

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6424

BILL NUMBER: SB 100

NOTE PREPARED: Dec 1, 2003

BILL AMENDED:

SUBJECT: Native American Affairs Commission.

FIRST AUTHOR: Sen. Waterman

BILL STATUS: As Introduced

FIRST SPONSOR:

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: State

Summary of Legislation: This bill establishes the Native American Affairs Commission. The bill authorizes the Commission to recommend final disposition of Native American human remains that have been removed from a burial site. (The introduced version of this bill was prepared by the Natural Resources Study Committee.)

Effective Date: June 1, 2004; July 1, 2004.

Explanation of State Expenditures: The Commission will consist of 17 voting members and 2 nonvoting members. The voting members are as follows:

- 7 Native Americans.
- 2 Native Americans who have knowledge in Native American traditions and spiritual issues.
- Commissioner of the Department of Corrections, or designee.
- Commissioner of the Commission for Higher Education, or designee.
- Commissioner of the State Department of Health, or designee.
- Secretary of the Office of Family Social Services, or designee.
- Director of the Department of Natural Resources, or designee.
- State Superintendent of Public Instruction, or designee.
- Commissioner of the Department of Workforce Development, or designee.
- Director of the Indiana Historical Bureau.

The Commission also has 2 nonvoting members:

- One member of the House of Representatives, appointed by the Speaker.
- One member of the Senate, appointed by the President Pro Tempore.

Legislative members and lay members are entitled to per diem, mileage, and travel allowances. State employees are entitled to reimbursement for travel expenses.

The Department of Workforce Development and the Department of Natural Resources (DNR) will provide staff and administrative support for the Commission. Commission expenses would be paid from appropriations to the Department of Workforce Development.

If a Native American burial ground is discovered, the DNR must immediately notify the Commission. If Native American human remains are removed from a burial ground, the DNR must provide to the Commission any written findings that result from the study of the remains and written notice that the analysis is complete. The Commission will recommend to the DNR final disposition of the remains. The Department should be able to absorb any additional administrative expenses resulting from these provisions given its current budget.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Department of Workforce Development; Department of Natural Resources.

Local Agencies Affected:

Information Sources:

Fiscal Analyst: Bernadette Bartlett, 317-232-9586.