

January 28, 1998

HOUSE BILL No. 1371

DIGEST OF HB 1371 (Updated January 27, 1998 4:38 pm - DI 94)

Citations Affected: IC 14-13; noncode.

Synopsis: Lake Michigan marina development commission. Adds the following members to the marina commission: (1) a member of the general assembly who resides in Lake County; (2) a member of the general assembly who resides in LaPorte County; and (3) a member of the general assembly who resides in Porter County. Provides that the legislative members serve one year terms. Prohibits more than two members from the same political party or from the same chamber of the general assembly. Provides that the members are to be appointed by the governor.

Effective: Upon passage; July 1, 1998.

Ayres, Dobis

January 13, 1998, read first time and referred to Committee on Roads and Transportation.
January 20, 1998, reassigned to Committee on Local Government.
January 27, 1998, amended, reported — Do Pass.

HB 1371—LS 6945/DI 78



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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. 1371

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

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

- 1 SECTION 1. IC 14-13-3-4, AS ADDED BY P.L.1-1995, SECTION
2 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 1998]: Sec. 4. (a) The commission consists of the following members:
4 (1) The executive of Gary.
5 (2) The executive of Hammond.
6 (3) The executive of East Chicago.
7 (4) The executive of Portage.
8 (5) The executive of Michigan City.
9 (6) The executive of Whiting.
10 (7) The director of the department of commerce, who is a
11 nonvoting member.
12 (8) The director of the department, who is a nonvoting member.
13 **(9) Three (3) members of the general assembly, who are**
14 **nonvoting members appointed under section 5.5 of this**
15 **chapter.**
16 (b) A member of the commission may designate an individual to
17 serve on the commission in the member's place.

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1 SECTION 2. IC 14-13-3-5.5 IS ADDED TO THE INDIANA CODE
 2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 3 1, 1998]: **Sec. 5.5. (a) The members appointed from the general
 4 assembly under section (4)(a)(9) of this chapter are as follows:**

- 5 (1) A member who resides in Lake County.
 6 (2) A member who resides in LaPorte County.
 7 (3) A member who resides in Porter County.

8 (b) Not more than two (2) members appointed under section
 9 (4)(a)(9) of this chapter may be of:

- 10 (1) the same political party; or
 11 (2) the same chamber of the general assembly.

12 (c) The governor shall annually make the appointments
 13 required under section (4)(a)(9) of this chapter.

14 (d) If a member of the general assembly appointed under section
 15 4(a)(9) of this chapter ceases to be a member of the general
 16 assembly, the member also ceases to be a member of the
 17 commission, creating a vacancy for the duration of the member's
 18 term.

19 (e) If a vacancy exists under subsection (d), the governor shall
 20 appoint a member of the general assembly to fill the vacancy for
 21 the duration of the former member's term. A member appointed
 22 under this subsection must have the same qualifications as the
 23 former member whose position has become vacant.

24 SECTION 3. IC 14-13-3-6, AS ADDED BY P.L.1-1995, SECTION
 25 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
 26 1998]: **Sec. 6. (a) Except as provided in subsection (c), members of
 27 the commission are not entitled to receive from the commission a per
 28 diem. However, the members are entitled to receive an amount for
 29 mileage or travel.**

30 (b) Designees:

- 31 (1) of members of the commission; and
 32 (2) who are not holders of public office;

33 are entitled to receive from the commission an amount for per diem,
 34 mileage, and travel allowance equal to that fixed by the budget agency
 35 as payment to all persons entitled to receive those payments from the
 36 state.

37 (c) A member appointed under section 4(a)(9) of this chapter is
 38 entitled to receive the same per diem, mileage, and travel
 39 allowances paid to members of the general assembly serving on
 40 interim study committees established by the legislative council.

41 SECTION 4. [EFFECTIVE UPON PASSAGE]. (a) The
 42 appointments made by the governor under IC 14-13-3-4(a)(9), as

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1 amended by this act, must be made not later than June 30, 1998.
2 (b) This SECTION expires July 1, 1998.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1371, 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:

Page 1, line 13, delete "A member" and insert "**Three (3) members**".

Page 1, line 13, delete "is a" and insert "**are**".

Page 1, line 14, delete "member" and insert "**members**".

Page 2, line 2, delete "A member of" and insert "**The members appointed from**".

Page 2, line 2, delete "appointed".

Page 2, line 3, delete "shall" and insert "**are as follows**:"

(1) **A member who resides in Lake County.**

(2) **A member who resides in LaPorte County.**

(3) **A member who resides in Porter County.**

(b) **Not more than two (2) members appointed under section (4)(a)(9) of this chapter may be of:**

(1) **the same political party; or**

(2) **the same chamber of the general assembly.**

(c) **The governor shall annually make the appointments required under section (4)(a)(9) of this chapter. "**

Page 2, delete lines 4 through 13.

Page 2, line 14, delete "(c)" and insert "**(d)**".

Page 2, line 19, delete "(d)" and insert "**(e)**".

Page 2, line 19, delete "(c)" and insert "**(d)**".

Page 2, line 41, delete "first".

Page 2, line 42, delete "appointment" and insert "**appointments**".

Page 3, line 1, delete ":".

Page 3, line 2, delete "(1)".

Page 3, line 2, delete "; and" and insert ".".

Page 3, run in lines 1 through 2.

Page 3, delete lines 3 through 4.

and when so amended that said bill do pass.

(Reference is to House Bill 1371 as introduced.)

STEVENSON, Chair

Committee Vote: yeas 8, nays 0.

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