

**DEPARTMENT OF LOCAL GOVERNMENT FINANCE
100 NORTH SENATE AVENUE
IGC-N, ROOM N1058
INDIANAPOLIS, INDIANA 46204**

**IN THE MATTER OF THE REVIEW OF)
PROPOSED LANGUAGE FOR A BALLOT)
QUESTION REGARDING A CENTRAL) No. 16-010-REF
INDIANA PUBLIC TRANSPORTATION)
PROJECT)**

**FINDINGS AND FINAL DETERMINATION ON PROPOSED QUESTION SUBMITTED
JUNE 1, 2016**

1. Marion County (“County”) proposes to place a referendum on the ballot for the purpose of obtaining authority for the County fiscal body to fund and carry out a public transportation project under IC 8-25.
2. Under Indiana law, voters in the area served by the County will vote in a referendum to approve or deny the County’s proposed project.
3. Indiana law governs the format and wording of the ballot question for the referendum.
4. Under Indiana law, the “the [Marion] county election board shall place the following question on the election ballot in accordance with IC 3-10-9”:

“Shall _____ County have the ability to impose a county economic development income tax rate, not to exceed a rate of _____ (insert recommended rate included in the ordinance authorizing the local public question), to pay for improving or establishing public transportation service in the county through a public transportation project that _____ (insert the description of the public transportation project set forth in the ordinance authorizing the local public question)?”
Indiana Code 8-25-2-3.
5. The ballot question then must contain three parts:
 - the name of the county;
 - the amount of the tax rate; and
 - a description of the project.
6. The law requires the Department of Local Government Finance (“Department”) to review the language for compliance with IC 8-25-2-3. The Department may either approve or reject the language.
7. On June 1, 2016, the Department received an e-mail from the County presenting the proposed ballot question for the referendum.

8. The County requested that the Department review this proposed question:

“Shall Marion County have the ability to impose a county economic development income tax rate, not to exceed a rate of 0.25%, to pay for improving or establishing public transportation service in the county through a public transportation project that will create a connected network of buses and rapid transit lines; increase service frequency; extend operational hours; and implement three new rapid transit lines?”

Compliance of Language

9. The Department must review the proposed language for compliance with IC 8-25-2-3. The Department may either approve or reject the language. The Department concludes that the language is in compliance with IC 8-25-2-3.

Final Determination

WHEREFORE, based on the above findings and applicable law, the Department finds that the proposed language is in compliance with IC 8-25-2-3 and approves the language as proposed.

Dated this 6th day of June, 2016.


STATE OF INDIANA
DEPARTMENT OF LOCAL GOVERNMENT FINANCE


Courtney L. Schaafsma, Commissioner
Department of Local Government Finance

STATE OF INDIANA
DEPARTMENT OF LOCAL GOVERNMENT FINANCE

I, Michael E. Duffy, General Counsel for the Department of Local Government Finance, hereby certify that the above is an order of the Commissioner of the Department of Local Government Finance made this date in the above-entitled matter and that the Commissioner has personally signed the same under her statutory authority.

WITNESS MY HAND AND SEAL of the Commissioner on this the 6th day of June, 2016.


Michael E. Duffy, General Counsel
Department of Local Government Finance