

SENATE BILL No. 274

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-4-3-19.1.

Synopsis: Disannexation of property. Provides that disannexation of certain property is effective upon filing a disannexation petition with the county auditor and recording the petition with the county recorder. Requires the property owner to file a petition requesting a municipality to annex the property not more than 48 months after the disannexation is effective.

Effective: July 1, 2026.

Niemeyer

January 8, 2026, read first time and referred to Committee on Local Government.



Second Regular Session of the 124th General Assembly (2026)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2025 Regular Session of the General Assembly.

SENATE BILL No. 274

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

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

1 SECTION 1. IC 36-4-3-19.1 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2026]: **Sec. 19.1. (a) This section applies only to a town that:**
4 **(1) was incorporated after 1990; and**
5 **(2) is located in a county having a population of more than**
6 **four hundred thousand (400,000) and less than seven hundred**
7 **thousand (700,000).**
8 **(b) The owner of real property meeting the following**
9 **requirements, may file a petition to disannex the property:**
10 **(1) The property consists of:**
11 **(A) at least thirty (30) acres; and**
12 **(B) not more than four (4) individual parcels;**
13 **that were included in the corporate limits of the town as the**
14 **town was originally incorporated.**
15 **(2) The boundary of a portion of the property is contiguous to**
16 **the boundary of:**
17 **(A) the unincorporated area of the county; or**



- 1 **(B) another municipality.**
 2 **(3) An available sanitary sewer owned by the municipality**
 3 **does not abut the property.**
 4 **(c) The petition to disannex must include the following:**
 5 **(1) A legal description of the property that is the subject of the**
 6 **petition.**
 7 **(2) The signed and notarized signature of the property owner.**
 8 **(d) The owner shall:**
 9 **(1) record the executed petition to disannex with the county**
 10 **recorder of the county in which the disannexed territory is**
 11 **located; and**
 12 **(2) file a copy of the executed petition with the county auditor**
 13 **of the county in which the disannexed territory is located.**
 14 **(e) The disannexation is complete and effective upon recording**
 15 **and filing the petition as provided in subsection (d). The county**
 16 **auditor shall list the disannexed property appropriately for**
 17 **taxation.**
 18 **(f) The county auditor shall forward a list of parcels disannexed**
 19 **under this section to the following:**
 20 **(1) The town that lost jurisdiction over the disannexed**
 21 **territory.**
 22 **(2) The county highway department of each county in which**
 23 **the parcels affected are located.**
 24 **(3) The county surveyor of each county in which the parcels**
 25 **affected are located.**
 26 **(4) Each plan commission, if any, that lost or gained**
 27 **jurisdiction over the disannexed territory.**
 28 **(5) The township trustee of each township that lost or gained**
 29 **jurisdiction over the disannexed territory.**
 30 **(6) The sheriff of each county in which parcels affected are**
 31 **located.**
 32 **(7) The office of the secretary of state.**
 33 **(8) The office of census data established by IC 2-5-1.1-12.2.**
 34 **(9) The department of local government finance, not later**
 35 **than August 1 following the disannexation, in the manner**
 36 **described by the department.**
 37 **The county auditor may require the owner to furnish an adequate**
 38 **number of copies of the list of disannexed parcels or may charge**
 39 **the owner a fee for copies of the list.**
 40 **(g) Sections 16, 17, 18, and 19 of this chapter do not apply to a**
 41 **disannexation under this section.**
 42 **(h) The owner of the disannexed property must execute a**



1 **petition under section 5, 5.1, or 5.2 of this chapter for annexation**
2 **to a municipality not more than forty-eight (48) months after the**
3 **disannexation is complete and effective under subsection (e).**

