

# HOUSE BILL No. 1101

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 6-1.1-24-3.

**Synopsis:** Notice of tax sales. Provides that a county auditor may publish an abridged tax sale notice in the appropriate newspapers that omits the descriptions of specific properties eligible for sale if the abridged notice includes a statement that the descriptions are available on the county's Internet web site and in printed form from the county auditor upon request.

**Effective:** July 1, 2014.

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## Niemeyer

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January 9, 2014, read first time and referred to Committee on Local Government.

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Second Regular Session 118th General Assembly (2014)

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 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

# HOUSE BILL No. 1101



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

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

1 SECTION 1. IC 6-1.1-24-3, AS AMENDED BY P.L.169-2006,  
2 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2014]: Sec. 3. (a) When real property is eligible for sale under  
4 this chapter, the county auditor shall **do the following**:  
5 (1) Post a copy of the notice required by sections 2 and 2.2 of this  
6 chapter at a public place of posting in the county courthouse or in  
7 another public county building at least twenty-one (21) days  
8 before the earliest date of application for judgment.  
9 (2) ~~In addition, the county auditor shall,~~ **Publish**, in accordance  
10 with IC 5-3-1-4, ~~publish the notice required in sections 2 and 2.2~~  
11 ~~of this chapter either of the following~~ once each week for three  
12 (3) consecutive weeks before the earliest date on which the  
13 application for judgment may be made:  
14 (A) **The notice required by sections 2 and 2.2 of this**  
15 **chapter, if the alternative in clause (B) is not feasible or**  
16 **preferable.**



1           **(B) An abridged version of the notice required by sections**  
 2           **2 and 2.2 of this chapter that omits the descriptions of the**  
 3           **tracts or items of real property specified in section 2(a)(1)**  
 4           **and 2(a)(5) of this chapter, if:**

5           **(i) the abridged version of the notice includes a statement**  
 6           **that descriptions of the tracts or items of real property**  
 7           **eligible for sale are available on the county government's**  
 8           **Internet web site and the information may be obtained**  
 9           **in printed form from the county auditor upon request;**  
 10           **and**

11           **(ii) the descriptions of the tracts or items of real property**  
 12           **eligible for sale are made available on the county**  
 13           **government's Internet web site and in printed form from**  
 14           **the county auditor upon request.**

15           The expenses of this publication shall be paid out of the county  
 16           general fund without prior appropriation.

17           (b) At least twenty-one (21) days before the application for  
 18           judgment is made, the county auditor shall mail a copy of the notice  
 19           required by sections 2 and 2.2 of this chapter by certified mail, return  
 20           receipt requested, to any mortgagee who annually requests, by certified  
 21           mail, a copy of the notice. However, the failure of the county auditor to  
 22           mail this notice or its nondelivery does not affect the validity of the  
 23           judgment and order.

24           (c) The notices mailed under this section and the advertisement  
 25           published under section 4(b) of this chapter are considered sufficient  
 26           notice of the intended application for judgment and of the sale of real  
 27           property under the order of the court.

