

# COMMITTEE REPORT

MR. PRESIDENT:

**The Senate Committee on Rules and Legislative Procedure, to which was referred House Bill No. 1639, 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:**

- 1           Page 3, delete lines 33 through 42, begin a new paragraph and  
2 insert:
- 3           "SECTION 2. IC 8-14-1-11 IS AMENDED TO READ AS  
4 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 11. (a) The department  
5 may create a local agency revolving fund from money appropriated  
6 under section ~~3(7)~~ **3(b)(7)** of this chapter for the purpose of  
7 maintaining a sufficient working balance in accounts established  
8 primarily to facilitate the matching of federal and local money for  
9 highway projects.
- 10          (b) The revolving fund balance must be maintained through  
11 reimbursement from a local unit for money used by that unit to match  
12 federal funds.
- 13          (c) If the local unit fails to reimburse the revolving fund, the  
14 department shall notify the local unit that the department has found the  
15 outstanding accounts receivable to be uncollectible.
- 16          (d) The attorney general shall review the outstanding accounts  
17 receivable and if the attorney general agrees with the department's  
18 assessment of the account's status, the attorney general shall certify to  
19 the auditor of state that the outstanding accounts receivable is

1 uncollectible and request a transfer of funds as provided in subsection  
2 (e).

3 (e) Upon receipt of a certificate as specified in subsection (d), the  
4 auditor of state shall:

- 5 (1) immediately notify the delinquent local unit of the claim; and  
6 (2) if proof of payment is not furnished to the auditor of state  
7 within thirty (30) days after the notification, transfer an amount  
8 equal to the outstanding accounts receivable to the department  
9 from the delinquent local unit's allocations from the motor vehicle  
10 highway account for deposit in the local agency revolving fund.

11 (f) Transfers shall be made under subsection (e) until the unpaid  
12 amount has been paid in full under the terms of the agreement.  
13 However, the agreement may be amended if both the department and  
14 the unit agree to amortize the transfer over a period not to exceed five  
15 (5) years.

16 (g) Money in the fund at the end of a fiscal year does not revert to  
17 the state general fund.

18 SECTION 3. IC 8-23-9-54 IS AMENDED TO READ AS  
19 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 54. (a) To provide  
20 funds for carrying out the provisions of this chapter, there is created a  
21 state highway fund from the following sources:

- 22 (1) All money in the general fund to the credit of the state  
23 highway account.  
24 (2) All money that is received from the Department of  
25 Transportation or other federal agency and known as federal aid.  
26 (3) All money paid into the state treasury to reimburse the state  
27 for money paid out of the state highway fund.  
28 (4) All money provided by Indiana law for the construction,  
29 maintenance, reconstruction, repair, and control of public  
30 highways, as provided under this chapter.  
31 (5) All money that on May 22, 1933, was to be paid into the state  
32 highway fund under contemplation of any statute in force as of  
33 May 22, 1933.  
34 (6) All money that may at any time be appropriated from the state  
35 treasury.  
36 (7) Any part of the state highway fund unexpended at the  
37 expiration of any fiscal year, which shall remain in the fund and  
38 be available for the succeeding years.

- 1 (8) Any money credited to the state highway fund from the motor
  - 2 vehicle highway account under ~~IC 8-14-1-3(4)~~.
  - 3 **IC 8-14-1-3(b)(4).**
  - 4 (9) Any money credited to the state highway fund from the
  - 5 highway road and street fund under IC 8-14-2-3.
  - 6 (10) Any money credited to the state highway fund under
  - 7 IC 6-6-4.1-5 or IC 8-16-1-17.1.
  - 8 (b) All expenses incurred in carrying out this chapter shall be paid
  - 9 out of the state highway fund.".
  - 10 Delete page 4.
  - 11 Page 5, delete lines 1 through 5.
  - 12 Page 9, reset in roman line 16 .
  - 13 Renumber all SECTIONS consecutively.
- (Reference is to HB 1639 as reprinted February 2, 1999.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 6, Nays 0.

---

**Garton**

**Chairperson**