

HEA 1001 (2008) SECTION 148.

IC 6-1.1-17-3.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]:

Sec. 3.5. (a) This section does not apply to civil taxing units located in a county in which a county board of tax adjustment reviews budgets, tax rates, and tax levies. This section does not apply to a civil taxing unit that has its proposed budget and proposed property tax levy approved under IC 6-1.1-17-20 or IC 36-3-6-9.

(b) This section applies to a civil taxing unit other than a county. If a civil taxing unit will impose property taxes due and payable in the ensuing calendar year, the *civil taxing unit shall file with the fiscal body of the county* in which the civil taxing unit is located:

(1) a statement of the *proposed or estimated tax rate and tax levy* for the civil taxing unit for the ensuing budget year; and

(2) a copy of the civil taxing unit's *proposed budget* for the ensuing budget year.

(c) In the case of a civil taxing unit located in more than one (1) county, the civil taxing unit shall file the information under subsection (b) with the fiscal body of the county in which the greatest part of the civil taxing unit's net assessed valuation is located.

(d) A civil taxing unit must file the information under subsection (b) *at least fifteen (15) days before the civil taxing unit fixes its tax rate and tax levy and adopts its budget* under this chapter.

(e) *A county fiscal body shall:*

(1) *review any proposed or estimated tax rate or tax levy or proposed budget* filed by a civil taxing unit with the county fiscal body under this section; and

(2) issue a *nonbinding recommendation* to a civil taxing unit regarding the civil taxing unit's proposed or estimated tax rate or tax levy or proposed budget.

(f) The recommendation under subsection (e) must *include a comparison* of any increase in the civil taxing unit's budget or tax levy to:

(1) the *average increase in Indiana nonfarm personal income* for the preceding six (6) calendar years and the average increase in nonfarm personal income for the county for the preceding six (6) calendar years; and

(2) *increases in the budgets and tax levies of other civil taxing units* in the county.

(g) The department of local government finance must provide each county fiscal body with the most recent available information concerning increases in Indiana nonfarm personal income and increases in county nonfarm personal income.

(Italics added)