



March 12, 1999

**ENGROSSED
HOUSE BILL No. 1377**

DIGEST OF HB 1377 (Updated March 9, 1999 1:17 pm - DI 75)

Citations Affected: IC 36-8.

Synopsis: Enhanced emergency telephone system fees. Provides that the executive of a county that has more than one independently operated public safety access point may adopt an ordinance to require division of the balance of the county's emergency telephone system fund, and to distribute a portion of the funds to each unit in the county in an amount proportional to the amount contributed to the fund by service users in the unit. Provides for the administration of the distributions. Requires that the funds distributed may only be used for purposes allowed for the county emergency telephone system fund.

Effective: July 1, 1999.

**Whetstone, Dobis, Kuzman,
Thompson**

(SENATE SPONSORS — LAWSON C, MRVAN)

January 12, 1999, read first time and referred to Committee on Commerce and Economic Development.

February 16, 1999, amended, reported — Do Pass.

March 1, 1999, read second time, amended, ordered engrossed.

March 2, 1999, engrossed. Read third time, passed. Yeas 88, nays 9.

SENATE ACTION

March 4, 1999, read first time and referred to Committee on Commerce and Consumer Affairs.

March 11, 1999, amended, reported favorably — Do Pass.

EH 1377—LS 7648/DI 94+



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March 12, 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.

ENGROSSED HOUSE BILL No. 1377

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

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

- 1 SECTION 1. IC 36-8-16-13.5 IS ADDED TO THE INDIANA
2 CODE AS A NEW SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 1999]: **Sec. 13.5. (a) This section applies to a**
4 **county:**
5 (1) that has more than one (1) public safety answering point,
6 at least one (1) of which is operated independently from the
7 county's public safety answering point; and
8 (2) whose executive adopts an ordinance making this section
9 applicable to the county.
10 (b) If a county fiscal body has adopted an ordinance under
11 section 5 of this chapter to impose a monthly enhanced emergency
12 telephone system fee for each exchange access facility used in the
13 county, at the end of each quarter in a calendar year and after the
14 costs of the enhanced emergency telephone system and its related
15 expenses have been paid, the county auditor shall divide the
16 amount remaining in the emergency telephone system fund into
17 parts that are proportional to the amounts contributed to the fund

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1 by each unit within the county, as determined by the county
2 auditor. The county auditor shall then distribute to each unit in
3 the county at least fifty percent (50%) of the unit's proportional
4 part of the amount remaining in the fund after the costs of the
5 emergency telephone system and its related expenses have been
6 paid. The county auditor shall make the distribution on the last
7 business day of each quarter of the calendar year. The unit may
8 only use the funds distributed from the emergency telephone
9 system fund for the purposes specified in section 14 of this chapter.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Commerce and Economic Development, to which was referred House Bill 1377, 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 12, after "(b)" insert "**This subsection applies to a county that has more than one (1) public safety answering point, at least one (1) of which is operated independently from the county's public safety answering point.**".

Page 1, line 15, after "year" insert "**and after the costs of the enhanced emergency telephone system and its related expenses have been paid,**".

Page 2, line 2, after "unit" delete "." and insert "**, as determined by the county auditor. However, the amount distributed to a unit shall be at least fifty percent (50%) of the amount remaining in the fund after the costs of the emergency telephone system and its related expenses have been paid.**".

and when so amended that said bill do pass.

(Reference is to HB 1377 as introduced.)

BOTTORFF, Chair

Committee Vote: yeas 9, nays 1.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1377 be amended to read as follows:

Page 2, line 3, delete "distribute from" and insert "**divide**".

Page 2, line 4, before "emergency" insert "**amount remaining in the**".

Page 2, line 4, delete "to each unit within the".

Page 2, line 5, delete "county the part of the balance of the fund that is" and insert "**into parts that are**".

Page 2, line 6, delete "amount" and insert "**amounts**".

Page 2, line 6, delete "service users in the unit" and insert "**each unit within the county**".

Page 2, line 7, delete "However, the amount".

Page 2, line 8, delete "distributed to a unit shall be" and insert "**The county auditor shall then distribute to each unit in the county**".

Page 2, line 9, before "amount" insert "**unit's proportional part of the**".

(Reference is to HB 1377 as printed February 17, 1999.)

WHETSTONE

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COMMITTEE REPORT

Mr. President: The Senate Committee on Commerce and Consumer Affairs, to which was referred House Bill No. 1377, 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, delete lines 1 through 11.

Page 1, line 12, delete "(b)" and insert "SECTION 1. IC 36-8-16-13.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 1999]: **Sec. 13.5. (a)**".

Page 1, line 12, delete "subsection" and insert "**section**".

Page 1, line 12, after "county" insert ":".

Page 1, before "that" begin a new line block indented and insert: "**(1)**".

Page 1, line 15, delete "." and insert "**; and**

(2) whose executive adopts an ordinance making this section applicable to the county.".

Page 1, line 15, before "If" begin a new paragraph and insert: "**(b)**".

and when so amended that said bill do pass.

(Reference is to HB 1377 as reprinted March 2, 1999.)

MILLS, Chairperson

Committee Vote: Yeas 10, Nays 0.

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