

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 318 be recommitted to a Committee of One, its sponsor, with specific instructions to amend as follows:

- 1 Page 5, between lines 34 and 35, begin a new paragraph and insert:
- 2 "SECTION 4. IC 13-21-3-5 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 5. (a) Except as
- 4 provided in subsections (b) through (d), the board of a county district
- 5 consists of the following members:
- 6 (1) Two (2) members appointed by the county executive from the
- 7 membership of the county executive.
- 8 (2) One (1) member appointed by the county fiscal body from the
- 9 membership of the fiscal body.
- 10 (3) One (1) member:
- 11 (A) who is the executive **or a duly appointed proxy of the**
- 12 **executive** of the municipality having the largest population in
- 13 the county if that municipality is a city; or
- 14 (B) appointed from the membership of the legislative body of
- 15 a town if the town is the municipality having the largest
- 16 population in the county.
- 17 (4) One (1) member of the legislative body of the municipality
- 18 with the largest population in the county appointed by the
- 19 legislative body of that municipality.
- 20 (5) One (1) member:
- 21 (A) who is the executive of a city in the county that is not the
- 22 municipality having the largest population in the county; or
- 23 (B) who is a member of the legislative body of a town that is

1 not the municipality having the largest population in the
2 county;

3 and who is appointed by the executive of that county to represent
4 the municipalities in the county other than the municipality
5 having the largest population.

6 (6) One (1) additional member appointed by the county executive
7 from the membership of the county executive.

8 (b) If a county having a population of more than four hundred
9 thousand (400,000) but less than seven hundred thousand (700,000) is
10 designated as a county district, the executives of the three (3) cities in
11 the county having the largest populations each serve as a member of
12 the board or may appoint a member of the legislative body of their city
13 to serve as a member of the board. If a county having a population of
14 more than two hundred thousand (200,000) but less than three hundred
15 thousand (300,000) is designated as a county district, the executives of
16 the two (2) cities in the county having the largest populations each
17 serve as a member of the board. If a county having a population of
18 more than two hundred thousand (200,000) but less than three hundred
19 thousand (300,000) is designated as a county district, the board of that
20 county district must include the following:

21 (1) One (1) member of the legislative body of the city having the
22 second largest population in the county, appointed by the
23 president of the city legislative body.

24 (2) One (1) member of the legislative body of a town located in
25 the county, appointed by the judge of the circuit court in the
26 county.

27 (c) If a county having a consolidated city is designated a county
28 district, the board of public works established under IC 36-3-5-6
29 constitutes the board of the county district.

30 (d) If a county designated as a county district has a population of
31 more than four hundred thousand (400,000) but less than seven
32 hundred thousand (700,000), the board of the district consists of the
33 following members:

34 (1) One (1) member appointed by the county executive from the
35 membership of the county executive.

36 (2) Two (2) members appointed from the county fiscal body
37 appointed from the membership of the county fiscal body.

38 (3) The executive of each second or third class city or a member
39 of the legislative body of their city appointed by the executive.

40 (4) One (1) member of the legislative body of each town
41 appointed by the legislative body.

42 (5) One (1) member of the legislative body of the municipality
43 with the largest population in the county appointed by the
44 legislative body of that municipality.

45 (6) If a local government unit in the county has an operating final
46 disposal facility located within the unit's jurisdiction, one (1)

1 member of the unit's board of public works appointed by the
2 board of public works.

3 SECTION 5. IC 36-7-13-3 IS AMENDED TO READ AS
4 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 3. (a) For purposes of
5 this chapter, "improve" means to construct, reconstruct, or repair public
6 ways, sidewalks, sewers, drains, fences, or buildings, and to do all other
7 things that would enhance the value of real property and make it more
8 suitable to industrial use.

9 (b) A unit may acquire by purchase, gift, or devise, and own,
10 improve, maintain, sell, lease, convey, contract for, or otherwise deal
11 in, real property for the development of industrial parks or industrial
12 sites.

13 (c) A municipality may exercise powers granted by subsection (b)
14 in areas within five (5) miles outside its corporate boundaries.

15 **(d) When a district is designated under section 12(e) of this**
16 **chapter, a unit may expend funds for the purposes set forth in**
17 **subsections (a) and (b) for the development of or to enhance the**
18 **value of real property used for retail purposes."**

19 Renumber all SECTIONS consecutively.
(Reference is to ESB 318 as reprinted February 26, 2002.)

Representative Klinker

M0031802

Adopted

Rejected

COMMITTEE REPORT

MR. SPEAKER:

Your Committee of One, to which was referred Engrossed Senate Bill 318, begs leave to report that said bill has been amended as directed.

Representative Klinker