

HOUSE BILL No. 1540

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-7.5-4.5-17.

Synopsis: Transit development districts. Provides that a transit development district may be established in a municipality that is located in a county that is a member of the development authority and has operated regularly scheduled commuter bus services to Chicago, Illinois, with prior financial assistance from the development authority, and shuttle bus services that transport riders to a train station or a regular train stop along the Chicago to South Bend line.

Effective: July 1, 2023.

Soliday

January 19, 2023, read first time and referred to Committee on Roads and Transportation.



First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

HOUSE BILL No. 1540

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 36-7.5-4.5-17, AS ADDED BY P.L.248-2017,
2 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2023]: Sec. 17. (a) The development authority may establish
4 a transit development district and may expand a district. Before
5 establishing a transit development district, the development authority
6 shall consult with the municipality in which the district will be located.
7 To establish or expand a district the development authority must hold
8 at least two (2) public hearings before establishing or expanding the
9 district.
10 (b) A district must satisfy the following conditions:
11 (1) Only one (1) district may be established with regard to each
12 train station or regular train stop.
13 (2) The district must be within a county that is a member or
14 associate member of the development authority or a financially
15 participating county under this chapter.
16 (3) The initial area of the district must not be more than
17 five-tenths (0.5) of a square mile but the area may be expanded



- 1 under subsection ~~(e)~~: **(d)**.
- 2 (4) The train station or regular train stop, including accompanying
- 3 parking lots (if applicable), must be located within the area of the
- 4 district.
- 5 (5) All parcels within the district must be contiguous.
- 6 The area of a district may include a tax area established under
- 7 IC 36-7-14 before January 1, 2017.
- 8 **(c) Notwithstanding subsection (b), a district may be established**
- 9 **in a municipality that is located in a county that is a member of the**
- 10 **development authority and has operated:**
- 11 **(1) regularly scheduled commuter bus services to Chicago,**
- 12 **Illinois, with prior financial assistance from the development**
- 13 **authority; and**
- 14 **(2) shuttle bus services that transport riders to:**
- 15 **(A) a train station; or**
- 16 **(B) a regular train stop;**
- 17 **along the Chicago to South Bend line.**
- 18 ~~(e)~~ **(d)** The development authority shall adopt a resolution to
- 19 establish a district. The resolution must include:
- 20 (1) the termination date of the district in accordance with
- 21 subsection ~~(e)~~; **(g)**; and
- 22 (2) findings by the development authority specifying that the
- 23 conditions set forth in subsection (b) are satisfied.
- 24 A district may not be reduced in territory once established or expanded
- 25 to be more than one (1) square mile. A district's territory may be
- 26 expanded subject to the other conditions set forth in subsection (b). A
- 27 district may be expanded only one (1) time under this chapter. The
- 28 development authority shall transmit a copy of any resolution
- 29 establishing or expanding a district to the budget director, who shall
- 30 distribute it to the members of the budget committee.
- 31 ~~(d)~~ **(e)** The date a district becomes established or an expansion of a
- 32 district becomes effective may not be earlier than the date the budget
- 33 committee reviews the establishment or expansion of the district.
- 34 ~~(e)~~ **(f)** The establishment of a district does not provide the
- 35 development authority with any powers or preempt any authority of a
- 36 political subdivision having jurisdiction in the district concerning the
- 37 regulation of property or its uses, including planning and zoning
- 38 provisions of the political subdivision.
- 39 ~~(f)~~ **(g)** A district terminates at the earlier of:
- 40 (1) the end of the year in which all financing obligations entered
- 41 into under this chapter for a project within the district are
- 42 satisfied; or



1 (2) June 30, 2047.

