
HOUSE BILL No. 1819

DIGEST OF INTRODUCED BILL

Citations Affected: IC 8-22-3.

Synopsis: Indianapolis airport authority board. Adds an advisory member from Morgan County to the Indianapolis airport authority board. Increases from five to six the number of voting members to be appointed by the mayor of Indianapolis to the board. Requires the mayor of Indianapolis to appoint a member from Decatur Township and a member from Wayne Township in Marion County. (Current law requires the mayor to appoint a member from either Decatur Township or Wayne Township.)

Effective: July 1, 2003.

Behning

January 23, 2003, read first time and referred to Committee on Local Government.

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First Regular Session 113th General Assembly (2003)

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 2002 Regular or Special Session of the General Assembly.

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HOUSE BILL No. 1819



A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 8-22-3-4, AS AMENDED BY P.L.170-2002,
2 SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2003]: Sec. 4. (a) Except as provided in subsections (b) ~~(e)~~;
4 ~~(d) (e); and (f);~~ **through (g)**, the board consists of four (4) members,
5 whenever the fiscal body of an eligible entity, acting individually,
6 establishes an authority. The members of the board shall be appointed
7 by the executive of the entity, and not more than two (2) members of
8 the board may be of the same political party.

9 (b) In the event that two (2) cities or one (1) city and one (1) town
10 act jointly to establish an authority under this chapter, the board
11 consists of five (5) members. The executive of each city or town shall
12 each appoint two (2) members to the board. The county executive shall
13 appoint one (1) member to the board. Each member appointed by an
14 executive must be of a different political party than the other appointed
15 member.

16 (c) In the event that an authority is established by a city or town and
17 a county, acting jointly, the board consists of six (6) members. The



1 executive of each entity shall appoint three (3) members. Not more
2 than two (2) members appointed by each executive may be of the same
3 political party.

4 (d) In the event that an authority was established under IC 19-6-3
5 (before its repeal on April 1, 1980) the board consists of five (5)
6 members. Three (3) members of the board shall be appointed by the
7 mayor of the city, and two (2) members of the board shall be appointed
8 by the board of commissioners of the county. Not more than two (2)
9 members representing the city may be members of the same political
10 party, and not more than one (1) member representing the county may
11 be a member of the same political party.

12 (e) Except as provided in section 4.1(b)(3) of this chapter, the
13 county executive of each Indiana county that is adjacent to a county
14 establishing an authority under this chapter and in which the authority
15 owns real property may appoint one (1) advisory member to the board.
16 An advisory member who is appointed under this subsection:

- 17 (1) must be a resident of the adjacent county;
- 18 (2) may not vote on any matter before the board;
- 19 (3) serves at the pleasure of the appointing authority; and
- 20 (4) serves without compensation or payment for expenses.

21 (f) **The county executive of a county having a population of more**
22 **than sixty-five thousand (65,000) but less than seventy thousand**
23 **(70,000) that is adjacent to a county establishing an authority**
24 **under section 4.1 of this chapter may appoint one (1) advisory**
25 **member to the board. An advisory member who is appointed under**
26 **this subsection:**

- 27 **(1) must be a resident of the county having a population of**
28 **more than sixty-five thousand (65,000) but less than seventy**
29 **thousand (70,000);**
- 30 **(2) may not vote on any matter before the board;**
- 31 **(3) serves at the pleasure of the appointing authority; and**
- 32 **(4) serves without compensation or payment for expenses.**

33 (g) The board of an authority established in a city that has a
34 population of more than sixteen thousand six hundred (16,600) but less
35 than seventeen thousand four hundred (17,400) consists of five (5)
36 members. The members of the board shall be appointed by the
37 executive of the eligible entity, and not more than three (3) members
38 of the board may be of the same political party.

39 SECTION 2. IC 8-22-3-4.1, AS AMENDED BY P.L.170-2002,
40 SECTION 70, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
41 JULY 1, 2003]: Sec. 4.1. (a) This section applies only to the board of
42 an airport authority established for a county having a consolidated city.



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1 (b) The board consists of members appointed as follows:

2 (1) The mayor of the consolidated city shall appoint ~~five (5)~~ **six**
3 **(6)** members. Each member appointed under this subdivision
4 must be a resident of the county having the consolidated city.

5 (2) The board of commissioners of the county having the
6 consolidated city shall appoint one (1) member. The member
7 appointed under this subdivision must be a resident of the county
8 having the consolidated city.

9 (3) The county executive of each Indiana county that fulfills all of
10 the following requirements shall each appoint one (1) member:

11 (A) The county is adjacent to the county having the
12 consolidated city.

13 (B) The county has a population of more than one hundred
14 thousand (100,000) but less than one hundred five thousand
15 (105,000).

16 (C) The authority owns real property in the county.

17 The county executive of a county represented on the board under
18 this subdivision may not appoint an advisory member under
19 section 4(e) of this chapter.

20 Not more than three (3) members appointed under subdivisions (1) and
21 (2) may be members of the same political party.

22 (c) At least ~~one (1) member~~ **two (2) members** of the board
23 appointed under subsection (b)(1) must also be ~~a resident~~ **residents** of
24 ~~a township~~ **townships** that ~~(1) is~~ **are** located in the county having the
25 consolidated city and **meet the following requirements:**

26 ~~(1) One (1) member shall be appointed from a township~~
27 ~~that~~ **that** has a population of ~~(A)~~ less than twenty-five thousand
28 (25,000). ~~or~~

29 ~~(B) (2) One (1) member shall be appointed from a township~~
30 ~~that has a population of~~ **that has a population of** more than one hundred thirty-three
31 thousand (133,000) but less than one hundred fifty thousand
32 (150,000).

33 (d) A member of the board appointed under subsection (b)(3) must
34 be a resident of a township:

35 (1) located in the county making the appointment; and

36 (2) having a population of more than twenty thousand (20,000)
37 but less than twenty-five thousand (25,000).

38 (e) A member of the board holds office for four (4) years and until
39 the member's successor is appointed and qualified.

40 (f) If a vacancy occurs in the board, the authority that appointed the
41 member that vacated the board shall appoint an individual to serve for
42 the remainder of the unexpired term.



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- 1 (g) A board member may be reappointed to successive terms.
- 2 (h) A board member may be impeached under the procedure
- 3 provided for the impeachment of county officers.
- 4 (i) A board member appointed under subsection (b)(3) may not vote
- 5 on a matter before the board relating to imposing, increasing, or
- 6 decreasing property taxes in the county having the consolidated city.

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