

Adopted Rejected

COMMITTEE REPORT

YES: 8
NO: 0

MR. SPEAKER:

*Your Committee on Rules and Legislative Procedures, to which was referred House Bill 1130, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning local
- 3 government.
- 4 Page 2, between lines 15 and 16, begin a new paragraph and insert:
- 5 "SECTION 2. IC 13-21-3-5 IS AMENDED TO READ AS
- 6 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 5. (a) Except as
- 7 provided in subsections (b) through (d), the board of a county district
- 8 consists of the following members:
- 9 (1) Two (2) members appointed by the county executive from the
- 10 membership of the county executive.
- 11 (2) One (1) member appointed by the county fiscal body from the
- 12 membership of the fiscal body.
- 13 (3) One (1) member:
- 14 (A) who is the executive of the municipality having the largest

1 population in the county if that municipality is a city; or
2 (B) appointed from the membership of the legislative body of
3 a town if the town is the municipality having the largest
4 population in the county.

5 **The executive of a municipality described in clause (A) may**
6 **appoint an individual to act as the executive's proxy on the**
7 **board.**

8 (4) One (1) member of the legislative body of the municipality
9 with the largest population in the county appointed by the
10 legislative body of that municipality.

11 (5) One (1) member:

12 (A) who is the executive of a city in the county that is not the
13 municipality having the largest population in the county; or

14 (B) who is a member of the legislative body of a town that is
15 not the municipality having the largest population in the
16 county;

17 and who is appointed by the executive of that county to represent
18 the municipalities in the county other than the municipality
19 having the largest population.

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

22 (b) If a county having a population of more than four hundred
23 thousand (400,000) but less than seven hundred thousand (700,000) is
24 designated as a county district, the executives of the three (3) cities in
25 the county having the largest populations each serve as a member of
26 the board or may appoint a member of the legislative body of their city
27 to serve as a member of the board. If a county having a population of
28 more than two hundred thousand (200,000) but less than three hundred
29 thousand (300,000) is designated as a county district, the executives of
30 the two (2) cities in the county having the largest populations each
31 serve as a member of the board. If a county having a population of
32 more than two hundred thousand (200,000) but less than three hundred
33 thousand (300,000) is designated as a county district, the board of that
34 county district must include the following:

35 (1) One (1) member of the legislative body of the city having the
36 second largest population in the county, appointed by the
37 president of the city legislative body.

38 (2) One (1) member of the legislative body of a town located in

1 the county, appointed by the judge of the circuit court in the
2 county.

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

6 (d) If a county designated as a county district has a population of
7 more than four hundred thousand (400,000) but less than seven
8 hundred thousand (700,000), the board of the district consists of the
9 following members:

10 (1) One (1) member appointed by the county executive from the
11 membership of the county executive.

12 (2) Two (2) members appointed from the county fiscal body
13 appointed from the membership of the county fiscal body.

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

16 (4) One (1) member of the legislative body of each town
17 appointed by the legislative body.

18 (5) One (1) member of the legislative body of the municipality
19 with the largest population in the county appointed by the
20 legislative body of that municipality.

21 (6) If a local government unit in the county has an operating final
22 disposal facility located within the unit's jurisdiction, one (1)
23 member of the unit's board of public works appointed by the
24 board of public works.

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

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

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

37 (d) **When a district is designated under section 12(e) of this**
38 **chapter, the unit may expend funds for the purposes set forth in**

- 1 **subsections (a) and (b) to:**
- 2 **(1) develop; or**
- 3 **(2) enhance the value of;**
- 4 **real property used for retail purposes."**
- 5 Renumber all SECTIONS consecutively.
 (Reference is to HB 1130 as introduced.)

and when so amended that said bill do pass.

Representative Moses