

HOUSE BILL No. 1078

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-7-4-1210.5.

Synopsis: Advisory plan commission membership. Provides that if no member of a township board accepts appointment to a plan commission that is: (1) located in Hamilton County; and (2) operating under a joinder agreement; a township resident who is not an elected official shall be appointed to the plan commission.

Effective: July 1, 2004.

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January 20, 2004, read first time and referred to Committee on Rules and Legislative Procedures.

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Second Regular Session 113th General Assembly (2004)

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 2003 Regular Session of the General Assembly.

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HOUSE BILL No. 1078



A BILL FOR AN ACT to amend the Indiana Code concerning local government.

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

1 SECTION 1. IC 36-7-4-1210.5, AS AMENDED BY P.L.170-2002,
2 SECTION 154, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2004]: Sec. 1210.5. (a) ADVISORY. As used
4 in this section, "town" refers to the most populous town in the
5 jurisdiction of the plan commission.
6 (b) ADVISORY. This section applies to a plan commission
7 operating under a joinder agreement:
8 (1) in a county having a population of more than one hundred
9 eighty thousand (180,000) but less than one hundred eighty-two
10 thousand seven hundred ninety (182,790); and
11 (2) containing:
12 (A) a township having a population of more than eighteen
13 thousand (18,000) but less than twenty-five thousand (25,000);
14 or
15 (B) a township having a population of more than nine
16 thousand (9,000) but less than fifteen thousand (15,000).
17 (c) ADVISORY. Notwithstanding section 1210 of this chapter, a



1 plan commission described in subsection (b) shall have nine (9)
 2 members as follows:
 3 (1) Two (2) members of the town legislative body, to be appointed
 4 by the town executive for a one (1) year term.
 5 (2) Two (2) town residents who are not elected officials or town
 6 employees, to be appointed by the town executive for a four (4)
 7 year term.
 8 (3) One (1) member of the township board, to be appointed by the
 9 township executive for a one (1) year term. **However, if no**
 10 **township board member accepts an appointment to the plan**
 11 **commission, the township executive, with the approval of the**
 12 **township legislative body, shall appoint a resident of the**
 13 **township who is not an elected official for a one (1) year term.**
 14 (4) Four (4) township residents who:
 15 (A) are not residents of the town; and
 16 (B) are not employees of the town or township;
 17 to be appointed by the township executive with the approval of the
 18 township legislative body for a four (4) year term.

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