeds allocated
28 to the project fund in subsection (e)(3) in the following year will
29 exceed the amount necessary to satisfy amounts required under
30 subsection (e).
- 31 (2) Provide a written notice to the county auditor and the officers
32 who are authorized to fix budgets, tax rates, and tax levies under
33 IC 6-1.1-17-5 for each of the other taxing units that is wholly or
34 partly located within the allocation area. The notice must:
- 35 (A) state the amount, if any, of excess tax proceeds that the
36 commission has determined may be allocated to the respective
37 taxing units in the manner prescribed in subsection (d)(1); or
38 (B) state that the commission has determined that there are no
39 excess tax proceeds that may be allocated to the respective
40 taxing units in the manner prescribed in subsection (d)(1).

1 The county auditor shall allocate to the respective taxing units the
2 amount, if any, of excess tax proceeds determined by the
3 commission.

4 (g) When money in the debt service fund and in the project fund is
5 sufficient to pay all outstanding principal and interest (to the earliest
6 date on which the obligations can be redeemed) on revenue bonds
7 issued by the board of aviation commissioners or airport authority for
8 the financing of qualified airport development projects, all lease rentals
9 payable on leases of qualified airport development projects, and all
10 costs and expenditures associated with all qualified airport
11 development projects, money in the debt service fund and in the project
12 fund in excess of those amounts shall be paid to the respective taxing
13 units in the manner prescribed by subsection (d)(1).

14 (h) Property tax proceeds allocable to the debt service fund under
15 subsection (e)(2) must, subject to subsection (g), be irrevocably
16 pledged by the eligible entity for the purpose set forth in subsection
17 (e)(2).

18 (i) Notwithstanding any other law, each assessor shall, upon petition
19 of the commission, reassess the taxable tangible property situated upon
20 or in, or added to, the airport development zone effective on the next
21 assessment date after the petition.

22 (j) Notwithstanding any other law, the assessed value of all taxable
23 tangible property in the airport development zone, for purposes of tax
24 limitation, property tax replacement, and formulation of the budget, tax
25 rate, and tax levy for each political subdivision in which the property
26 is located is the lesser of:

27 (1) the assessed value of the tangible property as valued without
28 regard to this section; or

29 (2) the base assessed value.

30 (k) If the commission confirms, or modifies and confirms, a
31 resolution under section 6 of this chapter and the commission makes
32 either of the filings required under section 6(c) of this chapter after the
33 first anniversary of the effective date of the allocation provision, the
34 auditor of the county in which the airport development zone is located
35 shall compute the base assessed value for the allocation area using the
36 assessment date immediately preceding the later of:

37 (1) the date on which the documents are filed with the county
38 auditor; or

39 (2) the date on which the documents are filed with the department
40 of local government finance.

1 (l) For an airport development zone established after June 30, 2024,
 2 "residential property" refers to the assessed value of property that is
 3 allocated to the one percent (1%) homestead land and improvement
 4 categories in the county tax and billing software system. ~~along with the~~
 5 ~~residential assessed value as defined for purposes of calculating the~~
 6 ~~rate for the local income tax property tax relief credit designated for~~
 7 ~~residential property under IC 6-3.6-5-6(d)(3) (before its expiration):~~

8 SECTION 128. IC 8-22-3.5-9.3, AS ADDED BY P.L.123-2024,
 9 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 10 JULY 1, 2026]: Sec. 9.3. **(a)** Notwithstanding any other law, if the
 11 Indiana economic development corporation subsequently designates
 12 territory that is located in an existing allocation area under this chapter
 13 as an innovation development district under IC 36-7-32.5, the
 14 allocation area may not be renewed or extended under this chapter until
 15 the term of the innovation development district expires.

16 **(b) Notwithstanding any other law, for taxing districts that**
 17 **include multiple tax increment financing districts under this**
 18 **chapter, the original tax increment financing district does not**
 19 **expire and stays active only for the purpose of satisfying**
 20 **outstanding bonds issued by the subsequent tax increment**
 21 **financing district, only if the commission completes the following**
 22 **requirements:**

23 **(1) Provides a written appeal to and receives the approval of**
 24 **the department of local government finance.**

25 **(2) Provides written notice to the state board of accounts of**
 26 **the appeal.**

27 SECTION 129. IC 8-22-3.5-9.8, AS ADDED BY P.L.249-2015,
 28 SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 29 JULY 1, 2026]: Sec. 9.8. **(a)** A commission may enter into a written
 30 agreement with a taxpayer who owns, or is otherwise obligated to pay
 31 property taxes on, tangible property that is or will be located in an
 32 allocation area established under this chapter in which the taxpayer
 33 waives review of any assessment of the taxpayer's tangible property
 34 that is located in the allocation area for an assessment date that occurs
 35 during the term of any specified bond or lease obligations that are
 36 payable from property taxes in accordance with an allocation provision
 37 for the allocation area and any applicable statute, ordinance, or
 38 resolution. An agreement described in this section may precede the
 39 establishment of the allocation area or the determination to issue bonds
 40 or enter into leases payable from the allocated property taxes.

1 **(b) The original owner of each nonowner occupied residential**
 2 **property subject to the two percent (2%) tax cap, that is located in**
 3 **the tax increment financing area and is excluded from the base**
 4 **assessed value, shall upon completion of construction enter into a**
 5 **written agreement with the commission indicating the owner shall**
 6 **be obligated to pay the property tax for the portion of outstanding**
 7 **bonds in the tax increment financing district attributable to the**
 8 **property until the term length of the original outstanding bond is**
 9 **retired. The written agreement with the commission shall be**
 10 **considered a lien on the property and shall be included as part of**
 11 **the residential real estate sales disclosure under IC 32-21-5. If the**
 12 **property is subsequently sold as a homestead property and**
 13 **becomes subject to the one percent (1%) tax cap, the new owner**
 14 **shall be responsible for the lien on the property attributable to the**
 15 **written agreement with the commission, and the new homestead**
 16 **property owner shall be obligated to fulfill the terms of the written**
 17 **agreement including the payment of the property tax liability**
 18 **included in the agreement."**

19 Page 143, between lines 4 and 5, begin a new paragraph and insert:

20 "SECTION 17. IC 10-18-2-19, AS AMENDED BY P.L.146-2024,
 21 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 22 JULY 1, 2026]: Sec. 19. (a) If a county executive desires to carry out
 23 this chapter, the county executive must adopt a declaratory resolution
 24 in substance as follows:

25 "Be it resolved, by the county executive of _____ County, that
 26 said county should proceed alone, or jointly with the city of
 27 _____ located in such county, to carry out the purposes of
 28 IC 10-18-2."

29 (b) The resolution shall be recorded in the proceedings of the county
 30 executive. Notice of the adoption of the declaratory resolution shall be
 31 given by the county executive by the publication of the resolution two
 32 (2) times in full published at least a week apart in accordance with
 33 IC 5-3-1-2(m) or ~~IC 5-3-1-4~~. **IC 5-3-1-1.5.**

34 (c) The county executive may:

- 35 (1) appropriate money;
- 36 (2) make loans;
- 37 (3) issue bonds;
- 38 (4) levy taxes; and
- 39 (5) do everything that may be necessary to carry out this chapter.

1 If any bonds are issued under this chapter by a county and the bonds
 2 have to be refunded, it is not necessary for the county executive to
 3 adopt a declaratory resolution.

4 (d) The rights and powers of this chapter vested in any county
 5 executive may not be exhausted by being exercised one (1) or more
 6 times, but are continuing rights and powers.

7 (e) If there is a second or other subsequent exercise of power under
 8 this chapter by any county, it is not necessary for the county executive
 9 to adopt a declaratory resolution. Any county acting a second or
 10 subsequent time may proceed to carry out this chapter without any
 11 appropriation by the county fiscal body and without being required to
 12 comply with any other law relating to appropriations and budgets
 13 except for section 2 of this chapter.

14 SECTION 18. IC 10-18-4-22, AS AMENDED BY P.L.84-2016,
 15 SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 16 JULY 1, 2026]: Sec. 22. (a) If a city legislative body wants to
 17 implement this chapter, the legislative body must adopt an ordinance
 18 that must be in substance as follows:

19 "Be it resolved by _____ (name of the city's legislative body)
 20 that the city should proceed (or jointly with _____ County, in
 21 which it is located) to carry out the purposes of IC 10-18-4."

22 The ordinance must be submitted to the mayor of the city for approval.
 23 If the ordinance is approved by the mayor, the city clerk shall give
 24 notice of the adoption of the ordinance by the publication of the
 25 ordinance in full by two (2) insertions published at least one (1) week
 26 apart under ~~IC 5-3-1-4~~. **IC 5-3-1-1.5.**

27 (b) The city may appropriate money, issue bonds, levy taxes, and do
 28 everything necessary to implement this chapter.

29 (c) If a city issues bonds under this chapter and the bonds must be
 30 refunded, the city's legislative body is not required to adopt an
 31 ordinance for that purpose.

32 (d) A city's rights and powers under this chapter are not exhausted
 33 by being exercised one (1) or more times, but are continuing rights and
 34 powers. A subsequent exercise of power under this chapter by a city
 35 does not require the city's legislative body to adopt an ordinance. A city
 36 that wants to act a subsequent time to implement this chapter may
 37 proceed, acting through its board of public works, with the approval of
 38 its mayor, when money has been appropriated for the action by an
 39 ordinance passed by the city's legislative body and approved by the

1 mayor, without complying with any other law relating to appropriations
2 and budgets except for section 3 of this chapter.

3 (e) A taxpayer aggrieved by an action under this section may appeal
4 the decision to the circuit court, superior court, or probate court of the
5 county within ten (10) days in the same manner as other appeals are
6 taken from an action of the board. The cause of action shall be tried de
7 novo."

8 Page 143, between lines 34 and 35, begin a new paragraph and
9 insert:

10 "SECTION 5. IC 20-46-7-12, AS AMENDED BY P.L.159-2020,
11 SECTION 63, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
12 UPON PASSAGE]: Sec. 12. (a) Except as provided by IC 5-1-14-10
13 and subsection (c), the maximum term or repayment period for bonds
14 issued by a school corporation for a school building construction
15 project may not exceed twenty (20) years after the date of the issuance
16 of the bonds.

17 (b) If a school corporation is an eligible school corporation under
18 IC 5-1-5-2.5 **or IC 5-1-5-2.6**, the school corporation may extend the
19 repayment period beyond the maximum repayment period that applied
20 to the bond, loan, or lease at the time the obligation was incurred as
21 provided by IC 5-1-5-2.5 **or IC 5-1-5-2.6**.

22 (c) Except as provided by IC 5-1-14-10, the maximum term or
23 repayment period for bonds issued by a school corporation for a school
24 building construction project and to repay loans made or guaranteed by
25 a federal agency may not exceed forty (40) years after the date of the
26 issuance of the bonds.

27 SECTION 6. IC 20-46-7-15, AS AMENDED BY P.L.244-2017,
28 SECTION 105, IS AMENDED TO READ AS FOLLOWS
29 [EFFECTIVE UPON PASSAGE]: Sec. 15. (a) As used in this section,
30 "debt service fund" includes the separate debt service fund for the
31 payment of debt service on bonds used to implement solutions to a
32 contractual retirement or severance liability.

33 (b) As used in this section, "eligible school corporation" has the
34 meaning set forth in IC 5-1-5-2.5 **or IC 5-1-5-2.6**.

35 (c) As used in this section, "increment" refers to the annual
36 increment computed under IC 5-1-5-2.5 **or IC 5-1-5-2.6** with respect
37 to bonds issued to retire or otherwise refund other bonds for each year
38 that the bonds that are being retired or refunded would have been
39 outstanding.

1 (d) A school corporation may make a request to continue to impose
 2 a debt service fund levy in the amount that the school corporation
 3 would have been able to impose to pay debt service on bonds that were
 4 retired or refunded by the issuance of refunding bonds. A school
 5 corporation must include in its request a copy of the ordinance adopted
 6 under IC 5-1-5-2.5 **or IC 5-1-5-2.6.**

7 (e) The department of local government finance shall grant the
 8 school corporation permission to continue to impose such a debt
 9 service fund levy if the department finds that the school corporation
 10 qualifies to issue refunding bonds under IC 5-1-5-2.5 **or IC 5-1-5-2.6.**

11 (f) An eligible school corporation that is granted permission to
 12 impose a debt service fund levy as described in this section may
 13 transfer the lesser of the amount of credits granted under IC 6-1.1-20.6
 14 against the school corporation's combined levy for all the school
 15 corporation's funds or the amount of the increment from the debt
 16 service fund to the operations fund.

17 SECTION 19. IC 20-48-4-2, AS AMENDED BY P.L.147-2016,
 18 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 19 JULY 1, 2026]: Sec. 2. (a) The board may authorize the trustee to issue
 20 township warrants or bonds to pay for the building or the proportional
 21 cost of it. The warrants or bonds:

- 22 (1) may run for a period not exceeding fifteen (15) years;
- 23 (2) may bear interest at any rate; and
- 24 (3) shall be sold for not less than par.

25 The township trustee, before issuing the warrants or bonds, shall place
 26 a notice in accordance with ~~IC 5-3-1-4~~ **IC 5-3-1-1.5** in at least one (1)
 27 appropriate publication announcing the sale of the bonds in at least one
 28 (1) issue a week for three (3) weeks. The notice must comply with
 29 IC 5-3-1 and must set forth the amount of bonds offered, the
 30 denomination, the period to run, the rate of interest, and the date, place,
 31 and time of selling. The township board shall attend the bond sale and
 32 must concur in the sale before the bonds are sold.

33 (b) The board shall annually levy sufficient taxes each year to pay
 34 at least one-fifteenth (1/15) of the warrants or bonds, including interest,
 35 and the trustee shall apply the annual tax to the payment of the warrants
 36 or bonds each year.

37 (c) A debt of the township may not be created except by the
 38 township board in the manner specified in this section. The board may
 39 bring an action in the name of the state against the bond of a trustee to
 40 recover for the use of the township funds expended in the unauthorized

1 payment of a debt. The board may appropriate and the township trustee
 2 shall pay from township funds a reasonable sum for attorney's fees for
 3 this purpose.

4 (d) If a taxpayer serves the board with a written demand that the
 5 board bring an action as described in subsection (c), and after thirty
 6 (30) days the board has not brought an action, a taxpayer may bring an
 7 action to recover for the use of the township funds expended in the
 8 unauthorized payment of a debt. An action brought under this
 9 subsection shall be brought in the name of the state.

10 Page 159, between lines 18 and 19, begin a new paragraph and
 11 insert:

12 "SECTION 141. IC 32-21-5-7, AS AMENDED BY P.L.186-2025,
 13 SECTION 166, IS AMENDED TO READ AS FOLLOWS
 14 [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) The Indiana real estate
 15 commission established by IC 25-34.1-2-1 shall adopt a specific
 16 disclosure form that contains the following:

17 (1) Disclosure by the owner of the known condition of the
 18 following:

19 (A) The foundation.

20 (B) The mechanical systems.

21 (C) The roof.

22 (D) The structure.

23 (E) The water and sewer systems.

24 (F) Additions that may require improvements to the sewage
 25 disposal system.

26 (G) Other areas that the Indiana real estate commission
 27 determines are appropriate.

28 (2) Disclosure by the owner of known:

29 (A) contamination caused by the manufacture of a controlled
 30 substance (as defined by IC 35-48-1.1-7) on the property that
 31 has not been certified as decontaminated by a qualified
 32 inspector who is certified under IC 16-19-3.1; or

33 (B) manufacture of methamphetamine or dumping of waste
 34 from the manufacture of methamphetamine in a residential
 35 structure on the property.

36 (3) A notice to the prospective buyer that contains substantially
 37 the following language:

38 "The prospective buyer and the owner may wish to obtain
 39 professional advice or inspections of the property and provide for
 40 appropriate provisions in a contract between them concerning any

- 1 advice, inspections, defects, or warranties obtained on the
 2 property.".
- 3 (4) A notice to the prospective buyer that contains substantially
 4 the following language:
 5 "The representations in this form are the representations of the
 6 owner and are not the representations of the agent, if any. This
 7 information is for disclosure only and is not intended to be a part
 8 of any contract between the buyer and owner.".
- 9 (5) A disclosure by the owner that an airport is located within a
 10 geographical distance from the property as determined by the
 11 Indiana real estate commission. The commission may consider the
 12 differences between an airport serving commercial airlines and an
 13 airport that does not serve commercial airlines in determining the
 14 distance to be disclosed.
- 15 (6) A disclosure by the owner that:
 16 (A) the property is located near a military installation, within
 17 a state area of interest (as defined in IC 36-7-30.2-6), and may
 18 be impacted to some degree by the effects of the installation's
 19 military operations; and
 20 (B) local laws may restrict use and development of the
 21 property to promote compatibility with military installation
 22 operations.
- 23 (7) If the owner has personal knowledge of the fact that all or a
 24 portion of the real estate is located within a community's flood
 25 plain boundaries, as indicated in a Federal Emergency
 26 Management Agency Flood Insurance Rate Map, a disclosure by
 27 the owner of that fact.
- 28 (8) A disclosure by the owner that the property is located within
 29 a locally designated historic district under IC 36-7-11.
- 30 (9) A disclosure by the owner of a conservation easement (as
 31 defined in IC 32-23-5-2).
- 32 **(10) A disclosure by the owner if the property has a lien**
 33 **pursuant to a written agreement with a redevelopment**
 34 **commission or reuse authority under any of the following:**
 35 **(A) IC 8-22-3.5-9.8(b).**
 36 **(B) IC 36-7-14-39.6(b).**
 37 **(C) IC 36-7-15.1-26.6(b).**
 38 **(D) IC 36-7-30-26.5(b).**
 39 **(E) IC 36-7-30.5-31.5(b).**

1 (b) Responsibility for the disclosure required under subsection
 2 (a)(6) rests solely with the owner of the property and no liability for the
 3 owner's failure to make the required disclosure shall accrue to any third
 4 party. Failure of the owner to make the required disclosure under
 5 subsection (a)(6) shall not:

- 6 (1) invalidate the transfer of the property; or
- 7 (2) create any encumbrance or lien upon any legal or equitable
 8 title to the property.

9 SECTION 142. IC 32-25.5-3-11, AS ADDED BY P.L.27-2017,
 10 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 11 UPON PASSAGE]: Sec. 11. (a) If:

12 (1) a meeting of a homeowners association is called in accordance
 13 with the requirements of the homeowners association's governing
 14 documents, regardless of whether the meeting is:

- 15 (A) an annual meeting;
- 16 (B) a special meeting; or
- 17 (C) any other meeting called by the board or the members;

18 (2) a purpose of the meeting is the election or appointment of
 19 members of the board of directors of the homeowners association;
 20 and

21 (3) the number of members of the homeowners association in
 22 attendance at the meeting does not constitute a quorum as defined
 23 in the governing documents of the homeowners association;

24 the members of the board of directors at the time of the meeting may
 25 continue to serve until their successors are selected and qualified,
 26 regardless of the length of any member's term or the number of terms
 27 the member has served.

28 (b) The failure of a homeowners association to achieve a quorum at
 29 a meeting described in subsection (a), **or the fact that a member is**
 30 **not eligible to serve on the board of directors or vote in the election**
 31 **of the board of directors under subsection (d)**, does not exempt any
 32 member from, or create an affirmative defense for any member with
 33 respect to:

- 34 (1) the member's obligations under the homeowners association's
 35 governing documents; or
- 36 (2) the member's obligations to otherwise abide by covenants
 37 regulating:
 - 38 (A) the use of real estate; or
 - 39 (B) the payment of assessments.

1 (c) If a homeowners association's governing documents permit both
 2 the homeowners association and members of the homeowners
 3 association to enforce provisions of the governing documents, the
 4 homeowners association has authority both:

5 (1) as a corporation or an entity; and

6 (2) as derived from the members of the homeowners association's
 7 board;

8 to enforce the governing documents of the homeowners association.

9 **(d) Beginning after the effective date of this subsection as added**
 10 **by HEA 1210-2026, only members of the homeowners association**
 11 **who use their property as a homestead (as defined in**
 12 **IC 6-1.1-12-37) are eligible to:**

13 **(1) be elected and serve as a member of the board of directors**
 14 **of the homeowners association;**

15 **(2) cast a vote for a member of the homeowners association**
 16 **who is eligible to be a member of the board of directors of the**
 17 **homeowners association; or**

18 **(3) cast a vote on a matter regarding any of the following:**

19 **(A) A prohibition or restriction of an owner of a privately**
 20 **owned residential property from using the property as a**
 21 **rental property.**

22 **(B) A prohibition or restriction regarding the use of**
 23 **property as a rental property.**

24 **The term of a member of the board of directors of a homeowners**
 25 **association who does not meet the qualification under this section**
 26 **terminates on the effective date of this subsection as added by HEA**
 27 **1210-2026."**

28 Page 162, line 14, delete "A" and insert "Except as provided in
 29 subsection (c), a".

30 Page 162, between lines 27 and 28, begin a new paragraph and
 31 insert:

32 **"(c) A unit that has adopted an ordinance, resolution,**
 33 **regulation, policy, or rule before January 1, 2026, that does not**
 34 **comply with subsection (a) is exempt from the provisions of this**
 35 **section until January 1, 2028, at which time a unit described in this**
 36 **subsection shall comply with this section.**

37 SECTION 145. IC 36-1-24-6, AS ADDED BY P.L.73-2018,
 38 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 39 JULY 1, 2018 (RETROACTIVE)]: Sec. 6. (a) As used in this chapter,
 40 "short term rental" means the rental of:

1 (1) a single family home;
 2 (2) a dwelling unit in a single family home;
 3 (3) a dwelling unit in a two-family or multifamily dwelling; or
 4 (4) a dwelling unit in a condominium, cooperative, or time share;
 5 for terms of less than thirty (30) days at a time through a short term
 6 rental platform. The term includes a detached accessory structure,
 7 including a guest house, or other living quarters that are intended for
 8 human habitation, if the entire property is designated for a single family
 9 residential use.

10 (b) The term does not include property that is used for any
 11 nonresidential use. **For purposes of section 1 of this chapter, the**
 12 **term does not include a private, owner occupied business with two**
 13 **(2) to ten (10) guest rooms where overnight accommodations and**
 14 **a morning meal are provided to the public for compensation and**
 15 **that is operated primarily as a business.**

16 SECTION 20. IC 36-2-3-7 IS AMENDED TO READ AS
 17 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 7. (a) The fiscal body
 18 shall hold its meetings in the county seat, in the county auditor's office,
 19 or in another location provided by the county executive and approved
 20 by the fiscal body.

21 (b) The fiscal body:

- 22 (1) shall hold a regular meeting in January after its election, for
 23 the purpose of organization and other business;
 24 (2) shall hold a regular meeting annually, as prescribed by
 25 IC 6-1.1-17, to adopt the county's annual budget and tax rate;
 26 (3) may hold a special meeting under subsection (c) or (d); and
 27 (4) in the case of a county subject to IC 36-2-3.5, shall hold
 28 meetings at a regularly scheduled time each month that does not
 29 conflict with the meetings of the county executive.

30 (c) A special meeting of the fiscal body may be called:

- 31 (1) by the county auditor or the president of the fiscal body; or
 32 (2) by a majority of the members of the fiscal body.

33 At least forty-eight (48) hours before the meeting, the auditor,
 34 president, or members calling the meeting shall give written notice of
 35 the meeting to each member of the fiscal body and publish, at least one
 36 (1) day before the meeting, the notice in accordance with ~~IC 5-3-1-4.~~
 37 **IC 5-3-1-1.5.** This subsection does not apply to a meeting called to deal
 38 with an emergency under IC 5-14-1.5-5.

39 (d) If a court orders the county auditor to make an expenditure of
 40 county money for a purpose for which an appropriation has not been

1 made, the auditor shall immediately call an emergency meeting of the
 2 fiscal body to discuss the matter. Notwithstanding subsection (c), the
 3 meeting must be held within three (3) working days of the receipt of
 4 the order by the auditor, and notice of the meeting day, time, and ~~places~~
 5 **place** is sufficient if:

- 6 (1) given by telephone to the members of the fiscal body; and
- 7 (2) given according to IC 5-14-1.5."

8 Page 166, between lines 9 and 10, begin a new paragraph and insert:

9 "SECTION 21. IC 36-7-4-920 IS AMENDED TO READ AS
 10 FOLLOWS [EFFECTIVE JULY 1, 2026]: Sec. 920. (a) The board of
 11 zoning appeals shall fix a reasonable time for the hearing of
 12 administrative appeals, exceptions, uses, and variances.

13 (b) Public notice in accordance with IC 5-3-1-2 and ~~IC 5-3-1-4~~
 14 **IC 5-3-1-1.5** and due notice to interested parties shall be given at least
 15 ten (10) days before the date set for the hearing.

16 (c) The party taking the appeal, or applying for the exception, use,
 17 or variance, may be required to assume the cost of public notice and
 18 due notice to interested parties. At the hearing, each party may appear
 19 in person, by agent, or by attorney.

20 (d) The board shall, by rule, determine who are interested parties,
 21 how notice is to be given to them, and who is required to give that
 22 notice.

23 (e) The staff (as defined in the zoning ordinance), if any, may appear
 24 before the board at the hearing and present evidence in support of or in
 25 opposition to the granting of a variance or the determination of any
 26 other matter.

27 (f) Other persons may appear and present relevant evidence.

28 (g) A person may not communicate with any member of the board
 29 before the hearing with intent to influence the member's action on a
 30 matter pending before the board. Not less than five (5) days before the
 31 hearing, however, the staff (as defined in the zoning ordinance), if any,
 32 may file with the board a written statement setting forth any facts or
 33 opinions relating to the matter.

34 (h) The board may require any party adverse to any pending petition
 35 to enter a written appearance specifying the party's name and address.
 36 If the written appearance is entered more than four (4) days before the
 37 hearing, the board may also require the petitioner to furnish each
 38 adverse party with a copy of the petition and a plot plan of the property
 39 involved."

1 Page 177, between lines 28 and 29, begin a new paragraph and
2 insert:

3 "SECTION 149. IC 36-7-14-39.6, AS ADDED BY P.L.249-2015,
4 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2026]: Sec. 39.6. (a) A redevelopment commission may enter
6 into a written agreement with a taxpayer who owns, or is otherwise
7 obligated to pay property taxes on, tangible property that is or will be
8 located in an allocation area established under this chapter in which the
9 taxpayer waives review of any assessment of the taxpayer's tangible
10 property that is located in the allocation area for an assessment date
11 that occurs during the term of any specified bond or lease obligations
12 that are payable from property taxes in accordance with an allocation
13 provision for the allocation area and any applicable statute, ordinance,
14 or resolution. An agreement described in this section may precede the
15 establishment of the allocation area or the determination to issue bonds
16 or enter into leases payable from the allocated property taxes.

17 **(b) The original owner of each nonowner occupied residential**
18 **property subject to the two percent (2%) tax cap, that is located in**
19 **the tax increment financing area and is excluded from the base**
20 **assessed value, shall upon completion of construction enter into a**
21 **written agreement with the redevelopment commission indicating**
22 **the owner shall be obligated to pay the property tax for the portion**
23 **of outstanding bonds in the tax increment financing district**
24 **attributable to the property until the term length of the original**
25 **outstanding bond is retired. The written agreement with the**
26 **redevelopment commission shall be considered a lien on the**
27 **property and shall be included as part of the residential real estate**
28 **sales disclosure under IC 32-21-5. If the property is subsequently**
29 **sold as a homestead property and becomes subject to the one**
30 **percent (1%) tax cap, the new owner shall be responsible for the**
31 **lien on the property attributable to the written agreement with the**
32 **redevelopment commission, and the new homestead property**
33 **owner shall be obligated to fulfill the terms of the written**
34 **agreement including the payment of the property tax liability**
35 **included in the agreement.**

36 SECTION 150. IC 36-7-14-39.8, AS ADDED BY P.L.123-2024,
37 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
38 JULY 1, 2026]: Sec. 39.8. (a) Notwithstanding any other law, if the
39 Indiana economic development corporation subsequently designates
40 territory that is located in an existing allocation area under this chapter

1 as an innovation development district under IC 36-7-32.5, the
 2 allocation area may not be renewed or extended under this chapter until
 3 the term of the innovation development district expires.

4 **(b) Notwithstanding any other law, for taxing districts that**
 5 **include multiple tax increment financing districts under this**
 6 **chapter, the original tax increment financing district does not**
 7 **expire and stays active only for the purpose of satisfying**
 8 **outstanding bonds issued by the subsequent tax increment**
 9 **financing district, only if the redevelopment commission completes**
 10 **the following requirements:**

11 **(1) Provides a written appeal to and receives the approval of**
 12 **the department of local government finance.**

13 **(2) Provides written notice to the state board of accounts of**
 14 **the appeal."**

15 Page 193, delete lines 18 through 24, begin a new paragraph and
 16 insert:

17 "(k) For an allocation area established after June 30, 2024,
 18 "residential property" refers to the assessed value of property that is
 19 allocated to the one percent (1%) homestead land and improvement
 20 categories in the county tax and billing software system. ~~along with the~~
 21 ~~residential assessed value as defined for purposes of calculating the~~
 22 ~~rate for the local income tax property tax relief credit designated for~~
 23 ~~residential property under IC 6-3.6-5-6(d)(3)."~~

24 Page 202, delete lines 18 through 24, begin a new paragraph and
 25 insert:

26 "(k) For an allocation area established after June 30, 2024,
 27 "residential property" refers to the assessed value of property that is
 28 allocated to the one percent (1%) homestead land and improvement
 29 categories in the county tax and billing software system. ~~along with the~~
 30 ~~residential assessed value as defined for purposes of calculating the~~
 31 ~~rate for the local income tax property tax relief credit designated for~~
 32 ~~residential property under IC 6-3.6-5-6(d)(3) (before its expiration):~~

33 SECTION 154. IC 36-7-15.1-26.6, AS ADDED BY P.L.249-2015,
 34 SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2026]: Sec. 26.6. **(a)** The commission may enter into a written
 36 agreement with a taxpayer who owns, or is otherwise obligated to pay
 37 property taxes on, tangible property that is or will be located in an
 38 allocation area established under this chapter in which the taxpayer
 39 waives review of any assessment of the taxpayer's tangible property
 40 that is located in the allocation area for an assessment date that occurs

1 during the term of any specified bond or lease obligations that are
 2 payable from property taxes in accordance with an allocation provision
 3 for the allocation area and any applicable statute, ordinance, or
 4 resolution. An agreement described in this section may precede the
 5 establishment of the allocation area or the determination to issue bonds
 6 or enter into leases payable from the allocated property taxes.

7 **(b) The original owner of each nonowner occupied residential**
 8 **property subject to the two percent (2%) tax cap, that is located in**
 9 **the tax increment financing area and is excluded from the base**
 10 **assessed value, shall upon completion of construction enter into a**
 11 **written agreement with the redevelopment commission indicating**
 12 **the owner shall be obligated to pay the property tax for the portion**
 13 **of outstanding bonds in the tax increment financing district**
 14 **attributable to the property until the term length of the original**
 15 **outstanding bond is retired. The written agreement with the**
 16 **redevelopment commission shall be considered a lien on the**
 17 **property and shall be included as part of the residential real estate**
 18 **sales disclosure under IC 32-21-5. If the property is subsequently**
 19 **sold as a homestead property and becomes subject to the one**
 20 **percent (1%) tax cap, the new owner shall be responsible for the**
 21 **lien on the property attributable to the written agreement with the**
 22 **redevelopment commission, and the new homestead property**
 23 **owner shall be obligated to fulfill the terms of the written**
 24 **agreement including the payment of the property tax liability**
 25 **included in the agreement.**

26 SECTION 155. IC 36-7-15.1-26.8, AS ADDED BY P.L.123-2024,
 27 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 28 JULY 1, 2026]: Sec. 26.8. (a) Notwithstanding any other law, if the
 29 Indiana economic development corporation subsequently designates
 30 territory that is located in an existing allocation area under this chapter
 31 as an innovation development district under IC 36-7-32.5, the
 32 allocation area may not be renewed or extended under this chapter until
 33 the term of the innovation development district expires.

34 **(b) Notwithstanding any other law, for taxing districts that**
 35 **include multiple tax increment financing districts under this**
 36 **chapter, the original tax increment financing district does not**
 37 **expire and stays active only for the purpose of satisfying**
 38 **outstanding bonds issued by the subsequent tax increment**
 39 **financing district, only if the redevelopment commission completes**
 40 **the following requirements:**

1 **(1) Provides a written appeal to and receives the approval of**
 2 **the department of local government finance.**

3 **(2) Provides written notice to the state board of accounts of**
 4 **the appeal."**

5 Page 212, delete lines 30 through 36, begin a new paragraph and
 6 insert:

7 "(k) For an allocation area established after June 30, 2024,
 8 "residential property" refers to the assessed value of property that is
 9 allocated to the one percent (1%) homestead land and improvement
 10 categories in the county tax and billing software system. ~~along with the~~
 11 ~~residential assessed value as defined for purposes of calculating the~~
 12 ~~rate for the local income tax property tax relief credit designated for~~
 13 ~~residential property under IC 6-3.6-5-6(d)(3)."~~

14 Page 219, delete lines 16 through 22, begin a new paragraph and
 15 insert:

16 "(k) For an allocation area established after June 30, 2024,
 17 "residential property" refers to the assessed value of property that is
 18 allocated to the one percent (1%) homestead land and improvement
 19 categories in the county tax and billing software system. ~~along with the~~
 20 ~~residential assessed value as defined for purposes of calculating the~~
 21 ~~rate for the local income tax property tax relief credit designated for~~
 22 ~~residential property under IC 6-3.6-5-6(d)(3) (before its expiration)."~~

23 Page 227, delete lines 9 through 15, begin a new paragraph and
 24 insert:

25 "(j) For an allocation area established after June 30, 2024,
 26 "residential property" refers to the assessed value of property that is
 27 allocated to the one percent (1%) homestead land and improvement
 28 categories in the county tax and billing software system. ~~along with the~~
 29 ~~residential assessed value as defined for purposes of calculating the~~
 30 ~~rate for the local income tax property tax relief credit designated for~~
 31 ~~residential property under IC 6-3.6-5-6(d)(3)."~~

32 Page 232, delete lines 29 through 35, begin a new paragraph and
 33 insert:

34 "(j) For an allocation area established after June 30, 2024,
 35 "residential property" refers to the assessed value of property that is
 36 allocated to the one percent (1%) homestead land and improvement
 37 categories in the county tax and billing software system. ~~along with the~~
 38 ~~residential assessed value as defined for purposes of calculating the~~
 39 ~~rate for the local income tax property tax relief credit designated for~~
 40 ~~residential property under IC 6-3.6-5-6(d)(3) (before its expiration):~~

1 SECTION 160. IC 36-7-30-25.2, AS ADDED BY P.L.123-2024,
2 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2026]: Sec. 25.2. **(a)** Notwithstanding any other law, if the
4 Indiana economic development corporation subsequently designates
5 territory that is located in an existing allocation area under this chapter
6 as an innovation development district under IC 36-7-32.5, the
7 allocation area may not be renewed or extended under this chapter until
8 the term of the innovation development district expires.

9 **(b) Notwithstanding any other law, for taxing districts that**
10 **include multiple tax increment financing districts under this**
11 **chapter, the original tax increment financing district does not**
12 **expire and stays active only for the purpose of satisfying**
13 **outstanding bonds issued by the subsequent tax increment**
14 **financing district, only if the reuse authority completes the**
15 **following requirements:**

16 **(1) Provides a written appeal to and receives the approval of**
17 **the department of local government finance.**

18 **(2) Provides written notice to the state board of accounts of**
19 **the appeal.**

20 SECTION 161. IC 36-7-30-26.5, AS ADDED BY P.L.249-2015,
21 SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
22 JULY 1, 2026]: Sec. 26.5. **(a)** A reuse authority may enter into a
23 written agreement with a taxpayer who owns, or is otherwise obligated
24 to pay property taxes on, tangible property that is or will be located in
25 an allocation area established under this chapter in which the taxpayer
26 waives review of any assessment of the taxpayer's tangible property
27 that is located in the allocation area for an assessment date that occurs
28 during the term of any specified bond or lease obligations that are
29 payable from property taxes in accordance with an allocation provision
30 for the allocation area and any applicable statute, ordinance, or
31 resolution. An agreement described in this section may precede the
32 establishment of the allocation area or the determination to issue bonds
33 or enter into leases payable from the allocated property taxes.

34 **(b) The original owner of each nonowner occupied residential**
35 **property subject to the two percent (2%) tax cap, that is located in**
36 **the tax increment financing area and is excluded from the base**
37 **assessed value, shall upon completion of construction enter into a**
38 **written agreement with the reuse authority indicating the owner**
39 **shall be obligated to pay the property tax for the portion of**
40 **outstanding bonds in the tax increment financing district**

1 **attributable to the property until the term length of the original**
 2 **outstanding bond is retired. The written agreement with the reuse**
 3 **authority shall be considered a lien on the property and shall be**
 4 **included as part of the residential real estate sales disclosure under**
 5 **IC 32-21-5. If the property is subsequently sold as a homestead**
 6 **property and becomes subject to the one percent (1%) tax cap, the**
 7 **new owner shall be responsible for the lien on the property**
 8 **attributable to the written agreement with the reuse authority, and**
 9 **the new homestead property owner shall be obligated to fulfill the**
 10 **terms of the written agreement including the payment of the**
 11 **property tax liability included in the agreement."**

12 Page 238, delete lines 32 through 38, begin a new paragraph and
 13 insert:

14 "(j) For an allocation area established after June 30, 2024,
 15 "residential property" refers to the assessed value of property that is
 16 allocated to the one percent (1%) homestead land and improvement
 17 categories in the county tax and billing software system. ~~along with the~~
 18 ~~residential assessed value as defined for purposes of calculating the~~
 19 ~~rate for the local income tax property tax relief credit designated for~~
 20 ~~residential property under IC 6-3.6-5-6(d)(3)."~~

21 Page 244, delete lines 35 through 41, begin a new paragraph and
 22 insert:

23 "(j) For an allocation area established after June 30, 2024,
 24 "residential property" refers to the assessed value of property that is
 25 allocated to the one percent (1%) homestead land and improvement
 26 categories in the county tax and billing software system. ~~along with the~~
 27 ~~residential assessed value as defined for purposes of calculating the~~
 28 ~~rate for the local income tax property tax relief credit designated for~~
 29 ~~residential property under IC 6-3.6-5-6(d)(3) (before its expiration).~~

30 SECTION 165. IC 36-7-30.5-30.3, AS ADDED BY P.L.123-2024,
 31 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 32 JULY 1, 2026]: Sec. 30.3. **(a)** Notwithstanding any other law, if the
 33 Indiana economic development corporation subsequently designates
 34 territory that is located in an existing allocation area under this chapter
 35 as an innovation development district under IC 36-7-32.5, the
 36 allocation area may not be renewed or extended under this chapter until
 37 the term of the innovation development district expires.

38 **(b) Notwithstanding any other law, for taxing districts that**
 39 **include multiple tax increment financing districts under this**
 40 **chapter, the original tax increment financing district does not**

1 **expire and stays active only for the purpose of satisfying**
2 **outstanding bonds issued by the subsequent tax increment**
3 **financing district, only if the development authority completes the**
4 **following requirements:**

5 **(1) Provides a written appeal to and receives the approval of**
6 **the department of local government finance.**

7 **(2) Provides written notice to the state board of accounts of**
8 **the appeal.**

9 SECTION 166. IC 36-7-30.5-31.5, AS ADDED BY P.L.249-2015,
10 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2026]: Sec. 31.5. (a) The development authority may enter
12 into a written agreement with a taxpayer who owns, or is otherwise
13 obligated to pay property taxes on, tangible property that is or will be
14 located in an allocation area established under this chapter in which the
15 taxpayer waives review of any assessment of the taxpayer's tangible
16 property that is located in the allocation area for an assessment date
17 that occurs during the term of any specified bond or lease obligations
18 that are payable from property taxes in accordance with an allocation
19 provision for the allocation area and any applicable statute, ordinance,
20 or resolution. An agreement described in this section may precede the
21 establishment of the allocation area or the determination to issue bonds
22 or enter into leases payable from the allocated property taxes.

23 **(b) The original owner of each nonowner occupied residential**
24 **property subject to the two percent (2%) tax cap, that is located in**
25 **the tax increment financing area and is excluded from the base**
26 **assessed value, shall upon completion of construction enter into a**
27 **written agreement with the development authority indicating the**
28 **owner shall be obligated to pay the property tax for the portion of**
29 **outstanding bonds in the tax increment financing district**
30 **attributable to the property until the term length of the original**
31 **outstanding bond is retired. The written agreement with the**
32 **development authority shall be considered a lien on the property**
33 **and shall be included as part of the residential real estate sales**
34 **disclosure under IC 32-21-5. If the property is subsequently sold as**
35 **a homestead property and becomes subject to the one percent (1%)**
36 **tax cap, the new owner shall be responsible for the lien on the**
37 **property attributable to the written agreement with the**
38 **development authority, and the new homestead property owner**
39 **shall be obligated to fulfill the terms of the written agreement**

1 **including the payment of the property tax liability included in the**
 2 **agreement.".**

3 Page 246, delete lines 19 through 42.

4 Delete pages 247 through 255.

5 Page 261, between lines 33 and 34, begin a new paragraph and
 6 insert:

7 "SECTION 180. IC 36-8-11-12.1 IS ADDED TO THE INDIANA
 8 CODE AS A NEW SECTION TO READ AS FOLLOWS
 9 [EFFECTIVE UPON PASSAGE]: **Sec. 12.1 (a) This section applies**
 10 **to a county having a population of more than three hundred fifty**
 11 **thousand (350,000) and less than four hundred thousand (400,000)**

12 **(b) This section is an alternative to section 12 of this chapter if**
 13 **the appointment of the governing board under section 12 of this**
 14 **chapter would exceed nine (9) members. The county legislative**
 15 **body may instead opt to appoint the governing board under this**
 16 **section.**

17 **(c) The board of trustees appointed under this section is**
 18 **composed of nine (9) members appointed as follows:**

19 **(1) Six (6) trustees appointed by the county commissioners,**
 20 **with not more than two (2) appointments coming from each**
 21 **original fire protection district or fire protection territory.**

22 **(2) Three (3) trustees appointed by the county council with not**
 23 **more than one (1) appointment coming from each original fire**
 24 **protection district or fire protection territory.**

25 **The county commissioners and county council shall consult with**
 26 **each other to appoint the most equal representation of the original**
 27 **fire protection districts and fire protection territories.**

28 **(d) The initial term of a trustee appointed under subsection (c)**
 29 **is as follows:**

30 **(1) Two (2) county commissioner appointments and one (1)**
 31 **county council appointment for a term of one (1) year.**

32 **(2) Two (2) county commissioner and one (1) county council**
 33 **appointment for a term of two (2) years.**

34 **(3) Two (2) county commissioner appointments and one (1)**
 35 **county council appointment for a term of three (3) years.**

36 **(e) The terms expire on the first Monday of January of the year**
 37 **their appointments expire. As the terms expire, each new**
 38 **appointment is for a term of four (4) years.**

39 **(f) If a vacancy occurs on the board, the county legislative body**
 40 **shall appoint a trustee with the qualifications specified in section**

1 **12(b) of this chapter for the unexpired term. Members appointed**
 2 **must comply with section 12 of this chapter.**

3 SECTION 181. IC 36-8-11-16 IS AMENDED TO READ AS
 4 FOLLOWS [EFFECTIVE JANUARY 1, 2026 (RETROACTIVE)]:
 5 Sec. 16. (a) All the real property within a fire protection district
 6 constitutes a taxing district for the purpose of levying taxes to pay for
 7 the construction, operation, and maintenance of district programs and
 8 facilities. A tax levied must be levied at a uniform rate upon all taxable
 9 property within the district. A fire protection district is a municipal
 10 corporation within the meaning of the Constitution of Indiana and all
 11 general statutes.

12 **(b) This subsection applies to a fire protection district**
 13 **established by an ordinance or a resolution adopted under this**
 14 **chapter after December 31, 2025. The district may not impose a tax**
 15 **rate on the taxable property within the district that exceeds forty**
 16 **cents (\$0.40) per one hundred dollars (\$100) of assessed valuation.**

17 SECTION 173. IC 36-8-12-16, AS AMENDED BY P.L.186-2025,
 18 SECTION 258, IS AMENDED TO READ AS FOLLOWS
 19 [EFFECTIVE JULY 1, 2026]: Sec. 16. (a) A volunteer fire department
 20 that provides service within a jurisdiction served by the department
 21 may establish a schedule of charges for the services that the department
 22 provides not to exceed the state fire marshal's recommended schedule
 23 for services. The volunteer fire department or its agent may collect a
 24 service charge according to this schedule from the owner of property
 25 that receives service if the following conditions are met:

26 (1) At the following times, the department gives notice under
 27 ~~IC 5-3-1-4(d)~~ **IC 5-3-1-1.5** in each political subdivision served by
 28 the department of the amount of the service charge for each
 29 service that the department provides:

30 (A) Before the schedule of service charges is initiated.

31 (B) When there is a change in the amount of a service charge.

32 (2) The property owner has not sent written notice to the
 33 department to refuse service by the department to the owner's
 34 property.

35 (3) The bill for payment of the service charge:

36 (A) is submitted to the property owner in writing within thirty
 37 (30) days after the services are provided;

38 (B) includes a copy of a fire incident report in the form
 39 prescribed by the state fire marshal, if the service was
 40 provided for an event that requires a fire incident report;

- 1 (C) must contain verification that the bill has been approved
2 by the chief of the volunteer fire department; and
3 (D) must contain language indicating that correspondence
4 from the property owner and any question from the property
5 owner regarding the bill should be directed to the department.
6 (4) Payment is remitted directly to the governmental unit
7 providing the service.
- 8 (b) A volunteer fire department shall use the revenue collected from
9 the fire service charges under this section:
- 10 (1) for the purchase of equipment, buildings, and property for
11 firefighting, fire protection, or other emergency services;
12 (2) for deposit in the township firefighting and emergency
13 services fund established under IC 36-8-13-4(a)(1) or the
14 township firefighting fund established under
15 IC 36-8-13-4(a)(2)(A); or
16 (3) to pay principal and interest on a loan made by the department
17 of homeland security established by IC 10-19-2-1 or a division of
18 the department for the purchase of new or used firefighting and
19 other emergency equipment or apparatus.
- 20 (c) Any administrative fees charged by a fire department's agent
21 must be paid only from fees that are collected and allowed by Indiana
22 law and the fire marshal's schedule of fees.
- 23 (d) An agent who processes fees on behalf of a fire department shall
24 send all bills, notices, and other related materials to both the fire
25 department and the person being billed for services.
- 26 (e) All fees allowed by Indiana law and the fire marshal's fee
27 schedule must be itemized separately from any other charges.
- 28 (f) If at least twenty-five percent (25%) of the money received by a
29 volunteer fire department for providing fire protection or emergency
30 services is received under one (1) or more contracts with one (1) or
31 more political subdivisions (as defined in IC 34-6-2.1-155), the
32 legislative body of a contracting political subdivision must approve the
33 schedule of service charges established under subsection (a) before the
34 schedule of service charges is initiated in that political subdivision.
- 35 (g) A volunteer fire department that:
- 36 (1) has contracted with a political subdivision to provide fire
37 protection or emergency services; and
38 (2) charges for services under this section;
39 must submit a report to the legislative body of the political subdivision
40 before April 1 of each year indicating the amount of service charges

1 collected during the previous calendar year and how those funds have
2 been expended.

3 (h) The state fire marshal shall annually prepare and publish a
4 recommended schedule of service charges for fire protection services.

5 (i) The volunteer fire department or its agent may maintain a civil
6 action to recover an unpaid service charge under this section and may,
7 if it prevails, recover all costs of the action, including reasonable
8 attorney's fees.

9 SECTION 174. IC 36-8-12-17, AS AMENDED BY P.L.186-2025,
10 SECTION 259, IS AMENDED TO READ AS FOLLOWS
11 [EFFECTIVE JULY 1, 2026]: Sec. 17. (a) If a political subdivision has
12 not imposed its own false alarm fee or service charge, a volunteer fire
13 department that provides service within the jurisdiction may establish
14 a service charge for responding to false alarms. The volunteer fire
15 department may collect the false alarm service charge from the owner
16 of the property if the volunteer fire department dispatches firefighting
17 apparatus or personnel to a building or premises in the township in
18 response to:

19 (1) an alarm caused by improper installation or improper
20 maintenance; or

21 (2) a drill or test, if the fire department is not previously notified
22 that the alarm is a drill or test.

23 However, if the owner of property that constitutes the owner's residence
24 establishes that the alarm is under a maintenance contract with an
25 alarm company and that the alarm company has been notified of the
26 improper installation or maintenance of the alarm, the alarm company
27 is liable for the payment of the fee or service charge.

28 (b) Before establishing a false alarm service charge, the volunteer
29 fire department must provide notice under ~~IC 5-3-1-4(d)~~ **IC 5-3-1-1.5**
30 in each political subdivision served by the department of the amount of
31 the false alarm service charge. The notice required by this subsection
32 must be given:

33 (1) before the false alarm service charge is initiated; and

34 (2) before a change in the amount of the false alarm service
35 charge.

36 (c) A volunteer fire department may not collect a false alarm service
37 charge from a property owner or alarm company unless the
38 department's bill for payment of the service charge:

39 (1) is submitted to the property owner in writing within thirty (30)
40 days after the false alarm; and

- 1 (2) includes a copy of a fire incident report in the form prescribed
 2 by the state fire marshal.
- 3 (d) A volunteer fire department shall use the money collected from
 4 the false alarm service charge imposed under this section:
- 5 (1) for the purchase of equipment, buildings, and property for fire
 6 fighting, fire protection, or other emergency services;
- 7 (2) for deposit in the township firefighting and emergency
 8 services fund established under IC 36-8-13-4(a)(1) or the
 9 township firefighting fund established under
 10 IC 36-8-13-4(a)(2)(A); or
- 11 (3) to pay principal and interest on a loan made by the department
 12 of homeland security established by IC 10-19-2-1 or a division of
 13 the department for the purchase of new or used firefighting and
 14 other emergency equipment or apparatus.
- 15 (e) If at least twenty-five percent (25%) of the money received by a
 16 volunteer fire department for providing fire protection or emergency
 17 services is received under one (1) or more contracts with one (1) or
 18 more political subdivisions (as defined in IC 34-6-2.1-155), the
 19 legislative body of a contracting political subdivision must approve the
 20 false alarm service charge established under subsection (a) before the
 21 service charge is initiated in that political subdivision.
- 22 (f) A volunteer fire department that:
- 23 (1) has contracted with a political subdivision to provide fire
 24 protection or emergency services; and
- 25 (2) imposes a false alarm service charge under this section;
 26 must submit a report to the legislative body of the political subdivision
 27 before April 1 of each year indicating the amount of false alarm
 28 charges collected during the previous calendar year and how those
 29 funds have been expended.
- 30 (g) The volunteer fire department may maintain a civil action to
 31 recover unpaid false alarm service charges imposed under this section
 32 and may, if it prevails, recover all costs of the action, including
 33 reasonable attorney's fees."
- 34 Page 264, between lines 33 and 34, begin a new paragraph and
 35 insert:
- 36 "SECTION 175. IC 36-9-27-79.1, AS AMENDED BY
 37 P.L.164-2019, SECTION 8, IS AMENDED TO READ AS FOLLOWS
 38 [EFFECTIVE JULY 1, 2026]: Sec. 79.1. Notwithstanding sections 77
 39 and 78 of this chapter, the following provisions apply whenever the
 40 board estimates that the amount of the contracts to be let is not more

1 than ~~one hundred fifty thousand dollars (\$150,000)~~: **the threshold for**
 2 **public bidding of a public works project under IC 36-1-12-4:**

3 (1) The board need not advertise in the manner provided by
 4 section 78 of this chapter. If the board does not advertise, it shall
 5 mail or send by electronic means written invitations for bids to at
 6 least three (3) persons believed to be interested in bidding on the
 7 work. The invitations shall be mailed or sent by electronic means
 8 at least seven (7) days before the date the board will receive bids,
 9 and must state the nature of the contracts to be let and the date,
 10 time, and place bids will be received.

11 (2) The board may authorize the county surveyor to contract for
 12 the work in the name of the board.

13 (3) The contracts may be for a stated sum or may be for a variable
 14 sum based on per unit prices or on the hiring of labor and the
 15 purchase of material.

16 (4) The contracts shall be let in accordance with the statutes
 17 governing public purchase, including IC 5-22.

18 (5) The board may for good cause waive any requirement for the
 19 furnishing by the bidder of a bid bond or surety and the furnishing
 20 by a successful bidder of a performance bond.

21 SECTION 176. IC 36-9-27-97.5, AS AMENDED BY P.L.255-2017,
 22 SECTION 55, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 23 JULY 1, 2026]: Sec. 97.5. (a) Whenever the board determines by
 24 resolution spread upon its minutes that the cost of constructing or
 25 reconstructing a particular drain is an amount that the owners of land
 26 to be assessed may conveniently pay in installments over a ~~five (5) ten~~
 27 **(10)** year period, it may ask the county fiscal body to:

28 (1) obtain a loan from a bank, trust company, savings association,
 29 or savings bank authorized to engage in business in the county; or

30 (2) obtain funds in the manner prescribed by IC 36-2-6-18,
 31 IC 36-2-6-19, and IC 36-2-6-20;

32 to finance that construction or reconstruction.

33 (b) A loan obtained under this section:

34 (1) must have a fixed or variable interest rate;

35 (2) must mature within ~~six (6) eleven (11)~~ years after the day it is
 36 obtained;

37 (3) shall be repaid from installments collected from assessments
 38 of landowners over a ~~five (5) ten (10)~~ year period;

39 (4) is not subject to the provisions of section 94 of this chapter
 40 that concern interest; and

1 (5) is not subject to the penalty provisions under IC 6-1.1-37-10
2 if the installments are timely paid.

3 (c) A construction loan fund is established for each construction or
4 reconstruction project loan that the board and the county fiscal body
5 authorize under this section. A construction loan fund consists of all
6 payments received from the owners assessed for the construction or
7 reconstruction project and may be used only to repay the associated
8 loan. If money remains in a construction loan fund after the associated
9 loan is paid in full, the remaining money in the fund may be transferred
10 to the general drain improvement fund.

11 (d) A county auditor shall maintain a separate ledger sheet for each
12 construction loan fund established under subsection (c) and record on
13 the separate ledger sheet all payments of principal and interest received
14 from the owners assessed for the associated construction or
15 reconstruction project.

16 (e) A county auditor shall deposit all payments of principal and
17 interest received from the owners assessed for a construction or
18 reconstruction project in the associated construction loan fund.

19 (f) The board shall determine whether interest on the loan is to be
20 a part of the final assessment under section 84(a) of this chapter.

21 (g) Notwithstanding section 85(c) of this chapter, interest on the
22 loan may be charged back to the benefited landowner at a rate that is
23 set in accordance with subsection (b)."

24 Page 265, between lines 14 and 15, begin a new paragraph and
25 insert:

26 "SECTION 24. IC 36-10-4-5, AS AMENDED BY P.L.152-2021,
27 SECTION 41, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
28 JULY 1, 2026]: Sec. 5. (a) In a second class city, the board may adopt
29 a resolution to extend the boundaries of the district to the county
30 boundaries unless the county has already established a park district
31 under IC 36-10-3. The board must file a certified copy of the resolution
32 with the county auditor and county treasurer. Notice of the adoption of
33 the resolution shall be given by publication once each week for two (2)
34 weeks in accordance with IC 5-3-1:

35 (1) with each publication of notice in a newspaper in accordance
36 with IC 5-3-1 in the county; or

37 (2) with the first publication of notice in a newspaper described
38 in subdivision (1) and the second publication of notice:

39 (A) in accordance with IC 5-3-5; and

40 (B) on the official web site of the county.

1 (b) Whenever the board has adopted a resolution under subsection
 2 (a), remonstrances may be filed by the affected voters within ninety
 3 (90) days after the last publication under subsection (a). Remonstrances
 4 must be signed in ink by the voter in person and state the address of
 5 each signer and that the signer is a registered voter. A person who signs
 6 a remonstrance when the person is not a registered voter commits a
 7 Level 6 felony. More than one (1) voter may sign the same
 8 remonstrance.

9 (c) A vote on the public question shall be held if at least the number
 10 of the registered voters of the county required under IC 3-8-6-3 to place
 11 a candidate on the ballot file remonstrances under subsection (b) with
 12 the county clerk protesting the extension of the district.

13 (d) The county clerk shall certify to the county election board in
 14 accordance with IC 3-10-9-3 whether or not the required number of
 15 registered voters of the county have filed remonstrances. If sufficient
 16 remonstrances have been filed, the county election board shall publish
 17 a notice of the election once a week for two (2) consecutive weeks in
 18 accordance with ~~IC 5-3-1-4~~ **IC 5-3-1-1.5**:

19 (1) with each publication of notice in a newspaper in accordance
 20 with IC 5-3-1 in the county; or

21 (2) with the first publication of notice in a newspaper described
 22 in subdivision (1) and the second publication of notice:

23 (A) in accordance with IC 5-3-5; and

24 (B) on the official web site of the county.

25 The first publication of the notice must be at least thirty (30) days
 26 before the date of the election. The question presented to the voters at
 27 the election shall be placed on the ballot in the form prescribed by
 28 IC 3-10-9-4 and must state "Shall the county park district be
 29 established?". The election is governed by IC 3 whenever not in
 30 conflict with this chapter. The county election board shall make a
 31 return of the votes cast at the referendum.

32 (e) If a majority of the votes cast are against the extension of the
 33 district, the district is not extended. If sufficient remonstrances are not
 34 filed or if a majority of the votes cast support the extension of the
 35 district, the district is extended.

36 (f) The extension of the district is effective on January 1 of the year
 37 following the adoption of the resolution or, if an election is held, on
 38 January 1 of the year following the date of the election.

39 (g) A municipality that becomes part of a district by reason of the
 40 extension of the district under this section may continue to establish,

1 maintain, and operate parks and other recreational facilities under any
 2 other law. The parks and other recreational facilities shall be operated
 3 by the municipality separate from the parks and other recreational
 4 facilities under the jurisdiction of the board in the same manner as they
 5 would be operated by the municipality if it was not within the district.

6 (h) The operation of separate parks or recreational facilities by a
 7 municipality does not affect the obligation of property owners within
 8 the municipality to pay all taxes imposed on property within the
 9 district.

10 (i) The legislative body of a municipality may elect that the separate
 11 parks or other recreational facilities of the municipality be maintained
 12 or operated as a part of the district by adopting a resolution or an
 13 ordinance to that effect. The separate park or other recreational facility
 14 comes under the jurisdiction of the board at the time specified in the
 15 resolution or ordinance."

16 Page 266, delete lines 41 through 42, begin a new line block
 17 indented and insert:

18 "(1) IC 6-1.1-12.6-4;

19 (2) IC 6-1.1-12.6-8;

20 (3) IC 6-1.1-12.8-4;

21 (4) IC 6-1.1-12.8-9; and

22 (5) IC 6-1.1-12.8-10;".

23 Page 267, delete lines 1 through 5.

24 Page 276, between lines 41 and 42, begin a new paragraph and
 25 insert:

26 "SECTION 190 [EFFECTIVE JULY 1, 2025 (RETROACTIVE)]:

27 **For purposes of IC 6-9-47.5:**

28 (1) **the imposition and collection of tax after June 30, 2025,**
 29 **under that chapter with regard to a taxpayer that also is**
 30 **subject to a tax under IC 6-9-45.5 is permitted as if**
 31 **IC 6-9-45.5-13 had been repealed by P.L.230-2025; and**

32 (2) **no refund shall be permitted for the tax imposed under**
 33 **IC 6-9-47.5 after June 30, 2025, based on the imposition of tax**
 34 **under IC 6-9-45.5 on the same transaction.**

35 SECTION 191. [EFFECTIVE JULY 1, 2025 (RETROACTIVE)]:

36 (a) **Notwithstanding any other provision and in addition to the uses**
 37 **for the state agency contingency fund appropriations in**
 38 **P.L.213-2025 (HEA 1001-2025), the budget agency, subject to**
 39 **budget committee review, may augment the state agency**
 40 **contingency fund appropriations in P.L.213-2025 (HEA 1001-2025)**

1 through the state fiscal year ending before July 1, 2027, in an
 2 amount that does not exceed forty million dollars (\$40,000,000) for
 3 Indiana office of technology contracts.

4 (b) This SECTION expires July 1, 2027.

5 SECTION 192. [EFFECTIVE JULY 1, 2026] (a) The following
 6 rules are void:

7 (1) 50 IAC 18-1-1;

8 (2) 50 IAC 18-2-1;

9 (3) 50 IAC 18-3-1;

10 (4) 50 IAC 18-3-2;

11 (5) 50 IAC 18-4-1;

12 (6) 50 IAC 18-4-2;

13 (7) 50 IAC 18-4-3;

14 (8) 50 IAC 18-5-1;

15 (9) 50 IAC 18-5-2;

16 (10) 50 IAC 19-1-1;

17 (11) 50 IAC 19-1-2;

18 (12) 50 IAC 19-2-1;

19 (13) 50 IAC 19-2-2;

20 (14) 50 IAC 19-2-3; and

21 (15) 50 IAC 19-2-4.

22 (b) The publisher of the Indiana Administrative Code and
 23 Indiana Register shall remove the rules in subsection (a) from the
 24 Indiana Administrative Code.

25 (c) This SECTION expires January 1, 2026."

26 Renumber all SECTIONS consecutively.

(Reference is to HB 1210 as reprinted January 30, 2026.)