

# HOUSE BILL No. 1071

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 8-25-6.

**Synopsis:** Public transportation local public questions. Authorizes the fiscal body of a township that is located next to certain counties or townships to pass a resolution to place on the ballot a local public question on whether the fiscal body of the eligible county should be required to fund and carry out a public transportation project in the township. Specifies the conditions under which a county fiscal body may impose an additional tax rate on county taxpayers that reside in a township that approves a local public question.

**Effective:** July 1, 2016.

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January 5, 2016, read first time and referred to Committee on Roads and Transportation.

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Second Regular Session of the 119th General Assembly (2016)

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 2015 Regular Session of the General Assembly.

# HOUSE BILL No. 1071

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

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

1 SECTION 1. IC 8-25-6-2, AS ADDED BY P.L.153-2014,  
2 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2016]: Sec. 2. (a) If:  
4 (1) the fiscal body of the county in which ~~the~~ a township is  
5 located does not adopt an ordinance under IC 8-25-2-1; and  
6 (2) the township is adjacent to: ~~either~~:  
7 (A) an eligible county in which:  
8 (i) a public transportation project has been approved under  
9 IC 8-25-2; or  
10 (ii) **an ordinance described in IC 8-25-2 has been**  
11 **adopted; or**  
12 (B) a **another** township in which:  
13 (i) a public transportation project has been approved under  
14 this chapter; or  
15 (ii) **a resolution described in this section has already been**  
16 **passed;**  
17 the fiscal body of the township may pass a resolution to place on the



1 ballot a local public question on whether the fiscal body of the eligible  
 2 county should be required to fund and carry out a public transportation  
 3 project in the township.

4 (b) The fiscal body of the township shall include in the resolution  
 5 passed under subsection (a):

6 (1) a description of the public transportation services that will be  
 7 provided in the township through the proposed public  
 8 transportation project; and

9 (2) an estimate of each tax necessary to annually fund the public  
 10 transportation project in the township.

11 SECTION 2. IC 8-25-6-10, AS ADDED BY P.L.153-2014,  
 12 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 13 JULY 1, 2016]: Sec. 10. (a) If the voters of a township located in an  
 14 eligible county described in section 2(a)(2)(A)(i) or 2(a)(2)(B)(i) of  
 15 this chapter approve a local public question under this chapter, the  
 16 fiscal body of the eligible county in which the township is located  
 17 shall adopt an ordinance under IC 6-3.5-1.1-24(s), IC 6-3.5-6-30(t), or  
 18 IC 6-3.5-7-26(m), whichever is applicable to the eligible county, to  
 19 impose an additional county adjusted gross income tax rate, county  
 20 option income tax rate, or county economic development income tax  
 21 rate upon the county taxpayers residing in the township for the public  
 22 transportation project in the township.

23 (b) This subsection applies if the voters of a township described  
 24 in section 2(a)(2)(A)(ii) or 2(a)(2)(B)(ii) of this chapter approve a  
 25 local public question under this chapter and the voters in:

26 (1) the eligible county described in section 2(a)(2)(A) of this  
 27 chapter approve a local public question under IC 8-25-2; or

28 (2) the township described in section 2(a)(2)(B) of this chapter  
 29 approve a local public question under this chapter;

30 the fiscal body of the eligible county in which the township is  
 31 located shall adopt an ordinance under IC 6-3.5-1.1-24(s),  
 32 IC 6-3.5-6-30(t), or IC 6-3.5-7-26(m), whichever is applicable to the  
 33 eligible county, to impose an additional county adjusted gross  
 34 income tax rate, county option income tax rate, or county economic  
 35 development income tax rate upon the county taxpayers residing  
 36 in the township for the public transportation project in the  
 37 township.

