
HOUSE BILL No. 1902

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-9-3.

Synopsis: Regional transportation authorities. Revises the membership of a regional transportation authority in Lake County. Provides that the fiscal body of the county or municipality that established the authority may review and modify a regional transportation authority's budget. Provides that the amount of a region transportation authority's organization expense that is paid by an establishing county or municipality is limited to the amount of authority expenses set by the establishing county's or municipality's fiscal body.

Effective: July 1, 2001.

**Stevenson, Aguilera, Lawson L,
Dumezich**

January 17, 2001, read first time and referred to Committee on Local Government.

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First Regular Session 112th General Assembly (2001)

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 *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

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HOUSE BILL No. 1902



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 36-9-3-12.5, AS AMENDED BY P.L.14-2000,
2 SECTION 86, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2001]: Sec. 12.5. (a) This section applies only to an authority
4 located in a county with a population of more than four hundred
5 thousand (400,000) with members appointed under section 5(c) of this
6 chapter.

7 (b) The board shall establish a citizens advisory council consisting
8 of ~~eleven (11)~~ **thirteen (13)** members appointed as follows:

9 (1) Three (3) members appointed by the executive of a
10 municipality with a population of more than one hundred ten
11 thousand (110,000) but less than one hundred twenty thousand
12 (120,000) and located within a county with a population of more
13 than four hundred thousand (400,000) but less than seven
14 hundred thousand (700,000).

15 (2) Two (2) members appointed by the executive of a
16 municipality with a population of more than seventy-five
17 thousand (75,000) but less than ninety thousand (90,000) and



1 located within a county with a population of more than four
 2 hundred thousand (400,000) but less than seven hundred thousand
 3 (700,000).

4 (3) One (1) member appointed **jointly** by the executive of a
 5 **municipality the following municipalities:**

6 (A) A city with a population of more than thirty-three
 7 thousand eight hundred fifty (33,850) but less than thirty-three
 8 thousand nine hundred (33,900) ~~and~~ located within a county
 9 with a population of more than four hundred thousand
 10 (400,000) but less than seven hundred thousand (700,000);
 11 **and**

12 (B) a city with a population of more than five thousand one
 13 hundred fifty (5,150) but less than five thousand two
 14 hundred (5,200) located within a county with a population
 15 of more than four hundred thousand (400,000) but less
 16 than seven hundred thousand (700,000).

17 (4) One (1) member selected from a list of citizens submitted by
 18 community based organizations which advocate for public
 19 transportation by the fiscal body of a county with a population of
 20 more than four hundred thousand (400,000) but less than seven
 21 hundred thousand (700,000).

22 (5) One (1) member selected from a list of citizens submitted by
 23 community based organizations which advocate for public
 24 transportation by the county executive of a county with a
 25 population of more than four hundred thousand (400,000) but less
 26 than seven hundred thousand (700,000).

27 (6) One (1) member who is jointly appointed by the following
 28 individuals or entities representing municipalities that are located
 29 within a county with a population of more than four hundred
 30 thousand (400,000) but less than seven hundred thousand
 31 (700,000):

32 (A) The executive of a municipality having a population of
 33 more than twenty-one thousand five hundred (21,500) but less
 34 than twenty-three thousand (23,000).

35 (B) The executive of a municipality having a population of
 36 more than thirteen thousand five hundred (13,500) but less
 37 than fourteen thousand five hundred (14,500).

38 (C) The fiscal body of a municipality having a population of
 39 more than one thousand five hundred (1,500) but less than two
 40 thousand five hundred (2,500).

41 (7) One (1) member who is jointly appointed by the following:

42 (A) The executive of a municipality with a population of more

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- 1 than seventeen thousand seven hundred (17,700) but less than
 2 seventeen thousand seven hundred fifty (17,750) and located
 3 within a county with a population of more than four hundred
 4 thousand (400,000) but less than seven hundred thousand
 5 (700,000).
 6 (B) The fiscal body of a town with a population of more than
 7 eight thousand eight hundred (8,800) but less than nine
 8 thousand five hundred (9,500) and located within a county
 9 with a population of more than four hundred thousand
 10 (400,000) but less than seven hundred thousand (700,000).
 11 (C) The fiscal body of a town with a population of more than
 12 six thousand four hundred (6,400) but less than seven
 13 thousand (7,000) and located within a county with a
 14 population of more than four hundred thousand (400,000) but
 15 less than seven hundred thousand (700,000).
 16 (D) The fiscal body of a town with a population of more than
 17 three hundred (300) but less than four hundred (400) and
 18 located within a county with a population of more than four
 19 hundred thousand (400,000) but less than seven hundred
 20 thousand (700,000).
 21 (E) The fiscal body of a town with a population of more than
 22 five hundred (500) but less than one thousand (1,000) and
 23 located within a county with a population of more than four
 24 hundred thousand (400,000) but less than seven hundred
 25 thousand (700,000).
 26 (8) One (1) member who is jointly appointed by the fiscal body of
 27 the following municipalities located within a county with a
 28 population of more than four hundred thousand (400,000) but less
 29 than seven hundred thousand (700,000):
 30 (A) A municipality with a population of more than seventeen
 31 thousand eight hundred (17,800) but less than eighteen
 32 thousand (18,000).
 33 (B) A municipality with a population of more than
 34 twenty-three thousand five hundred (23,500) but less than
 35 twenty-four thousand (24,000).
 36 (C) A municipality with a population of more than nineteen
 37 thousand nine hundred forty (19,940) but less than twenty
 38 thousand (20,000).
 39 **(9) One (1) member who is jointly appointed by the fiscal**
 40 **body of the following municipalities located within a county**
 41 **with a population of more than four hundred thousand**
 42 **(400,000) but less than seven hundred thousand (700,000):**

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- 1 (A) a town having a population of more than twenty
 2 thousand (20,000) but less than twenty-one thousand
 3 (21,000);
 4 (B) a town having a population of more than ten thousand
 5 (10,000) but less than eleven thousand (11,000); and
 6 (C) a town having a population of more than four thousand
 7 five hundred (4,500) but less than five thousand (5,000).
 8 (10) One (1) member appointed by the fiscal body of a
 9 municipality having a population of more than twenty-seven
 10 thousand (27,000) but less than twenty-eight thousand
 11 (28,000) located in a county having a population of more than
 12 four hundred thousand (400,000) but less than seven hundred
 13 thousand (700,000).
 14 (c) A member of a citizens advisory council:
 15 (1) must live in the geographic area represented by the appointing
 16 authority;
 17 (2) may not be:
 18 (A) an elected official; or
 19 (B) a public employee of the appointing authority;
 20 (3) may serve a two (2) year term; and
 21 (4) may be reappointed to multiple terms.
 22 (d) The citizens advisory council shall:
 23 (1) meet at least once every six (6) months;
 24 (2) review and make recommendations to the board on:
 25 (A) the authority plan;
 26 (B) the proposed route and time schedule changes of the
 27 regional transportation system;
 28 (C) the authority budget; and
 29 (D) the hiring of the authority director;
 30 (3) be responsible for assuring direct citizen input into the
 31 authority plan; and
 32 (4) refer all complaints and concerns of citizens to the appropriate
 33 person or committee within the authority.
 34 SECTION 2. IC 36-9-3-29 IS AMENDED TO READ AS
 35 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 29. The board shall
 36 prepare an annual budget for the authority's operating and maintenance
 37 expenditures and necessary capital expenditures. Each annual budget
 38 is subject to review and modification by the:
 39 (1) **fiscal body of the county or municipality that establishes**
 40 **the authority; and**
 41 (2) county board of tax adjustment and the state board of tax
 42 commissioners under IC 6-1.1-17.

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1 SECTION 3. IC 36-9-3-30 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 30. (a) The county or
3 municipality that establishes the authority shall pay the expenses
4 incurred in the organization of the authority; **however, the amount of**
5 **expenses paid may not exceed the amount for authority expenses**
6 **set by the fiscal body of the establishing county or municipality.**
7 (b) If two (2) or more counties or municipalities cooperate to
8 establish the authority, the division of the costs incurred in the
9 organization must be included in the agreement entered into by the
10 counties or municipalities.
11 (c) The board shall, from time to time, certify the items of expense
12 to the county auditor, according to the terms of the agreement.
13 (d) The authority shall fully reimburse each county or municipality
14 out of the first proceeds of any special taxes levied for the purpose of
15 this chapter.

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