



March 19, 1999

ENGROSSED HOUSE BILL No. 1150

DIGEST OF HB1150 (Updated March 17, 1999 3:44 pm - DI 47)

Citations Affected: Noncode.

Synopsis: Court officer salaries. Establishes an eleven member public officers compensation study committee to consist of: (1) four members of the senate; (2) four members of the house of representatives; and (3) three members to be appointed by the governor. Provides that the study committee is established to study whether to recommend to the general assembly the creation of a permanent executive commission with authority that includes the setting of salaries of any public officers. Describes other responsibilities of the permanent executive commission, if established. Specifies that in considering whether to recommend the establishment of the permanent executive commission,
(Continued next page)

Effective: July 1, 1999.

**Villalpando, Ayres, Dvorak,
Mellinger**

(SENATE SPONSORS — BRAY, ALEXA, FORD, LANANE)

January 6, 1999, read first time and referred to Committee on Courts and Criminal Code.
March 1, 1999, amended, reported — Do Pass.
March 4, 1999, read second time, ordered engrossed. Engrossed.
March 8, 1999, read third time, passed. Yeas 79, nays 14.

SENATE ACTION

March 11, 1999, read first time and referred to Committee on Rules and Legislative Procedure.
March 18, 1999, reported favorably — Do Pass.

EH 1150—LS 6360/DI 51+



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Digest Continued

the study committee shall consider the provisions contained in the introduced version of HB 1647 with respect to the implementation of the permanent commission. Requires the study committee to submit its final report of the results of its study to the legislative council before November 1, 1999.

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March 19, 1999

First Regular Session 111th General Assembly (1999)

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 1998 General Assembly.

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ENGROSSED HOUSE BILL No. 1150

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

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

- 1 SECTION 1. [EFFECTIVE JULY 1, 1999] (a) **As used in this**
2 **SECTION, "committee" refers to the public officers compensation**
3 **study committee established by subsection (c).**
4 (b) **As used in this SECTION, "public officer" refers to any of**
5 **the following:**
6 (1) **A member of the general assembly.**
7 (2) **The governor.**
8 (3) **The lieutenant governor.**
9 (4) **The secretary of state.**
10 (5) **The auditor of state.**
11 (6) **The treasurer of state.**
12 (7) **The attorney general.**
13 (8) **The clerk of the supreme court.**
14 (9) **The superintendent of public instruction.**
15 (10) **A justice of the supreme court of Indiana.**

EH 1150—LS 6360/DI 51+



1 **(11) A judge of the court of appeals of Indiana.**

2 **(12) A judge of the Indiana tax court.**

3 **(13) A judge of a circuit, superior, or county court.**

4 **(c) The committee is established to study whether to establish by**
5 **statute a permanent executive commission with the authority to do**
6 **the following:**

7 **(1) Receive information relating to the salaries of public**
8 **officers.**

9 **(2) Consider recommendations for appropriate salaries for**
10 **public officers.**

11 **(3) Take testimony relating to the salaries of public officers.**

12 **(4) Adopt, if necessary, proposed rules to set the salaries of**
13 **any public officers.**

14 **(5) Adopt, if necessary, proposed rules to govern the**
15 **proceedings of the commission.**

16 **(d) In considering whether to establish a permanent executive**
17 **commission for the purpose of carrying out the responsibilities**
18 **described in subsection (c), the committee shall consider the**
19 **provisions contained in the introduced version of House Bill 1647,**
20 **as introduced in the first regular session of the 111th general**
21 **assembly, with respect to the implementation of the commission.**

22 **(e) The committee may study other topics assigned by the**
23 **legislative council or as directed by the committee chair.**

24 **(f) The committee consists of eleven (11) members appointed as**
25 **follows:**

26 **(1) Four (4) members of the senate, not more than two (2) of**
27 **whom may be affiliated with the same political party, to be**
28 **appointed by the president pro tempore of the senate.**

29 **(2) Four (4) members of the house of representatives, not**
30 **more than two (2) of whom may be affiliated with the same**
31 **political party, to be appointed by the speaker of the house of**
32 **representatives.**

33 **(3) Three (3) members to be appointed by the governor.**

34 **(g) The chairman of the legislative council shall appoint a**
35 **legislative member of the committee to serve as chair of the**
36 **committee. Whenever there is a new chairman of the legislative**
37 **council, the new chairman may remove the chair of the committee**
38 **and appoint another chair.**

39 **(h) If a legislative member of the committee ceases to be a**
40 **member of the chamber from which the member was appointed,**
41 **the member also ceases to be a member of the committee.**

42 **(i) A legislative member of the committee may be removed at**



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- 1 **any time by the appointing authority who appointed the legislative**
- 2 **member.**
- 3 **(j) If a vacancy exists on the committee, the appointing**
- 4 **authority who appointed the former member whose position is**
- 5 **vacant shall appoint an individual to fill the vacancy.**
- 6 **(k) The committee shall submit a final report of the results of its**
- 7 **study to the legislative council before November 1, 1999.**
- 8 **(l) The legislative services agency shall provide staff support to**
- 9 **the committee.**
- 10 **(m) Each member of the committee is entitled to receive the**
- 11 **same per diem, mileage, and travel allowances paid to individuals**
- 12 **who serve as legislative and lay members, respectively, of interim**
- 13 **study committees established by the legislative council.**
- 14 **(n) The affirmative votes of a majority of the members**
- 15 **appointed to the committee are required for the committee to take**
- 16 **action on any measure, including the final report.**
- 17 **(o) This SECTION expires December 31, 1999.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1150, 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:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1150 as introduced.)

DVORAK, Chair

Committee Vote: yeas 13, nays 0.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Rules and Legislative Procedure, to which was referred House Bill No. 1150, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1150 as printed March 2, 1999.)

GARTON, Chairperson

Committee Vote: Yeas 6, Nays 1.

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