
PRELIMINARY DRAFT

No. 3057

PREPARED BY
LEGISLATIVE SERVICES AGENCY
2006 GENERAL ASSEMBLY

DIGEST

Citations Affected: IC 4-21.5-2-5.

Synopsis: Correction of reference to tourism committee. Deletes a reference to the tourist information and grant fund review committee, which was repealed by P.L.229-2005.

Effective: July 1, 2006.



A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

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

1 SECTION 1. IC 4-21.5-2-5, AS AMENDED BY P.L.235-2005,
2 SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2006]: Sec. 5. This article does not apply to the following
4 agency actions:

5 (1) The issuance of a warrant or jeopardy warrant for the
6 collection of taxes.

7 (2) A determination of probable cause or no probable cause by the
8 civil rights commission.

9 (3) A determination in a factfinding conference of the civil rights
10 commission.

11 (4) A personnel action, except review of a personnel action by the
12 state employees appeals commission under IC 4-15-2 or a
13 personnel action that is not covered by IC 4-15-2 but may be
14 taken only for cause.

15 (5) A resolution, directive, or other action of any agency that
16 relates solely to the internal policy, organization, or procedure of
17 that agency or another agency and is not a licensing or
18 enforcement action. Actions to which this exemption applies
19 include the statutory obligations of an agency to approve or ratify
20 an action of another agency.

21 (6) An agency action related to an offender within the jurisdiction
22 of the department of correction.

23 (7) A decision of the Indiana economic development corporation,
24 the office of tourism development, the department of
25 environmental management, ~~the tourist information and grant
26 fund review committee~~, the Indiana finance authority, the
27 corporation for innovation development, or the lieutenant
28 governor that concerns a grant, loan, bond, tax incentive, or
29 financial guarantee.

30 (8) A decision to issue or not issue a complaint, summons, or
31 similar accusation.



- 1 (9) A decision to initiate or not initiate an inspection,
2 investigation, or other similar inquiry that will be conducted by
3 the agency, another agency, a political subdivision, including a
4 prosecuting attorney, a court, or another person.
- 5 (10) A decision concerning the conduct of an inspection,
6 investigation, or other similar inquiry by an agency.
- 7 (11) The acquisition, leasing, or disposition of property or
8 procurement of goods or services by contract.
- 9 (12) Determinations of the department of workforce development
10 under IC 22-4-18-1(g)(1), IC 22-4-40, or IC 22-4-41.
- 11 (13) A decision under IC 9-30-12 of the bureau of motor vehicles
12 to suspend or revoke a driver's license, a driver's permit, a vehicle
13 title, or a vehicle registration of an individual who presents a
14 dishonored check.
- 15 (14) An action of the department of financial institutions under
16 IC 28-1-3.1 or a decision of the department of financial
17 institutions to act under IC 28-1-3.1.
- 18 (15) A determination by the NVRA official under IC 3-7-11
19 concerning an alleged violation of the National Voter Registration
20 Act of 1993 (42 U.S.C. 1973gg) or IC 3-7.
- 21 (16) Imposition of a civil penalty under IC 4-20.5-6-8 if the rules
22 of the Indiana department of administration provide an
23 administrative appeals process.

