

# COMMITTEE REPORT

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## MADAM PRESIDENT:

The Senate Committee on Homeland Security, Transportation and Veterans Affairs, to which was referred Senate Bill No. 472, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1           Page 1, between the enacting clause and line 1, begin a new  
2 paragraph and insert:  
3           "SECTION 1. IC 10-14-4-2 IS AMENDED TO READ AS  
4 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. As used in this  
5 chapter, "eligible entity" means a county, city, ~~or~~ town, **or an**  
6 **individual who has incurred loss because of a disaster.**  
7           SECTION 2. IC 10-14-4-5 IS AMENDED TO READ AS  
8 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 5. (a) The state disaster  
9 relief fund is established to provide money to assist eligible entities in  
10 paying for the costs of damage to public facilities **or individual**  
11 **property** resulting from disasters.  
12           (b) The fund consists of money appropriated by the general  
13 assembly. The agency shall administer the fund. Expenses of  
14 administering the fund shall be paid from money in the fund. The  
15 treasurer of state shall invest the money in the fund not currently  
16 needed to meet the obligations of the fund in the same manner as other  
17 public funds may be invested. Interest that accrues from these  
18 investments shall be deposited in the fund.  
19           (c) ~~Money in the fund is appropriated to carry out the purposes of~~  
20 ~~the fund as provided in this chapter:~~ Money in the fund at the end of a  
21 state fiscal year does not revert to the state general fund.

1 SECTION 3. IC 10-14-4-6 IS AMENDED TO READ AS  
 2 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 6. Subject to the  
 3 restrictions under this chapter, the agency may use money in the fund  
 4 to make grants to an eligible entity that:

- 5 (1) contains territory for which a disaster emergency has been  
 6 declared by the governor;
- 7 (2) has suffered damage to the entity's public facilities **or**  
 8 **individual property** because of the disaster for which the disaster  
 9 emergency was declared;
- 10 (3) has applied to the department for a grant; and
- 11 (4) complies with all other requirements established by the  
 12 agency.

13 SECTION 4. IC 10-14-4-7 IS AMENDED TO READ AS  
 14 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 7. **This section does**  
 15 **not apply to an eligible entity that is an individual.** Except as  
 16 provided in section 8 of this chapter, the agency may not make a grant  
 17 to an eligible entity under this section unless the damage to the entity's  
 18 public facilities caused by the disaster exceeds an amount equal to one  
 19 dollar (\$1) multiplied by the population of the entity. A grant to an  
 20 eligible entity under this subsection may not exceed an amount equal  
 21 to:

- 22 (1) fifty percent (50%); multiplied by
- 23 (2) the result of:
  - 24 (A) the total cost of the damage to the entity's public facilities  
 25 caused by the disaster; minus
  - 26 (B) an amount equal to one dollar (\$1) multiplied by the  
 27 population of the entity.

28 SECTION 5. IC 10-14-4-8 IS AMENDED TO READ AS  
 29 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 8. **This section does**  
 30 **not apply to an eligible entity that is an individual.** If the governor  
 31 declares more than one (1) disaster emergency in the same year for  
 32 territory in an eligible entity, the agency may, in addition to a grant  
 33 under section 7 of this chapter, make a grant to the entity under this  
 34 section if the total cumulative cost of the damage to the entity's public  
 35 facilities caused by the disasters exceeds two dollars (\$2) multiplied by  
 36 the population of the entity. A grant to an eligible entity under this  
 37 section may not exceed:

- 38 (1) the product of:
  - 39 (A) fifty percent (50%); multiplied by
  - 40 (B) the total cumulative cost of the damage to the entity's  
 41 public facilities caused by all disasters in the year; minus
- 42 (2) any grants previously made under section 7 of this chapter to

1 the entity during the year.

2 SECTION 6. IC 10-14-4-9 IS AMENDED TO READ AS  
3 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 9. **This section does**  
4 **not apply to an eligible entity that is an individual.** To qualify for a  
5 grant under this chapter, the executive of an eligible entity must apply  
6 to the agency on forms provided by the agency. The application must  
7 include the following:

- 8 (1) A description and estimated cost of the damage caused by the  
9 disaster to the entity's public facilities.
- 10 (2) The manner in which the entity intends to use the grant  
11 money.
- 12 (3) Any other information required by the agency.

13 SECTION 7. IC 10-14-4-10 IS AMENDED TO READ AS  
14 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 10. **This section does**  
15 **not apply to an eligible entity that is an individual.** The fiscal officer  
16 of an entity receiving a grant under this chapter shall:

- 17 (1) establish a separate account within the entity's general fund;  
18 and
- 19 (2) deposit any grant proceeds received under this chapter in the  
20 account.

21 The department of local government finance may not reduce an entity's  
22 maximum or actual property tax levy under IC 6-1.1-18.5 on account  
23 of grant money deposited in the account.

24 SECTION 8. IC 10-14-4-13 IS ADDED TO THE INDIANA CODE  
25 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY  
26 1, 2007]: **Sec. 13. (a) This section applies only to an eligible entity**  
27 **that is an individual.**

28 **(b) To qualify for a grant under this chapter, an eligible entity**  
29 **must apply to the agency on forms provided by the agency. The**  
30 **application must include the following:**

- 31 **(1) A description and estimated cost of the damage caused by**  
32 **the disaster to the individual's property.**
- 33 **(2) The manner in which the individual intends to use the**  
34 **grant money.**
- 35 **(3) Any other information required by the agency."**

36 Page 1, between lines 10 and 11, begin a new paragraph and insert:  
37 "SECTION 10. IC 10-15-3-12 IS ADDED TO THE INDIANA  
38 CODE AS A **NEW SECTION** TO READ AS FOLLOWS  
39 [EFFECTIVE JULY 1, 2007]: **Sec. 12. (a) The regional public safety**  
40 **training fund is established for the purpose of providing regional**  
41 **and advanced training for public safety service providers. The fund**  
42 **shall be administered by the department.**

1           **(b) The expenses of administering the fund shall be paid from**  
2 **money in the fund.**

3           **(c) The treasurer of state shall invest the money in the fund not**  
4 **currently needed to meet the obligations of the fund in the same**  
5 **manner as other public money may be invested. Interest that**  
6 **accrues from these investments shall be deposited in the fund.**

7           **(d) Money in the fund at the end of a state fiscal year does not**  
8 **revert to the state general fund. Any amount remaining in the fund**  
9 **at the end of a state fiscal year that was not appropriated to the**  
10 **fund shall be transferred to the fire training infrastructure fund**  
11 **established under IC 22-14-5-1."**

12           Page 1, between lines 15 and 16, begin a new paragraph and insert:

13           "SECTION 12. IC 22-11-14-12, AS ADDED BY P.L.187-2006,  
14 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
15 JULY 1, 2007]: Sec. 12. (a) A user fee, known as the public safety fee,  
16 is imposed on retail transactions made in Indiana of fireworks, in  
17 accordance with section 13 of this chapter.

18           (b) A person who acquires fireworks in a retail transaction is liable  
19 for the public safety fee on the transaction and, except as otherwise  
20 provided in this chapter, shall pay the public safety fee to the retailer  
21 as a separate added amount to the consideration in the transaction. The  
22 retailer shall collect the public safety fee as an agent for the state.

23           (c) The public safety fee shall be deposited in the state general fund.  
24 **The department of state revenue shall annually transfer the monies**  
25 **received from the public safety fees as follows:**

26           **(1) Two million dollars (\$2,000,000) shall be deposited in the**  
27 **regional public safety training fund established under**  
28 **IC 10-15-3-12.**

29           **(2) Any additional monies received shall be deposited in the**  
30 **state disaster relief fund established under IC 10-14-4-5.**

31           (d) The department of state revenue shall adopt rules under  
32 IC 4-22-2 necessary for the collection **and distribution** of the public  
33 safety fee monies from retailers as described in subsections (b) and  
34 (c)."

35           Page 2, between lines 22 and 23, begin a new paragraph and insert:

36           "SECTION 14. IC 22-14-5-1, AS AMENDED BY P.L.1-2006,  
37 SECTION 376, IS AMENDED TO READ AS FOLLOWS  
38 [EFFECTIVE JULY 1, 2007]: Sec. 1. (a) The ~~firefighting and~~  
39 ~~emergency equipment revolving loan~~ **fire training infrastructure** fund  
40 is established. The division shall administer the ~~revolving~~ fund. The  
41 ~~revolving~~ fund must be used for the purposes of:

42           (1) ~~providing loans for the purchase of new or used firefighting~~

- 1           and other emergency equipment or apparatus under this chapter;  
 2           **providing grants to construct training facilities and purchase**  
 3           **training equipment; and**  
 4           (2) paying the costs of administering this chapter.
- 5           (b) The ~~revolving~~ fund consists of:
- 6           (1) amounts appropriated by the general assembly;  
 7           ~~(2) the repayment proceeds (including interest) of loans made~~  
 8           ~~from the revolving fund;~~  
 9           ~~(3) (2)~~ donations, grants, and money received from any other  
 10           source; and  
 11           ~~(4) (3)~~ amounts that the department transfers to the ~~revolving~~ fund  
 12           from the fire and building services fund.
- 13           (c) The treasurer of state shall invest the money in the ~~revolving~~  
 14           fund not currently needed to meet the obligations of the ~~revolving~~ fund  
 15           in the same manner as other public funds may be invested.
- 16           (d) Money in the ~~revolving~~ fund at the end of the fiscal year does  
 17           not revert to the state general fund.
- 18           (e) The ~~revolving~~ fund is subject to an annual audit by the state  
 19           board of accounts. The ~~revolving~~ fund shall pay all costs of the audit."  
 20           Renumber all SECTIONS consecutively.  
           (Reference is to SB 472 as introduced.)

**and when so amended that said bill do pass .**

Committee Vote: Yeas 8, Nays 0.

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**Senator Wyss, Chairperson**