

# COMMITTEE REPORT

## MADAM PRESIDENT:

**The Senate Committee on Local Government, to which was referred House Bill No. 1333, 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 5-11-1-27, AS ADDED BY P.L.117-2011,  
4 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
5 JULY 1, 2013]: Sec. 27. (a) As used in this section, "local government"  
6 means **the following:**  
7           **(1) A county.**  
8           **(2) A city.**  
9           **(3) A town. ~~or~~**  
10          **(4) A township.**  
11          **(5) A municipality not described in subdivisions (1) through**  
12          **(4).**  
13          **(6) Any other local governmental unit, entity, or**  
14          **instrumentality that is required to submit a financial report**  
15          **under section 4 of this chapter.**  
16          (b) In the compliance guidelines authorized under section 24 of this  
17 chapter, the state board of accounts shall define the acceptable  
18 minimum level of:  
19           (1) internal control standards; and  
20           (2) internal control procedures;

1 for internal control systems of local governments. The internal control  
 2 standards and procedures shall be developed to promote government  
 3 accountability and transparency.

4 (c) All erroneous or irregular variances, losses, shortages, or thefts  
 5 of local government funds or property shall be reported immediately to  
 6 the state board of accounts. The state board of accounts shall:

7 (1) determine the amount of funds involved and report the amount  
 8 to the appropriate government and law enforcement officials;

9 (2) determine the internal control weakness that contributed to or  
 10 caused the condition; and

11 (3) make written recommendations to the appropriate legislative  
 12 body or appropriate official overseeing the internal control system  
 13 addressing:

14 (A) the method of correcting the condition; and

15 (B) the necessary internal control policies and internal control  
 16 procedures that must be modified to prevent a recurrence of  
 17 the condition.

18 (d) The legislative body or the appropriate official overseeing the  
 19 internal control system shall immediately implement the policies and  
 20 procedures recommended by the state board of accounts under  
 21 subsection (c)(3)(B).

22 SECTION 2. IC 33-32-2-9, AS ADDED BY P.L.45-2010,  
 23 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 24 JULY 1, 2013]: Sec. 9. (a) As used in this section, "training courses"  
 25 refers to training courses related to the office of circuit court clerk that  
 26 are **compiled or** developed by the Association of Indiana Counties and  
 27 approved by the state board of accounts.

28 (b) An individual elected to the office of circuit court clerk after  
 29 November 2, 2010, shall complete at least:

30 (1) fifteen (15) hours of training courses within one (1) year; and

31 (2) forty (40) hours of training courses within three (3) years;

32 after ~~beginning the individual's term as circuit court clerk; the~~  
 33 **individual is elected to the office of circuit court clerk.**

34 **(c) A training course that an individual completes:**

35 **(1) after being elected to the office of circuit court clerk; and**

36 **(2) before the individual begins serving in the office of circuit**  
 37 **court clerk;**

38 **shall be counted toward the requirements under subsection (b).**

1           (d) An individual shall fulfill the training requirements  
2 established by subsection (b) for each term to which the individual  
3 is elected as circuit court clerk.

4           (e) This subsection applies only to an individual appointed to fill  
5 a vacancy in the office of circuit court clerk. An individual  
6 described in this subsection may, but is not required to, take  
7 training courses required by subsection (b). If an individual  
8 described in this subsection takes a training course required by  
9 subsection (b) for an elected circuit court clerk, the county shall  
10 pay for the training course as if the individual had been an elected  
11 circuit court clerk."

12           Page 1, line 1, delete "AS AMENDED BY P.L.120-2012," and  
13 insert "AS AMENDED BY SEA 85-2013, SECTION 152,".

14           Page 1, line 2, delete "SECTION 6,".

15           Page 1, line 10, delete "IC 36-2-7.5-6(c)(3)" and insert  
16 "IC 36-2-7.5-6(b)(3)".

17           Page 2, line 3, after "are" insert "**compiled or**".

18           Renumber all SECTIONS consecutively.

(Reference is to HB 1333 as printed February 5, 2013.)

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

Committee Vote: Yeas 5, Nays 1.

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**Head**

**Chairperson**