

Adopted	Rejected
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COMMITTEE REPORT

YES:	8
NO:	0

MR. SPEAKER:

*Your Committee on Elections and Apportionment, to which was referred Senate Bill 193, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 4, after line 8, begin a new paragraph and insert:
- 2 "SECTION 4. IC 36-2-2-5, AS AMENDED BY P.L.225-2011,
- 3 SECTION 90, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 UPON PASSAGE]: Sec. 5. (a) To be eligible for election to the
- 5 executive, a person must meet the qualifications prescribed by
- 6 IC 3-8-1-21.
- 7 (b) A member of the executive must reside within:
- 8 (1) the county as provided in Article 6, Section 6 of the
- 9 Constitution of the State of Indiana; and
- 10 (2) the district from which the member was elected.
- 11 (c) ~~Except as provided in subsection (c)~~; If the person does not
- 12 remain a resident of the county and district after taking office, the
- 13 person forfeits the office. The county fiscal body shall declare the
- 14 office vacant whenever a member of the executive forfeits office under

1 this subsection.

2 (d) In a county having a population of:

3 (1) more than four hundred thousand (400,000) but less than
4 seven hundred thousand (700,000); or

5 (2) more than two hundred thousand (200,000) but less than three
6 hundred thousand (300,000);

7 one (1) member of the executive shall be elected by the voters of each
8 of the three (3) single-member districts established under section 4(b)
9 or 4(c) of this chapter. In other counties, all three (3) members of the
10 executive shall be elected by the voters of the whole county.

11 ~~(e) This subsection applies to a member of the executive who must
12 reside within the district from which the member was elected. A person
13 who:~~

14 ~~(1) has begun a term of office as a member of the executive; and~~

15 ~~(2) is relocated outside the member's district as the result of the
16 state's acquisition of the member's residence for a public use;~~

17 ~~may complete the member's term of office as long as the member
18 remains a resident of the county that contains the member's district.~~

19 SECTION 5. IC 36-2-3-5, AS AMENDED BY P.L.225-2011,
20 SECTION 91, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
21 UPON PASSAGE]: Sec. 5. (a) To be eligible to serve as a member of
22 the fiscal body, a person must meet the qualifications prescribed by
23 IC 3-8-1-22.

24 (b) A member of the fiscal body must reside within:

25 (1) the county as provided in Article 6, Section 6 of the
26 Constitution of the State of Indiana; and

27 (2) the district from which the member was elected, if applicable.

28 (c) ~~Except as provided in subsection (d);~~ A member who fails to
29 comply with subsection (b) forfeits the office.

30 ~~(d) This subsection applies to a member of the fiscal body who must
31 reside within the district from which the member was elected. A person
32 who:~~

33 ~~(1) has begun a term of office as a member of the fiscal body; and~~

34 ~~(2) is relocated outside the member's district as the result of the
35 state's acquisition of the member's residence for a public use;~~

1 may complete the member's term of office as long as the member
2 remains a resident of the county that contains the member's district.

3 SECTION 6. **An emergency is declared for this act."**

(Reference is to SB 193 as reprinted January 18, 2012.)

and when so amended that said bill do pass.

Representative Koch