

HOUSE BILL No. 1318

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-9-3-5.

Synopsis: Lake County regional transportation authority. Specifies the entities that appoint members to the Lake County regional transportation authority. Allows the Lake County council to establish an advisory committee to assist the authority board.

Effective: Upon passage.

Stevenson

January 12, 1999, read first time and referred to Committee on Local Government.

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Introduced

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.

HOUSE BILL No. 1318

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 36-9-3-5 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) An authority is under the
3 control of a board (referred to as "the board" in this chapter) that,
4 except as provided in subsections (b) and (c), consists of:
5 (1) two (2) members appointed by the executive of each county in
6 the authority;
7 (2) one (1) member appointed by the executive of the largest
8 municipality in each county in the authority;
9 (3) one (1) member appointed by the executive of each second
10 class city in a county in the authority; and
11 (4) one (1) member from any other political subdivision that has
12 public transportation responsibilities in a county in the authority.
13 (b) An authority that includes a consolidated city is under the
14 control of a board consisting of the following:
15 (1) Two (2) members appointed by the executive of the county
16 having the consolidated city.
17 (2) One (1) member appointed by the board of commissioners of



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1 the county having the consolidated city.

2 (3) One (1) member appointed by the executive of each other
3 county in the authority.

4 (4) Two (2) members appointed by the governor from a list of at
5 least five (5) names provided by the Indianapolis regional
6 transportation council.

7 (5) One (1) member representing the four (4) largest
8 municipalities in the authority located in a county other than a
9 county containing a consolidated city. The member shall be
10 appointed by the executives of the municipalities acting jointly.

11 (6) One (1) member representing the excluded cities located in a
12 county containing a consolidated city that are members of the
13 authority. The member shall be appointed by the executives of the
14 excluded cities acting jointly.

15 (7) One (1) member of a labor organization representing
16 employees of the authority who provide public transportation
17 services within the geographic jurisdiction of the authority. The
18 labor organization shall appoint the member.

19 (c) An authority that includes a county having ~~more than two (2)~~
20 ~~second class cities a population of more than four hundred~~
21 ~~thousand (400,000) but less than seven hundred thousand (700,000)~~
22 is under the control of a board consisting of **the following sixteen (16)**
23 **members:**

24 (1) ~~four (4)~~ **Three (3)** members appointed by the executive of the
25 city with the largest population within the transportation planning
26 district that provides public transportation through:

27 (A) the municipality; or

28 (B) a public transportation corporation; a municipality with
29 a population of more than one hundred ten thousand
30 (110,000) but less than one hundred twenty thousand
31 (120,000) within a county with a population of more than
32 four hundred thousand (400,000) but less than seven
33 hundred thousand (700,000).

34 (2) ~~three (3)~~ **Two (2)** members appointed by the executive of the
35 city with the second largest population within the transportation
36 planning district that provides public transportation through:

37 (A) the municipality; or

38 (B) a public transportation corporation; a municipality with
39 a population of more than seventy-five thousand (75,000)
40 but less than ninety thousand (90,000) within a county with
41 a population of more than four hundred thousand
42 (400,000) but less than seven hundred thousand (700,000).



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- 1 (3) ~~two (2) members~~ **One (1) member** appointed by the executive
 2 of ~~the a~~ municipality with the third largest population within the
 3 transportation planning district that provides public transportation
 4 through:
- 5 (A) the municipality; or
 6 (B) a public transportation corporation; with a population of
 7 more than thirty-three thousand eight hundred fifty
 8 (33,850) but less than thirty-three thousand nine hundred
 9 (33,900) within a county with a population of more than
 10 four hundred thousand (400,000) but less than seven
 11 hundred thousand (700,000).
- 12 (4) One (1) member appointed by the executive of each additional
 13 municipality within the transportation planning district that:
- 14 (A) provides public transportation through:
 15 (i) the municipality; or
 16 (ii) a public transportation corporation; or
 17 (B) meets the membership requirements established by the
 18 regional transportation authority for membership on the
 19 authority;
- 20 (5) ~~one (1) member~~ appointed by the governor who must be a
 21 resident of the transportation planning district that contains the
 22 authority; and
- 23 ~~(6) a municipality with a population of more than five~~
 24 ~~thousand one hundred fifty (5,150) but less than five thousand~~
 25 ~~two hundred (5,200) within a county with a population of~~
 26 ~~more than four hundred thousand (400,000) but less than~~
 27 ~~seven hundred thousand (700,000).~~
- 28 (5) **One (1) member** who is appointed by the fiscal body of the
 29 following municipalities within a county with a population of
 30 more than four hundred thousand (400,000) but less than
 31 seven hundred thousand (700,000):
- 32 (A) A municipality with a population of more than ten
 33 thousand (10,000) but less than eleven thousand (11,000).
 34 (B) A municipality with a population of more than
 35 seventeen thousand eight hundred (17,800) but less than
 36 eighteen thousand (18,000).
 37 (C) A municipality with a population of more than
 38 twenty-three thousand five hundred (23,500) but less than
 39 twenty-four thousand (24,000).
 40 (D) A municipality with a population of more than
 41 nineteen thousand nine hundred forty (19,940) but less
 42 than twenty thousand (20,000).

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- 1 **(E) A municipality with a population of more than four**
 2 **thousand five hundred (4,500) but less than five thousand**
 3 **(5,000).**
- 4 **(F) A municipality with a population of more than nineteen**
 5 **thousand nine hundred (19,900) but less than nineteen**
 6 **thousand nine hundred forty (19,940).**
- 7 **(6) One (1) member who is appointed by the executive of a**
 8 **municipality with a population of more than seventeen**
 9 **thousand seven hundred (17,700) but less than seventeen**
 10 **thousand seven hundred fifty (17,750) within a county with a**
 11 **population of more than four hundred thousand (400,000) but**
 12 **less than seven hundred thousand (700,000).**
- 13 **(7) One (1) member appointed by the fiscal body of a**
 14 **municipality with a population of more than twenty-six**
 15 **thousand five hundred (26,500) but less than twenty-eight**
 16 **thousand (28,000) within a county with a population of more**
 17 **than four hundred thousand (400,000) but less than seven**
 18 **hundred thousand (700,000).**
- 19 **(8) One (1) member who is appointed by the following that are**
 20 **located within a county with a population of more than four**
 21 **hundred thousand (400,000) but less than seven hundred**
 22 **thousand (700,000):**
- 23 **(A) The executive of a municipality having a population of**
 24 **more than twenty-four thousand four hundred twenty**
 25 **(24,420) but less than twenty-five thousand (25,000).**
- 26 **(B) The executive of a municipality having a population of**
 27 **more than thirteen thousand five hundred (13,500) but less**
 28 **than fourteen thousand five hundred (14,500).**
- 29 **(C) The fiscal body of the municipality having a population**
 30 **of more than one thousand five hundred (1,500) but less**
 31 **than two thousand five hundred (2,500).**
- 32 **(9) Three (3) members appointed by the fiscal body of a**
 33 **county with a population of more than four hundred thousand**
 34 **(400,000) but less than seven hundred thousand (700,000).**
- 35 **(10) One (1) member appointed by the county executive of a**
 36 **county with a population of more than four hundred thousand**
 37 **(400,000) but less than seven hundred thousand (700,000).**
- 38 **(11) One (1) member of a labor organization representing**
 39 **employees of the authority who provide public transportation**
 40 **services within the geographic jurisdiction of the authority. The**
 41 **labor organization shall appoint the member.**
- 42 **(d) The fiscal body of a county with a population of more than**



1 **four hundred thousand (400,000) but less than seven hundred**
2 **thousand (700,000) may establish an advisory committee to assist**
3 **the board described in subsection (c).**

4 **SECTION 2. An emergency is declared for this act.**

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