

Adopted                  Rejected
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## COMMITTEE REPORT

YES:	12
NO:	0

**MR. SPEAKER:**

*Your Committee on Elections and Apportionment, to which was referred Senate Bill 118, 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:*

- 1           Delete the title and insert the following:
- 2           A BILL FOR AN ACT to amend the Indiana Code concerning state
- 3           and local administration.
- 4           Page 1, between the enacting clause and line 1, begin a new
- 5           paragraph and insert:
- 6           "SECTION 1. IC 5-11-10-2 IS AMENDED TO READ AS
- 7           FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 2. (a) Claims against
- 8           a political subdivision of the state must be approved by the officer or
- 9           person receiving the goods or services, be audited for correctness and
- 10          approved by the disbursing officer of the political subdivision, and,
- 11          where applicable, be allowed by the governing body having jurisdiction
- 12          over allowance of such claims before they are paid. If the claim is
- 13          against a governmental entity (as defined in section 1.6 of this chapter),
- 14          the claim must be certified by the fiscal officer.
- 15          (b) The state board of accounts shall prescribe a form which will
- 16          permit claims from two (2) or more claimants to be listed on a single

1 document and, when such list is signed by members of the governing  
 2 body showing the claims and amounts allowed each claimant and the  
 3 total claimed and allowed as listed on such document, it shall not be  
 4 necessary for the members to sign each claim.

5 (c) Notwithstanding subsection (b), only:

6 (1) the chairperson of the board of directors of a solid waste  
 7 management district established under IC 13-21 or IC 13-9.5  
 8 (before its repeal); or

9 (2) the chairperson's designee;

10 is required to sign the claim form described under this section.

11 (d) The form prescribed under this section shall be prepared by or  
 12 filed with the disbursing officer of the political subdivision, together  
 13 with:

14 (1) the supporting claims if payment is made under section 1 of  
 15 this chapter; or

16 (2) the supporting invoices or bills if payment is made under  
 17 section 1.6 of this chapter.

18 All such documents shall be carefully preserved by the disbursing  
 19 officer as a part of the official records of the office.

20 (e) Where under any law it is provided that each claim be allowed  
 21 over the signatures of members of a governing body, or a claim docket  
 22 or accounts payable voucher register be prepared listing claims to be  
 23 considered for allowance, the form and procedure prescribed in this  
 24 section shall be in lieu of the provisions of the other law.

25 (f) Notwithstanding this section, the publication **or posting** required  
 26 by IC 36-2-6-3(b) **and IC 36-2-6-3(c)** must state each claim for which  
 27 a separate warrant or check is to be issued by the disbursing officer.  
 28 **except for claims for the following:**

29 ~~(1) Salaries fixed in a definite amount by ordinance or statute:~~

30 ~~(2) Per diem of jurors:~~

31 ~~(3) Salaries of officers of a court."~~

32 Page 3, between lines 14 and 15, begin a new paragraph and insert:

33 "SECTION 4. IC 36-2-6-3 IS AMENDED TO READ AS  
 34 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 3. (a) This section does  
 35 not apply to claims for salaries fixed in a definite amount by ordinance  
 36 or statute, per diem of jurors, and salaries of officers of a court.

37 (b) The county auditor shall publish all claims that have been filed  
 38 for the consideration of the county executive and shall publish all

1 allowances made by courts of the county. Claims filed for the  
 2 consideration of the executive shall be published at least three (3) days  
 3 before each session of the executive, and court allowances shall be  
 4 published at least three (3) days before the issuance of warrants in  
 5 payment of those allowances. In publication of itemized statements  
 6 filed by assistant highway supervisors for consideration of the  
 7 executive, the auditor shall publish the name of each party and the total  
 8 amount due each party named in the itemized statements. Notice of  
 9 claims filed for consideration of the county executive must state their  
 10 amounts and to whom they are made. **Except as provided in**  
 11 **subsections (c) and (d),** claims and allowances subject to this section  
 12 shall be published as prescribed by IC 5-3-1, except that only one (1)  
 13 publication in two (2) newspapers is required.

14 **(c) This subsection applies to claims filed for the consideration**  
 15 **of the executive. The county auditor shall do one (1) of the**  
 16 **following:**

17 **(1) Publish an itemized statement of claims as prescribed by**  
 18 **IC 5-3-1, except that only one (1) publication in two (2)**  
 19 **newspapers is required.**

20 **(2) Post on the Internet an itemized statement of claims in**  
 21 **accordance with IC 5-3-1-2.**

22 **(3) Publish and post an itemized statement under subdivisions**  
 23 **(1) and (2).**

24 **(d) If a county auditor posts on the Internet an itemized**  
 25 **statement of claims under subsection (c)(2), the auditor must**  
 26 **publish in a newspaper in accordance with IC 5-3-1 a statement**  
 27 **that contains the following information:**

28 **(1) The total amount of the claims.**

29 **(2) A reference to the location on the Internet where the**  
 30 **itemized statement of claims can be found.**

31 **(3) A statement that an interested person may obtain a copy**  
 32 **of information relating to the claims and posted on the**  
 33 **Internet by calling the telephone number contained in the**  
 34 **statement.**

35 **(4) The telephone number that an interested person may call**  
 36 **the county auditor's office to obtain information relating to**  
 37 **the claims.**

38 **A statement required to be published under this subsection must**

1       **be printed conspicuously and so that the statement can be readily**  
 2       **distinguished from other legal notices and advertisements printed**  
 3       **on the page containing the statement. Publication of the statement**  
 4       **is required only one (1) time in two (2) newspapers.**

5       **(e) If an interested person requests copies of information**  
 6       **relating to the claims under subsection (d), the county auditor shall**  
 7       **mail the information to the person not later than five (5) business**  
 8       **days after the request is made.**

9       ~~(e)~~ **(f)** A member of the county executive who considers or allows  
 10      a claim, or a county auditor who issues warrants in payment of  
 11      allowances made by the county executive or a court of the county,  
 12      before compliance with subsection (b) **or subsections (c) through (e),**  
 13      commits a Class C infraction.

14      ~~(d)~~ **(g)** A county auditor shall publish one (1) time in accordance  
 15      with IC 5-3-1 a notice of all allowances made by a circuit or superior  
 16      court. The notice must be published within sixty (60) days after the  
 17      allowances are made and must state their amount, to whom they are  
 18      made, and for what purpose they are made."

19      Renumber all SECTIONS consecutively.

(Reference is to SB 118 as printed January 21, 2000.)

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

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Representative Kromkowski