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# SENATE BILL No. 276

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 5-11-10-2; IC 36-2-6-3.

**Synopsis:** Publication of county claims. Requires the county auditor to: (1) publish in two newspapers an itemized statement of claims filed for consideration by the county executive; or (2) post on the Internet an itemized statement of claims filed for consideration by the county executive; or (3) both. Requires a county auditor to publish in two newspapers a statement of the total amount of claims if the auditor posts on the Internet an itemized statement of claims.

**Effective:** July 1, 2000.

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January 10, 2000, read first time and referred to Committee on Governmental and Regulatory Affairs.

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Introduced

Second Regular Session 111th General Assembly (2000)

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 1999 General Assembly.

## SENATE BILL No. 276

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

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

- 1 SECTION 1. IC 5-11-10-2 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 2. (a) Claims against  
3 a political subdivision of the state must be approved by the officer or  
4 person receiving the goods or services, be audited for correctness and  
5 approved by the disbursing officer of the political subdivision, and,  
6 where applicable, be allowed by the governing body having jurisdiction  
7 over allowance of such claims before they are paid. If the claim is  
8 against a governmental entity (as defined in section 1.6 of this chapter),  
9 the claim must be certified by the fiscal officer.
- 10 (b) The state board of accounts shall prescribe a form which will  
11 permit claims from two (2) or more claimants to be listed on a single  
12 document and, when such list is signed by members of the governing  
13 body showing the claims and amounts allowed each claimant and the  
14 total claimed and allowed as listed on such document, it shall not be  
15 necessary for the members to sign each claim.
- 16 (c) Notwithstanding subsection (b), only:  
17 (1) the chairperson of the board of directors of a solid waste



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1 management district established under IC 13-21 or IC 13-9.5  
 2 (before its repeal); or  
 3 (2) the chairperson's designee;  
 4 is required to sign the claim form described under this section.

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

- 8 (1) the supporting claims if payment is made under section 1 of  
 9 this chapter; or  
 10 (2) the supporting invoices or bills if payment is made under  
 11 section 1.6 of this chapter.

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

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

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

- 23 (1) **Salaries fixed in a definite amount by ordinance or statute.**  
 24 (2) **Per diem of jurors.**  
 25 (3) **Salaries of officers of a court.**

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

30 (b) The county auditor shall publish all claims that have been filed  
 31 for the consideration of the county executive and shall publish all  
 32 allowances made by courts of the county. Claims filed for the  
 33 consideration of the executive shall be published at least three (3) days  
 34 before each session of the executive, and court allowances shall be  
 35 published at least three (3) days before the issuance of warrants in  
 36 payment of those allowances. In publication of itemized statements  
 37 filed by assistant highway supervisors for consideration of the  
 38 executive, the auditor shall publish the name of each party and the total  
 39 amount due each party named in the itemized statements. Notice of  
 40 claims filed for consideration of the county executive must state their  
 41 amounts and to whom they are made. **Except as provided in**  
 42 **subsections (c) and (d)**, claims and allowances subject to this section

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1 shall be published as prescribed by IC 5-3-1, except that only one (1)  
2 publication in two (2) newspapers is required.

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

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

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

11 **(3) Publish and post an itemized statement under subdivisions**  
12 **(1) and (2).**

13 **(d) If a county auditor posts on the Internet an itemized**  
14 **statement of claims under subsection (c)(2), the auditor must**  
15 **publish in a newspaper a statement of the total amount of the**  
16 **claims in accordance with IC 5-3-1, except that only one (1)**  
17 **publication in two (2) newspapers is required.**

18 ~~(e)~~ **(e)** A member of the county executive who considers or allows  
19 a claim, or a county auditor who issues warrants in payment of  
20 allowances made by the county executive or a court of the county,  
21 before compliance with subsection (b), **(c), or (d)** commits a Class C  
22 infraction.

23 ~~(f)~~ **(f)** A county auditor shall publish one (1) time in accordance  
24 with IC 5-3-1 a notice of all allowances made by a circuit or superior  
25 court. The notice must be published within sixty (60) days after the  
26 allowances are made and must state their amount, to whom they are  
27 made, and for what purpose they are made.

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