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# HOUSE BILL No. 1261

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 36-9-3-5.

**Synopsis:** Regional transportation authority members. Adds the following members to the Lake County regional transportation authority: (1) one member appointed by the Lowell town council; (2) the mayor of Valparaiso or the mayor's designee; (3) the mayor of Portage or the mayor's designee; and (4) a member of the Porter County board of commissioners or the member's designee.

**Effective:** July 1, 2005.

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### Ayres, Kuzman

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January 6, 2005, read first time and referred to Committee on Local Government.

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First Regular Session 114th General Assembly (2005)

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 2004 Regular Session of the General Assembly.

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**HOUSE BILL No. 1261**



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 36-9-3-5 IS AMENDED TO READ AS FOLLOWS
- 2 [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) An authority is under the
- 3 control of a board (referred to as "the board" in this chapter) that,
- 4 except as provided in subsections (b) and (c), consists of:
- 5 (1) two (2) members appointed by the executive of each county in
- 6 the authority;
- 7 (2) one (1) member appointed by the executive of the largest
- 8 municipality in each county in the authority;
- 9 (3) one (1) member appointed by the executive of each second
- 10 class city in a county in the authority; and
- 11 (4) one (1) member from any other political subdivision that has
- 12 public transportation responsibilities in a county in the authority.
- 13 (b) An authority that includes a consolidated city is under the
- 14 control of a board consisting of the following:
- 15 (1) Two (2) members appointed by the executive of the county
- 16 having the consolidated city.
- 17 (2) One (1) member appointed by the board of commissioners of



- 1 the county having the consolidated city.
- 2 (3) One (1) member appointed by the executive of each other
- 3 county in the authority.
- 4 (4) Two (2) members appointed by the governor from a list of at
- 5 least five (5) names provided by the Indianapolis regional
- 6 transportation council.
- 7 (5) One (1) member representing the four (4) largest
- 8 municipalities in the authority located in a county other than a
- 9 county containing a consolidated city. The member shall be
- 10 appointed by the executives of the municipalities acting jointly.
- 11 (6) One (1) member representing the excluded cities located in a
- 12 county containing a consolidated city that are members of the
- 13 authority. The member shall be appointed by the executives of the
- 14 excluded cities acting jointly.
- 15 (7) One (1) member of a labor organization representing
- 16 employees of the authority who provide public transportation
- 17 services within the geographic jurisdiction of the authority. The
- 18 labor organization shall appoint the member.
- 19 (c) An authority that includes a county having a population of more
- 20 than four hundred thousand (400,000) but less than seven hundred
- 21 thousand (700,000) is under the control of a board consisting of the
- 22 following sixteen (16) members:
- 23 (1) Three (3) members appointed by the executive of a city with
- 24 a population of more than ninety thousand (90,000) but less than
- 25 one hundred five thousand (105,000).
- 26 (2) Two (2) members appointed by the executive of a city with a
- 27 population of more than seventy-five thousand (75,000) but less
- 28 than ninety thousand (90,000).
- 29 (3) One (1) member jointly appointed by the executives of the
- 30 following municipalities located within a county having a
- 31 population of more than four hundred thousand (400,000) but less
- 32 than seven hundred thousand (700,000):
- 33 (A) A city with a population of more than five thousand one
- 34 hundred thirty-five (5,135) but less than five thousand two
- 35 hundred (5,200).
- 36 (B) A city with a population of more than thirty-two thousand
- 37 (32,000) but less than thirty-two thousand eight hundred
- 38 (32,800).
- 39 (4) One (1) member who is jointly appointed by the fiscal body of
- 40 the following municipalities located within a county with a
- 41 population of more than four hundred thousand (400,000) but less
- 42 than seven hundred thousand (700,000):

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- 1 (A) A town with a population of more than fifteen thousand
- 2 (15,000) but less than twenty thousand (20,000).
- 3 (B) A town with a population of more than twenty-three
- 4 thousand (23,000) but less than twenty-four thousand
- 5 (24,000).
- 6 (C) A town with a population of more than twenty thousand
- 7 (20,000) but less than twenty-three thousand (23,000).
- 8 (5) One (1) member who is jointly appointed by the fiscal body of
- 9 the following municipalities located within a county with a
- 10 population of more than four hundred thousand (400,000) but less
- 11 than seven hundred thousand (700,000):
- 12 (A) A town with a population of more than eight thousand
- 13 (8,000) but less than nine thousand (9,000).
- 14 (B) A town with a population of more than twenty-four
- 15 thousand (24,000) but less than thirty thousand (30,000).
- 16 (C) A town with a population of more than twelve thousand
- 17 five hundred (12,500) but less than fifteen thousand (15,000).
- 18 (6) One (1) member who is jointly appointed by the following
- 19 authorities of municipalities located in a county having a
- 20 population of more than four hundred thousand (400,000) but less
- 21 than seven hundred thousand (700,000):
- 22 (A) The executive of a city with a population of more than
- 23 nineteen thousand eight hundred (19,800) but less than
- 24 twenty-one thousand (21,000).
- 25 (B) The fiscal body of a town with a population of more than
- 26 nine thousand (9,000) but less than twelve thousand five
- 27 hundred (12,500).
- 28 (C) The fiscal body of a town with a population of more than
- 29 five thousand (5,000) but less than eight thousand (8,000).
- 30 (D) The fiscal body of a town with a population of less than
- 31 one thousand five hundred (1,500).
- 32 (E) The fiscal body of a town with a population of more than
- 33 two thousand two hundred (2,200) but less than five thousand
- 34 (5,000).
- 35 (7) One (1) member appointed by the fiscal body of a town with
- 36 a population of more than thirty thousand (30,000) located within
- 37 a county with a population of more than four hundred thousand
- 38 (400,000) but less than seven hundred thousand (700,000).
- 39 (8) One (1) member who is jointly appointed by the following
- 40 authorities of municipalities that are located within a county with
- 41 a population of more than four hundred thousand (400,000) but
- 42 less than seven hundred thousand (700,000):

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- 1 (A) The executive of a city having a population of more than
- 2 twenty-five thousand (25,000) but less than twenty-seven
- 3 thousand (27,000).
- 4 (B) The executive of a city having a population of more than
- 5 thirteen thousand nine hundred (13,900) but less than fourteen
- 6 thousand two hundred (14,200).
- 7 (C) The fiscal body of a town having a population of more
- 8 than one thousand five hundred (1,500) but less than two
- 9 thousand two hundred (2,200).
- 10 (9) Three (3) members appointed by the fiscal body of a county
- 11 with a population of more than four hundred thousand (400,000)
- 12 but less than seven hundred thousand (700,000).
- 13 (10) One (1) member appointed by the county executive of a
- 14 county with a population of more than four hundred thousand
- 15 (400,000) but less than seven hundred thousand (700,000).
- 16 (11) One (1) member of a labor organization representing
- 17 employees of the authority who provide public transportation
- 18 services within the geographic jurisdiction of the authority. The
- 19 labor organization shall appoint the member. If more than one (1)
- 20 labor organization represents the employees of the authority, each
- 21 organization shall submit one (1) name to the governor, and the
- 22 governor shall appoint the member from the list of names
- 23 submitted by the organizations.
- 24 **(12) One (1) member appointed by the fiscal body of a town**
- 25 **with a population of more than five thousand (5,000) but less**
- 26 **than eight thousand (8,000) located in a county with a**
- 27 **population of more than four hundred thousand (400,000) but**
- 28 **less than seven hundred thousand (700,000).**
- 29 **(13) The executive of a city with a population of more than**
- 30 **twenty-seven thousand four hundred (27,400) but less than**
- 31 **twenty-eight thousand (28,000) or the executive's designee.**
- 32 **(14) The executive of a city with a population of more than**
- 33 **thirty-three thousand (33,000) but less than thirty-six**
- 34 **thousand (36,000) or the executive's designee.**
- 35 **(15) One (1) member of the board of commissioners of a**
- 36 **county with a population of more than one hundred forty-five**
- 37 **thousand (145,000) but less than one hundred forty-eight**
- 38 **thousand (148,000), appointed by the board of commissioners,**
- 39 **or the member's designee.**

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