
HOUSE BILL No. 1952

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-7-18.

Synopsis: Local housing authority membership. Adds a resident of a housing project to a housing authority. Provides for the appointment of the resident member of an initial housing authority. Provides that the chairman of a housing authority may vote only in order to break a tie.

Effective: July 1, 2001.

Yount, Crooks

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 a statute 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. 1952



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 36-7-18-5 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 5. (a) After the fiscal
3 body of a unit adopts a resolution under section 4 of this chapter,
4 persons shall be appointed as commissioners of the housing authority
5 in the following manner:
6 (1) In a city, the fiscal body shall promptly notify the city
7 executive of the adoption of the resolution. The executive shall
8 then appoint ~~five (5)~~ **six (6)** persons, **one (1) of whom must be a**
9 **resident of a housing project under the jurisdiction of the**
10 **housing authority**, no more than three (3) of whom may be of the
11 same political party, as commissioners of the housing authority.
12 (2) In a town or county, the fiscal body shall appoint ~~five (5)~~ **six**
13 **(6)** persons, **one (1) of whom must be a resident of a housing**
14 **project under the jurisdiction of the housing authority**, no
15 more than three (3) of whom may be of the same political party,
16 as commissioners of the housing authority.
17 (b) Subsequent appointments to the authority shall be made in the



1 same manner.

2 (c) A commissioner of a housing authority must be a resident of the
3 area in which the housing authority has jurisdiction as provided in
4 section 41 of this chapter.

5 SECTION 2. IC 36-7-18-7 IS AMENDED TO READ AS
6 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 7. (a) The executive or
7 fiscal body appointing the first commissioners of a housing authority
8 shall fix their terms as follows:

- 9 (1) One (1) year for ~~one (1)~~ **two (2)** of the commissioners.
10 (2) Two (2) years for one (1) of the commissioners.
11 (3) Three (3) years for one (1) of the commissioners.
12 (4) Four (4) years for two (2) of the commissioners.

13 After that, appointments to the authority are for a term of four (4) years,
14 except that all vacancies shall be filled for the unexpired term. A
15 commissioner serves until his successor is appointed and qualified.

16 (b) A certificate for the appointment or reappointment of a
17 commissioner of a housing authority must be filed with the clerk of the
18 fiscal body of the unit. The certificate is conclusive evidence of the
19 proper appointment of the commissioner.

20 SECTION 3. IC 36-7-18-12 IS AMENDED TO READ AS
21 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 12. (a) The executive
22 or fiscal body appointing the first commissioners of a housing authority
23 shall select one (1) of those commissioners to be the first chairman of
24 the authority. When the office of the chairman becomes vacant, the
25 commissioners shall elect a chairman, who must be a commissioner.

26 (b) The commissioners of a housing authority shall elect a vice
27 chairman for the authority, who must be a commissioner.

28 **(c) The chairman of a housing authority, or the vice chairman**
29 **when the vice chairman is acting as chairman, may vote only in**
30 **order to break a tie.**

31 SECTION 4. IC 36-7-18-13 IS AMENDED TO READ AS
32 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 13. The following rules
33 apply to proceedings of a housing authority:

- 34 (1) ~~Three (3)~~ **Four (4)** commissioners constitute a quorum.
35 (2) A majority vote of the commissioners present, **not including**
36 **the chairman**, is required to authorize an action of the authority,
37 unless a greater vote is required by the bylaws of the authority.

38 SECTION 5. [EFFECTIVE JULY 1, 2001] **(a) Notwithstanding**
39 **IC 36-7-18-5 and IC 36-7-18-7, both as amended by this act, the**
40 **fiscal body of a unit that created a housing authority with five (5)**
41 **commissioners before July 1, 2001, shall appoint one (1) additional**
42 **commissioner who is a resident of a housing project under the**

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1 **jurisdiction of the housing authority, not later than August 1, 2001.**
2 **A commissioner appointed under this SECTION serves an initial**
3 **term of one (1) year, and may be reappointed.**
4 **(b) This SECTION expires July 1, 2005.**

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