

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 259 be amended to read as follows:

- 1 Page 3, between lines 33 and 34, begin a new paragraph and insert:
- 2 "SECTION 5. [EFFECTIVE UPON PASSAGE] (a) **As used in this**
- 3 **SECTION, "committee" refers to the Indiana Harbor Ship Canal**
- 4 **Maintenance Dredging and Disposal Project study committee**
- 5 **established under this SECTION.**
- 6 (b) **As used in this SECTION, "project" refers to the Indiana**
- 7 **Harbor Ship Canal Maintenance Dredging and Disposal Project**
- 8 **overseen by the United States Army Corps of Engineers.**
- 9 (c) **There is established the Indiana Harbor Ship Canal**
- 10 **Maintenance Dredging and Disposal Project study committee.**
- 11 (d) **The committee consists of the following twelve (12) members:**
- 12 (1) **Two (2) members appointed by the speaker of the house of**
- 13 **representatives:**
- 14 (A) **who are members of the house of representatives;**
- 15 (B) **who are not affiliated with the same political party; and**
- 16 (C) **at least one (1) of whom represents a house district that**
- 17 **has territory that is directly affected by the project.**
- 18 (2) **Two (2) members appointed by the president pro tempore**
- 19 **of the senate:**
- 20 (A) **who are members of the senate;**
- 21 (B) **who are not affiliated with the same political party; and**
- 22 (C) **at least one (1) of whom represents a senate district that**
- 23 **has territory that is directly affected by the project.**
- 24 (3) **The following eight (8) members appointed by the**

- 1 **governor:**
- 2 **(A) The mayor of East Chicago.**
- 3 **(B) One (1) member of the East Chicago city council.**
- 4 **(C) One (1) representative of the department of**
- 5 **environmental management.**
- 6 **(D) One (1) representative of a nonprofit environmental**
- 7 **organization.**
- 8 **(E) Four (4) residents of East Chicago.**
- 9 **(e) If the governor does not make an appointment under**
- 10 **subsection (d)(3) before May 1, 2002, the chairman of the**
- 11 **legislative council shall make the appointment.**
- 12 **(f) An appointed member of the committee serves at the pleasure**
- 13 **of the appointing authority identified in subsection (d). The**
- 14 **appointing authority shall fill any vacancy on the committee within**
- 15 **forty-five (45) days.**
- 16 **(g) The chairman of the legislative council shall designate the**
- 17 **chairperson of the committee from the membership of the**
- 18 **committee.**
- 19 **(h) The expenses of the committee shall be paid from**
- 20 **appropriations made to the legislative council or the legislative**
- 21 **services agency.**
- 22 **(i) The committee shall do the following:**
- 23 **(1) Study and assess the project.**
- 24 **(2) Study the viability of the site the United States Army Corps**
- 25 **of Engineers has selected for the project's Confined Disposal**
- 26 **Facility.**
- 27 **(3) Study the viability of alternative sites for the project's**
- 28 **Confined Disposal Facility.**
- 29 **(4) Submit its final report before January 1, 2003, to the**
- 30 **following:**
- 31 **(A) The governor.**
- 32 **(B) The executive director of the legislative services agency.**
- 33 **(C) The commissioner of the department of environmental**
- 34 **management.**
- 35 **The committee shall assure that the final report is made**
- 36 **readily available to the residents of East Chicago, businesses**
- 37 **and industry in East Chicago, and the general public.**
- 38 **(j) The legislative services agency shall provide staff support to**
- 39 **the committee.**
- 40 **(k) Each member of the committee who is not a state employee**
- 41 **is entitled to the minimum salary per diem provided by**
- 42 **IC 4-10-11-2.1(b). The member is also entitled to reimbursement**
- 43 **for traveling expenses as provided under IC 4-13-1-4 and other**
- 44 **expenses actually incurred in connection with the member's duties**
- 45 **as provided in the state policies and procedures established by the**
- 46 **Indiana department of administration and approved by the budget**
- 47 **agency.**

- 1 **(l) Each member of the committee who is a state employee is**
2 **entitled to reimbursement for traveling expenses as provided under**
3 **IC 4-13-1-4 and other expenses actually incurred in connection**
4 **with the member's duties as provided in the state policies and**
5 **procedures established by the Indiana department of**
6 **administration and approved by the budget agency.**
- 7 **(m) Each member of the committee who is a member of the**
8 **general assembly is entitled to receive the same per diem, mileage,**
9 **and travel allowances paid to members of the general assembly**
10 **serving on interim study committees established by the legislative**
11 **council. Per diem, mileage, and travel allowances paid under this**
12 **subsection shall be paid from appropriations made to the**
13 **legislative council or to the legislative services agency.**
- 14 **(n) The affirmative votes of a majority of the members of the**
15 **committee are required for the committee to take action on any**
16 **measure, including the final report.**
- 17 **(o) Except as specified in this SECTION, the committee shall**
18 **operate under the rules of the legislative council.**
- 19 **(p) The department of environmental management may not issue**
20 **any permits associated with the project until the committee issues**
21 **its final report under this SECTION.**
- 22 **(q) This SECTION expires January 1, 2003."**
23 Renumber all SECTIONS consecutively.
 (Reference is to ESB 259 as printed February 22, 2002.)

Representative Aguilera