

# HOUSE BILL No. 1763

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 20-14-2.5.

**Synopsis:** Guilford Township library board. Provides for the election of library board members in Guilford Township of Hendricks County. Provides that three board members are elected in one general election and four board members are elected in the next general election. Allows board members serving on July 1, 1999, to serve until January 1 following the general election on November 7, 2000. Provides for the appointment or reappointment of an individual as a member if a library board member's term expires after July 1, 1999, and before January 1, 2001. Provides that the library board is initially elected at the general election held on November 7, 2000. Provides that the three elected members receiving the highest number of votes shall initially serve a  
(Continued next page)

**Effective:** July 1, 1999.

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## Behning, Whetstone

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January 26, 1999, read first time and referred to Committee on Rules and Legislative Procedures.

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Digest Continued

term of four years, and the remaining four elected members shall initially serve a term of two years. Requires that after the initial election, the election of members is staggered between general elections.

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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.

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## HOUSE BILL No. 1763

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 20-14-2.5-2 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 2. (a) Except as  
3 provided in subsection (b), **an appointee a member appointed or**  
4 **elected** to a library board must:  
5 (1) reside in the library district during the time the **appointee**  
6 **member** is on the library board; and  
7 (2) have resided in the library district served by the public library  
8 for at least the two (2) years immediately preceding the  
9 **appointment to term when the member initially begins serving**  
10 **on** the library board.  
11 (b) This subsection does not apply to public libraries established by  
12 a county. If part or all of one (1) or more townships are contracting for  
13 service from a public library under IC 20-14-3-6, the appointing  
14 authority, in making an appointment under section 4(4) of this chapter,  
15 may name a resident of one (1) township to serve on the library board



1 as its appointment. However, the township appointee ceases to be a  
 2 member of the library board if the township in which he resides fails to  
 3 renew its contract for library service.

4 SECTION 2. IC 20-14-2.5-4 IS AMENDED TO READ AS  
 5 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 4. **Except in a**  
 6 **township described in section 16 of this chapter and** subject to  
 7 section 10 of this chapter, seven (7) members of a library board shall  
 8 be appointed as follows:

9 (1) One (1) member appointed by the executive of the county in  
 10 which the library district is located, or if the district is located in  
 11 more than one (1) county, jointly by the executives of the  
 12 respective counties.

13 (2) One (1) member appointed by the fiscal body of the county in  
 14 which the library district is located, or if the district is located in  
 15 more than one (1) county, jointly by the fiscal bodies of the  
 16 respective counties.

17 (3) Three (3) members appointed by the school board of the  
 18 school corporation serving the library district. However, if there  
 19 is more than one (1) school corporation serving the library  
 20 district:

21 (A) two (2) members shall be appointed by the school board  
 22 of the school corporation in which the principal offices of the  
 23 public library are located; and

24 (B) one (1) member shall be appointed by a majority vote of  
 25 the presidents of the school boards of the other school  
 26 corporations.

27 (4) One (1) member appointed under section 5(1), 6(b)(1), 7(1),  
 28 8(1), or 9(1), of this chapter, as applicable.

29 (5) One (1) member appointed under section 5(2), 6(b)(2), 7(2),  
 30 8(2), or 9(2) of this chapter, as applicable.

31 SECTION 3. IC 20-14-2.5-16 IS ADDED TO THE INDIANA  
 32 CODE AS A NEW SECTION TO READ AS FOLLOWS  
 33 [EFFECTIVE JULY 1, 1999]: **Sec. 16. (a) This section applies to a**  
 34 **township having a population of more than nineteen thousand**  
 35 **(19,000) but less than twenty thousand (20,000), located in a county**  
 36 **having a population of more than seventy-five thousand (75,000)**  
 37 **but less than seventy-eight thousand (78,000).**

38 (b) **The library board is composed of seven (7) members elected**  
 39 **at large.**

40 (c) **The library board shall be elected at large by the voters of**  
 41 **the township. The number of members to be elected to the library**  
 42 **board alternates between three (3) and four (4) at successive**



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1 general elections.

2 (d) The term of office of a member of the library board is four  
3 (4) years, beginning January 1 after election and continuing until  
4 a successor is elected and qualified.

5 SECTION 4. [EFFECTIVE JULY 1, 1999] (a) This section applies  
6 to a township library board in a township having a population of  
7 more than nineteen thousand (19,000) but less than twenty  
8 thousand (20,000), located in a county having a population of more  
9 than seventy-five thousand (75,000) but less than seventy-eight  
10 thousand (78,000).

11 (b) Notwithstanding IC 20-14-2.5-4, as amended by this act, and  
12 IC 20-14-2.5-16, as added by this act, a member of a library board  
13 serving on July 1, 1999, may continue as a member until January  
14 1, 2001. However, if a member is serving a term that expires after  
15 July 1, 1999, but before January 1, 2001, the appointing authority  
16 for that member may, upon expiration of that member's term,  
17 appoint or reappoint an individual as a member under  
18 IC 20-14-2.5 to serve a term that ends January 1, 2001.

19 (c) Notwithstanding IC 20-14-2.5-16, as added by this act, at the  
20 general election on November 7, 2000, the voters of the township  
21 shall initially elect:

22 (1) three (3) members, with each member serving a term of  
23 four (4) years beginning on January 1, 2001; and

24 (2) four (4) members, with each member serving a term of two  
25 (2) years, beginning on January 1, 2001.

26 The three (3) members elected with the highest number of votes in  
27 the general election on November 7, 2000, shall serve four (4) year  
28 terms.

29 (d) After the initial election of members to the library board  
30 under this SECTION, a member of the library board shall be  
31 elected to a four (4) year term.

32 (e) This SECTION expires January 1, 2005.

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