



Introduced Version

SENATE BILL No. 385

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-7-31.5.

Synopsis: Additional professional sports development area. Provides that an additional professional sports development area in Marion County must be established before July 1, 2024 (instead of July 1, 2022). Provides that taxes may not be collected in the additional professional sports development area until after the earlier of: (1) certain conditions having been met; or (2) June 30, 2023 (instead of June 30, 2021).

Effective: June 29, 2021; July 1, 2021.

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_____, read first time and referred to Committee on

20212172



Introduced

First Regular Session of the 122nd General Assembly (2021)

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 2020 Regular Session of the General Assembly.

SENATE BILL _____

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 36-7-31.5-5, AS ADDED BY P.L.109-2019,
2 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2021]: Sec. 5. (a) A tax area must be initially established not
4 later than July 1, ~~2022~~, **2024**, according to the procedures set forth for
5 the establishment of an economic development area under
6 IC 36-7-15.1. A tax area may be changed or the terms governing the tax
7 area revised in the same manner as the establishment of the initial tax
8 area.
9 (b) In establishing or changing the terms of the tax area or revising
10 the terms governing the tax area, the commission must make the
11 following findings instead of the findings required for the
12 establishment of economic development areas:
13 (1) That a project to be undertaken or that has been undertaken in
14 the tax area is for a facility.
15 (2) That the project to be undertaken or that has been undertaken
16 in the tax area will benefit the public health and welfare and will
17 be of public utility and benefit.



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(3) That the project to be undertaken or that has been undertaken in the tax area will protect or increase state and local tax bases and tax revenues.

(c) The tax area established by the commission under this chapter is a special taxing district authorized by the general assembly to enable the county to provide special benefits to taxpayers in the tax area by promoting economic development that is of public use and benefit.

SECTION 2. IC 36-7-31.5-8, AS ADDED BY P.L.109-2019, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2021]: Sec. 8. (a) A tax area must be established by resolution. A resolution establishing a tax area may provide for the allocation of covered taxes attributable to a taxable event or covered taxes earned in the tax area to the additional professional sports development area fund established for the county. The allocation provision must apply to the part of the tax area covered by this section. The resolution must provide that the tax area terminates not later than thirty-two (32) years after the first allocation of covered taxes from the tax area. Covered taxes may not be collected in the tax area until after the earlier of June 30, ~~2021~~, 2023, or the date on which all the conditions set forth in this chapter are met.

(b) All of the salary, wages, bonuses, and other compensation that are:

- (1) paid during a taxable year to a professional athlete for professional athletic services;
- (2) taxable in Indiana; and
- (3) earned in the tax area;

shall be allocated to the tax area if the professional athlete is a member of a team that plays home games at a capital improvement in the tax area.

(c) The total amount of state revenue captured by the tax area may not exceed nine million five hundred thousand dollars (\$9,500,000) per state fiscal year for not more than thirty-two (32) years after the first allocation of covered taxes from the tax area.

(d) The resolution establishing the tax area must designate the facilities and the sites of the facilities, for which the tax area is established and covered taxes will be used.

(e) The department may adopt rules and guidelines to govern the allocation of covered taxes to a tax area and to adopt withholding requirements in the manner authorized under IC 6-3-4-8.

SECTION 3. An emergency is declared for this act.



**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6806

BILL NUMBER:

NOTE PREPARED: Jan 6, 2021

BILL AMENDED:

SUBJECT: Additional professional sports development area.

FIRST AUTHOR:

FIRST SPONSOR:

BILL STATUS:

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Pending

Summary of Legislation: This bill provides that an additional professional sports development area in Marion County must be established before July 1, 2024 (instead of July 1, 2022). It provides that taxes may not be collected in the additional professional sports development area until after the earlier of: (1) certain conditions having been met; or (2) June 30, 2023 (instead of June 30, 2021).

Effective Date: June 29, 2021; July 1, 2021.

Explanation of State Expenditures: *As of the above date, the fiscal analysis of this bill has not been completed. Please contact the Office of Fiscal and Management Analysis for an update of this fiscal impact statement.*

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected:

Information Sources:

Fiscal Analyst: Seth Payton, 317-233-3546.