

January 23, 1998

SENATE BILL No. 344

DIGEST OF SB 344 (Updated January 21, 1998 3:35 pm - DI 47)

Citations Affected: IC 14-8; IC 14-19.

Synopsis: County option fees. Allows a county containing all or part of an Indiana state park, reservoir, forest, or recreation area to impose a recoupment fee on each motor vehicle that is admitted to the state park, reservoir, forest, or recreation area. Provides that the recoupment fee may not exceed \$1 per vehicle. Requires the department of natural resources to collect the recoupment fees. Requires the recoupment fees to be used to assist the local unit of government that provides police protection, fire protection, emergency medical services, and road repairs. Provides that a recoupment fee imposed by a county on motor
(Continued next page)

Effective: July 1, 1998.

Nugent, Jackman

January 8, 1998, read first time and referred to Committee on Agriculture and Small Business.
January 22, 1998, amended, reported favorably — Do Pass.

SB 344—LS 6455/DI 79+



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Digest Continued

vehicles admitted to a recreation facility that is under a lease arrangement with the United States Army Corps of Engineers must be approved by the United States Army Corps of Engineers before the recoupment fee is collected. (The introduced version of this bill was prepared by the agricultural matters evaluation committee.)

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January 23, 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.

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SENATE BILL No. 344

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 14-8-2-7.5, AS ADDED BY P.L.134-1997,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 1998]: Sec. 7.5. "Annual pass", for the purposes of
4 IC 14-19-3-5 and IC 14-19-3-6, has the meaning set forth in
5 IC 14-19-3-5(a).

6 SECTION 2. IC 14-19-3-6 IS ADDED TO THE INDIANA CODE
7 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
8 1, 1998]: Sec. 6. (a) **This section applies to a county containing all
9 or part of an Indiana state park, reservoir, forest, or recreation
10 area for which an admission fee is charged.**

11 (b) **The fiscal body of a county may adopt an ordinance to
12 impose a recoupment fee on each motor vehicle that is admitted to
13 the Indiana state park, reservoir, forest, or recreation area
14 contained in the county.**

15 (c) **The recoupment fee may not exceed one dollar (\$1) for each**

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- 1 motor vehicle.
- 2 (d) If a state park, reservoir, forest, or recreation area is located
3 in more than one (1) county:
- 4 (1) the total recoupment fee collected under this chapter for
5 that state park, reservoir, forest, or recreation area may not
6 exceed one dollar (\$1); and
- 7 (2) the proceeds of the recoupment fee collected under this
8 chapter with respect to that state park, reservoir, forest, or
9 recreation area shall be distributed to the counties whose
10 fiscal bodies have adopted an ordinance with respect to that
11 state park, reservoir, forest, or recreation area based upon the
12 percentage of the state park, reservoir, forest, or recreation
13 area acreage that lies within each adopting county.
- 14 (e) If a recoupment fee is imposed under this section, the
15 department shall collect the recoupment fee in the same manner
16 that the admission fee is collected. Recoupment fees shall also be
17 collected from the holder of a Golden Hoosier Passport and an
18 annual pass card holder with each admission. Recoupment fees
19 collected by the department under this section during a month
20 shall be paid by the end of the next succeeding month to the county
21 treasurer upon warrants issued by the auditor of state.
- 22 (f) Recoupment fees paid to the county treasurer under this
23 section shall be used in accordance with the ordinance adopted
24 under subsection (b) to assist the local unit of government that
25 provides:
- 26 (1) police protection;
- 27 (2) fire protection;
- 28 (3) services of emergency medical technicians; and
- 29 (4) road repairs.
- 30 (g) A recoupment fee imposed by a county on motor vehicles
31 admitted to a recreation facility that is maintained and operated by
32 the department under a lease arrangement with the United States
33 Army Corps of Engineers must be approved by the United States
34 Army Corps of Engineers before the recoupment fee is collected.

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SENATE MOTION

Mr. President: I move that Senator Jackman be added as second author of Senate Bill 344.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Agriculture and Small Business, to which was referred Senate Bill 344, 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:

Page 1, line 8, after "containing" insert "**all or part of**".

Page 2, between lines 1 and 2, begin a new paragraph and insert:

"(d) If a state park, reservoir, forest, or recreation area is located in more than one (1) county:

(1) the total recoupment fee collected under this chapter for that state park, reservoir, forest, or recreation area may not exceed one dollar (\$1); and

(2) the proceeds of the recoupment fee collected under this chapter with respect to that state park, reservoir, forest, or recreation area shall be distributed to the counties whose fiscal bodies have adopted an ordinance with respect to that state park, reservoir, forest, or recreation area based upon the percentage of the state park, reservoir, forest, or recreation area acreage that lies within each adopting county."

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

Page 2, line 10, delete "(e)" and insert "(f)".

Page 2, line 18, delete "(f)" and insert "(g)".

and when so amended that said bill do pass.

(Reference is to Senate Bill 344 as introduced.)

NUGENT, Chairperson

Committee Vote: Yeas 8, Nays 1.

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SENATE MOTION

Mr. President: I move that Senate Bill 344, which is eligible for second reading, be reassigned to the Committee on Finance.

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