



Reprinted
March 26, 1999

ENGROSSED SENATE BILL No. 162

DIGEST OF SB 162 (Updated March 25, 1999 10:59 am - DI 92)

Citations Affected: IC 4-30.

Synopsis: Abolishment of capital projects review committee. Provides that townships and private nonprofit entities are eligible applicants for purposes of projects to be funded from the state and local capital projects account of the build Indiana fund. Repeals the statute establishing the Indiana capital projects review committee and other statutes setting forth the committee's powers and procedures. Provides that eligible applicants who receive build Indiana funds are not required to have a certified public accountant audit of the funds received and expended. Makes conforming amendments.

Effective: July 1, 1997 (retroactive); July 1, 1999.

Mills

(HOUSE SPONSORS — BAUER, ESPICH)

January 6, 1999, read first time and referred to Committee on Planning and Economic Development.

January 26, 1999, reported favorably — Do Pass.

February 1, 1999, read second time, ordered engrossed. Engrossed.

February 2, 1999, read third time, passed. Yeas 48, nays 0.

HOUSE ACTION

March 3, 1999, read first time and referred to Committee on Ways and Means.

March 17, 1999, amended, reported — Do Pass.

March 25, 1999, read second time, amended, ordered engrossed.

ES 162—LS 6022/DI 44+



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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 SENATE BILL No. 162

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

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

- 1 SECTION 1. IC 4-30-17-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 2. As used in this
3 chapter, "eligible applicant" means the following:
4 (1) Any entity with the authority to impose ad valorem property
5 taxes, ~~except townships~~, including counties, cities, towns,
6 **townships**, special taxing districts, school corporations, and any
7 other entity that is granted by statute or ordinance a right to
8 impose user fees or charges (referred to as political subdivisions
9 in this chapter) as long as the application is signed by the
10 executive of the political subdivision.
11 (2) The state, as long as the application is signed by the governor.
12 (3) State funded institutions of higher education, as long as the
13 application is approved by the ~~higher education~~ commission **for**
14 **higher education**.
15 (4) **A private nonprofit entity.**
16 SECTION 2. IC 4-30-17-4.1 IS AMENDED TO READ AS

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1 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 4.1. (a) Money required
 2 to be credited to the state and local capital projects account may be
 3 used only **by eligible applicants** for state and local capital projects or
 4 for deposit in a revolving loan fund that may only be used **by eligible**
 5 **applicants** for capital projects. Capital projects include the
 6 construction of airports, airport facilities, and local street and road
 7 projects. A state project is a capital project that is proposed by the state
 8 or the ~~higher education~~ commission **for higher education**. A local
 9 project is a capital project proposed by a political subdivision **or a**
 10 **private nonprofit entity**. An airport development project that is
 11 eligible for a grant or loan under IC 8-21-11 is a local capital project.

12 ~~(d)~~ (b) The money required to be credited to the state and local
 13 capital projects account must be used to promote the maximum use of
 14 other funds for capital projects, including using local matching
 15 requirements, the consideration of various kinds of credit
 16 enhancements, and the remarketing of debt issues secured by money in
 17 the state and local capital projects account.

18 SECTION 3. IC 4-30-17-4.2 IS ADDED TO THE INDIANA CODE
 19 AS A **NEW SECTION TO READ AS FOLLOWS** [EFFECTIVE July
 20 1, 1997 (RETROACTIVE)]: **Eligible applicants who receive funds**
 21 **under this chapter are not required to have a certified public**
 22 **accountant audit of the funds received and expended.**

23 SECTION 4. THE FOLLOWING ARE REPEALED [EFFECTIVE
 24 JULY 1, 1999]: IC 4-30-17-1; IC 4-30-17-5; IC 4-30-17-6;
 25 IC 4-30-17-7; IC 4-30-17-8; IC 4-30-17-9.

26 SECTION 5. **An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. President: The Senate Committee on Planning and Economic Development, to which was referred Senate Bill No. 162, 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 Senate Bill 162 as introduced.)

LUBBERS, Chairperson

Committee Vote: Yeas 10, Nays 0.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred Senate Bill 162, 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, between lines 14 and 15, begin a new line block indented and insert:

"(4) A private nonprofit entity."

Page 2, line 7, after "subdivision" delete "." and insert "**or a private nonprofit entity.**".

and when so amended that said bill do pass.

(Reference is to SB 162 as printed January 27, 1999.)

BAUER, Chair

Committee Vote: yeas 22, nays 0.

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HOUSE MOTION

Mr. Speaker: I move that Engrossed Senate Bill 162 be amended to read as follows:

Page 2, between lines 17 and 18, begin a new paragraph and insert:

"SECTION 3. IC 4-30-17-4.2 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE July 1, 1997 (RETROACTIVE)]: Eligible applicants who receive funds under this chapter are not required to have a certified public accountant audit of the funds received and expended.**"

Renumber all SECTIONS consecutively.

Page 2, after line 20, begin a new paragraph and insert:

"SECTION 5. **An emergency is declared for this act.**"

(Reference is to ESB 162 as printed March 18, 1999.)

FRIEND

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