

SENATE BILL No. 191

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-4-37.

Synopsis: Historic preservation and rehabilitation grants. Provides that for purposes of the historic preservation and rehabilitation grant program, the term "person" includes a nonprofit organization or nonprofit corporation. Provides that the office of community and rural affairs may award a grant under the program to a nonprofit organization or nonprofit corporation if the historic property will be used by the nonprofit organization or nonprofit corporation for the organization's or corporation's purposes and functions.

Effective: July 1, 2019.

Ford Jon

January 3, 2019, read first time and referred to Committee on Public Policy.



First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

SENATE BILL No. 191

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

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

- 1 SECTION 1. IC 4-4-37-3, AS ADDED BY P.L.213-2015,
- 2 SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2019]: Sec. 3. As used in this chapter, "person" means any of
- 4 **the following:**
- 5 (1) **An individual.**
- 6 (2) **A partnership.**
- 7 (3) **A firm.**
- 8 (4) **An association.**
- 9 (5) **A joint venture.**
- 10 (6) **A limited liability company. ~~or~~**
- 11 (7) **A corporation.**
- 12 (8) **A nonprofit organization or nonprofit corporation.**
- 13 SECTION 2. IC 4-4-37-8, AS AMENDED BY P.L.202-2016,
- 14 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 15 JULY 1, 2019]: Sec. 8. The office may award a grant to a person if all
- 16 the following conditions are met:
- 17 (1) The historic property is:



- 1 (A) located in Indiana;
 2 (B) at least fifty (50) years old; and
 3 (C) owned by the person. This requirement does not apply to
 4 a nonprofit organization facilitating a qualified affordable
 5 housing project.
- 6 (2) The office certifies that the historic property is listed in or
 7 eligible to be listed in:
 8 (A) the register of Indiana historic sites and historic structures;
 9 or
 10 (B) the National Register of Historic Places, either
 11 individually or as a contributing resource in a National
 12 Register District.
- 13 (3) The office certifies that the person submitted a proposed
 14 preservation or rehabilitation plan to the division that complies
 15 with the standards of the division.
- 16 (4) The submitted plan referenced in section 7 of this chapter
 17 complies with the program guidelines established by the office.
- 18 (5) **Any of the following apply to the historic property: ~~is to be:~~**
 19 (A) **The historic property will be** actively used in a trade or
 20 business.
 21 (B) **The historic property will be** held for the production of
 22 income. ~~or~~
 23 (C) **The historic property will be** held for the rental or other
 24 use in the ordinary course of the person's trade or business.
 25 **(D) If the person is a nonprofit organization or nonprofit**
 26 **corporation, the historic property will be used by the**
 27 **nonprofit organization or nonprofit corporation for the**
 28 **organization's or corporation's purposes and functions.**
- 29 (6) The qualified expenditures for preservation or rehabilitation
 30 of the historic property exceed ten thousand dollars (\$10,000).

