

January 28, 1998

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## HOUSE BILL No. 1159

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DIGEST OF HB 1159 (Updated January 26, 1998 5:09 pm - DI 2)

**Citations Affected:** IC 15-1.5-10.

**Synopsis:** Center for agricultural science and heritage. Establishes the center for agricultural science and heritage (the barn). Establishes a 25 member board of trustees to govern the barn. Provides for the selection and employment of an executive director. Requires a majority vote of the trustees to take action on decisions concerning policy, employment of personnel, and major expenditures. Authorizes the trustees to establish a nonprofit foundation to raise funds for the center.

**Effective:** July 1, 1998.

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**Friend, Porter, Davis, Bischoff**

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January 8, 1998, read first time and referred to Committee on Agriculture and Rural Development.  
January 27, 1998, reported — Do Pass.

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HB 1159—LS 6682/DI 93



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January 28, 1998

Second Regular Session 110th General Assembly (1998)

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 1997 General Assembly.

## HOUSE BILL No. 1159

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A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

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

- 1 SECTION 1. IC 15-1.5-10 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 1998]:  
4 **Chapter 10. Center for Agricultural Science and Heritage**  
5 **Sec. 1. As used in this chapter, "the barn" refers to the center**  
6 **for agricultural science and heritage established by section 3 of this**  
7 **chapter.**  
8 **Sec. 2. As used in this chapter, "trustees" refers to the board of**  
9 **trustees of the center for agricultural science and heritage.**  
10 **Sec. 3. (a) The center for agricultural science and heritage (the**  
11 **barn) is established.**  
12 **(b) The following are the purposes for which the barn is**  
13 **established:**  
14 **(1) To inform the public of the past, present, and future of**  
15 **American agriculture and rural life.**  
16 **(2) To educate youth and the general public about American**  
17 **agriculture and food systems.**

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- 1 (3) To provide educational programming for youth that  
2 complements school curricula, both onsite and in the  
3 classroom.
- 4 (4) To create a synergy between Indiana's institutions of  
5 higher education and agriculture related industries.
- 6 (5) To generate economic vitality, convention activity, and  
7 tourism activity for Indiana.
- 8 (6) To become a center for agricultural business and thinking,  
9 a clearinghouse of agricultural information, a resource center  
10 for educators and the public, and a repository for agricultural  
11 artifacts and history.
- 12 (7) To create a central, prominent partner with whom  
13 agricultural organizations can launch, collaborate on, and  
14 coordinate programs.
- 15 (8) To position Indiana as the recognized agricultural center  
16 of the nation.
- 17 **Sec. 4. (a) The board is governed by a board of trustees. The**  
18 **trustees include the following twenty-five (25) individuals:**
- 19 (1) The governor or the governor's designee.
- 20 (2) The commissioner of agriculture or the commissioner's  
21 designee.
- 22 (3) The superintendent of public instruction or the  
23 superintendent's designee.
- 24 (4) The dean of agriculture of Purdue University or the dean's  
25 designee.
- 26 (5) The president of the Purdue University Agriculture  
27 Alumni Association or the president's designee.
- 28 (6) The state veterinarian or the state veterinarian's designee.
- 29 (7) The presiding officer of the state fair commission or the  
30 presiding officer's designee selected from the membership of  
31 the state fair commission.
- 32 (8) The presiding officer of the state fair board or the  
33 presiding officer's designee selected from the membership of  
34 the state fair board.
- 35 (9) One (1) member appointed by the largest Indiana  
36 organization representing agricultural interests in Indiana, as  
37 determined by the number of members of the organization.  
38 The member serves at the pleasure of the member's  
39 organization.
- 40 (10) One (1) member appointed by the second largest Indiana  
41 organization representing agricultural interests in Indiana, as  
42 determined by the number of members of the organization.



- 1           The member serves at the pleasure of the member's  
2           organization.
- 3           (11) Fifteen (15) members appointed by the governor.
- 4           (b) Of the members appointed under subsection (a)(11), not  
5           more than eight (8) may be affiliated with the same political party.
- 6           (c) Each member appointed under subsection (a)(11) must have  
7           a recognized interest in the barn.
- 8           Sec. 5. (a) The term of an individual appointed to the trustees  
9           under section 4(a)(11) of this chapter:
- 10           (1) is three (3) years; and
- 11           (2) expires September 30 of the year of expiration.
- 12           (b) A member appointed under section 4(a)(11) of this chapter  
13           may be reappointed to the trustees. However, a member appointed  
14           under section 4(a)(11) may not serve for more than nine (9) years  
15           in any twelve (12) year period.
- 16           Sec. 6. (a) The governor may appoint an individual to the  
17           trustees to fill a vacancy in the position of a trustee appointed  
18           under subsection 4(a)(11) of this chapter.
- 19           (b) An individual appointed under subsection (a) serves for the  
20           unexpired term of the member whom the individual replaces.
- 21           (c) The period of the unexpired term for which an individual  
22           serves after appointment under this section may not be considered  
23           in determining the number of years that the member has served in  
24           a twelve (12) year period for purposes of section 5(b) of this  
25           chapter.
- 26           Sec. 7. (a) The trustees shall elect a member of the trustees as  
27           the presiding officer of the trustees for a term of two (2) years. The  
28           member elected under this subsection is the presiding officer of the  
29           trustees until the earlier of the following:
- 30           (1) The expiration of the member's term.
- 31           (2) The replacement of the member as presiding officer by the  
32           trustees.
- 33           (b) The trustees may elect other officers of the barn from among  
34           the trustees.
- 35           Sec. 8. (a) The trustees shall recommend an individual to be  
36           employed as executive director of the barn, subject to the approval  
37           of the governor. If the governor approves an individual  
38           recommended by the trustees, the trustees may employ the  
39           individual as executive director. If the governor does not approve  
40           an individual recommended by the trustees, the trustees shall  
41           submit another recommendation to the governor.
- 42           (b) The executive director employed under this section:



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1 (1) is the chief administrative officer of the barn; and

2 (2) shall implement the policies of the trustees.

3 (c) The trustees may delegate any of the trustees' powers to the  
4 executive director. The trustees may make a delegation under this  
5 subsection through a resolution adopted by the trustees.

6 Sec. 9. A majority vote of the trustees is necessary for the  
7 adoption of:

8 (1) policy decisions;

9 (2) decisions concerning the employment of personnel; or

10 (3) major expenditures.

11 Sec. 10. (a) The trustees may establish a nonprofit entity to  
12 solicit, raise, and accept funds:

13 (1) to pay the administrative costs of the barn;

14 (2) for use in the maintenance and operations of the barn; and

15 (3) to fund capital improvements of the barn's principal  
16 facility and related facilities.

17 (b) The nonprofit entity established under this section may  
18 receive the proceeds from the operations of the barn.

19 (c) The nonprofit entity established under this section is  
20 governed by a board of directors. The directors include:

21 (1) the presiding officer of the trustees of the barn, who shall  
22 act as presiding officer of the board of directors; and

23 (2) four (4) individuals appointed by the trustees.

24 (d) An expenditure of funds by the nonprofit entity established  
25 under this section must be approved by the trustees.

26 Sec. 11. The executive director of the barn shall pay the  
27 expenses of the barn approved by the trustees of the barn.

28 SECTION 2. [EFFECTIVE JULY 1, 1998] (a) Notwithstanding  
29 IC 15-1.5-10-5, as added by this act, the initial appointments to the  
30 board of trustees of the center for agricultural science and heritage  
31 under IC 15-1.5-10-4(a)(11), as added by this act, are as follows:

32 (1) Five (5) members for a one (1) year term.

33 (2) Five (5) members for a two (2) year term.

34 (3) Five (5) members for a three (3) year term.

35 (b) Notwithstanding IC 15-1.5-10-5, as added by this act, the  
36 terms of the initial members of the board of trustees of the center  
37 for agricultural science and heritage begin October 1, 1998.

38 (c) This SECTION expires September 30, 2003.

39 SECTION 3. [EFFECTIVE JULY 1, 1998] (a) The chairperson of  
40 the state fair commission shall call an organizational meeting of the  
41 board of trustees of the center for agricultural science and heritage  
42 during October 1998, for the purpose of electing a presiding officer



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1 described in IC 15-1.5-10-7, as added by this act. The chairperson  
2 or the chairperson's designee shall preside over the organizational  
3 meeting.

4 (b) This SECTION expires November 1, 1998.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture and Rural Development, to which was referred House Bill 1159, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

BISCHOFF, Chair

Committee Vote: yeas 11, nays 0.

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