
HOUSE BILL No. 1028

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-30-17.

Synopsis: Build Indiana fund distributions. Eliminates the build Indiana capital projects review committee. Changes the name of the state and local capital projects account within the build Indiana fund to the local capital projects account. Requires the budget agency to reserve 50% of the amount credited to the local capital projects account for capital projects in senate districts. Requires the budget agency to divide the money equally among each senate district. Requires the budget agency to reserve 50% of the amount credited to the local capital projects account for capital projects in house districts. Requires the budget agency to divide the money equally among each house district. Provides that money in the local capital project account may not be appropriated for capital projects in a senate or house district in an amount that exceeds the amounts determined by the budget agency. Requires the budget agency to submit a list of proposed capital projects in each house and senate district to the general assembly.

Effective: July 1, 2000.

Steele

January 10, 2000, read first time and referred to Committee on Ways and Means.

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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.

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HOUSE BILL No. 1028



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

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

1 SECTION 1. IC 4-30-17-2 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 2. As used in this
 3 chapter, "eligible applicant" means ~~the following~~:
 4 (†) any entity with the authority to impose ad valorem property
 5 taxes except townships, including counties, cities, towns, special
 6 taxing districts, school corporations, and any other entity that is
 7 granted by statute or ordinance a right to impose user fees or
 8 charges (referred to as political subdivisions in this chapter) as
 9 long as the application is signed by the executive of the political
 10 subdivision.
 11 ~~(2) The state; as long as the application is signed by the governor.~~
 12 ~~(3) State funded institutions of higher education; as long as the~~
 13 ~~application is approved by the higher education commission.~~
 14 SECTION 2. IC 4-30-17-3.5 IS AMENDED TO READ AS
 15 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 3.5. (a) Two (2)
 16 segregated accounts shall be established within the build Indiana fund
 17 as follows:



- 1 (1) The ~~state and~~ local capital projects account.
- 2 (2) The lottery and gaming surplus account.
- 3 (b) Upon receiving surplus lottery revenue distributions from the
- 4 state lottery commission and surplus gaming revenue distributions from
- 5 the state gaming commission, the treasurer of state shall credit the
- 6 surplus lottery revenue and surplus gaming revenue to the lottery and
- 7 gaming surplus account. All money remaining in the lottery and
- 8 gaming surplus account after the transfer required by subsection (c)
- 9 shall be transferred to the ~~state and~~ local capital projects account.
- 10 (c) Before the twenty-fifth day of the month, the auditor of state
- 11 shall transfer from the lottery and gaming surplus account to the state
- 12 general fund motor vehicle excise tax replacement account an amount
- 13 equal to the following:
- 14 (1) In calendar year 1996, eleven million six hundred twenty-five
- 15 thousand dollars (\$11,625,000) per month.
- 16 (2) In calendar year 1997, twelve million nine hundred
- 17 twenty-five thousand twenty dollars (\$12,925,020) per month.
- 18 (3) In calendar year 1998, fifteen million ten thousand dollars
- 19 (\$15,010,000) per month.
- 20 (4) In calendar year 1999, seventeen million one hundred
- 21 ninety-two thousand dollars (\$17,192,000) per month.
- 22 (5) In calendar year 2000 nineteen million four hundred
- 23 thirty-five thousand two hundred ten dollars (\$19,435,210) per
- 24 month.
- 25 (6) In calendar year 2001 and each year thereafter, nineteen
- 26 million six hundred eighty-four thousand three hundred seventy
- 27 dollars (\$19,684,370) per month.
- 28 (d) This subsection applies only if insufficient money is available in
- 29 the lottery and gaming surplus account of the build Indiana fund to
- 30 make the distributions to the state general fund motor vehicle excise
- 31 tax replacement account that are required under subsection (c). Before
- 32 the twenty-fifth day of each month, the auditor of state shall transfer
- 33 from the state general fund to the state general fund motor vehicle
- 34 excise tax replacement account the difference between:
- 35 (1) the amount that subsection (c) requires the auditor of state to
- 36 distribute from the lottery and gaming surplus account of the
- 37 build Indiana fund to the state general fund motor vehicle excise
- 38 tax replacement account; and
- 39 (2) the amount that is available for distribution from the lottery
- 40 and gaming surplus account in the build Indiana fund to the state
- 41 general fund motor vehicle excise tax replacement account.
- 42 The transfers required under this subsection are annually appropriated

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1 from the state general fund.

2 SECTION 3. IC 4-30-17-4.1 IS AMENDED TO READ AS
 3 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 4.1. (a) Money required
 4 to be credited to the state and local capital projects account may be
 5 used only for state and local capital projects. or for deposit in a
 6 revolving loan fund that may only be used for capital projects. Capital
 7 projects include the construction of airports, airport facilities, and local
 8 street and road projects. A state project is a capital project that is
 9 proposed by the state or the higher education commission. A local
 10 project is a capital project proposed by a political subdivision. An
 11 airport development project that is eligible for a grant or loan under
 12 IC 8-21-11 is a local capital project.

13 (d) The money required to be credited to the state and local capital
 14 projects account must be used to promote the maximum use of other
 15 funds for capital projects; including using local matching requirements;
 16 the consideration of various kinds of credit enhancements; and the
 17 remarketing of debt issues secured by money in the state and local
 18 capital projects account.

19 (b) Fifty percent (50%) of the money credited to the local capital
 20 projects account is reserved for local capital projects located in the
 21 senate districts set forth in IC 2-1-7. The budget agency shall
 22 determine the amount of money available for projects located in
 23 the senate districts before January 1 of each odd-numbered year.
 24 The budget agency shall divide the money determined under this
 25 subsection equally among each senate district. The budget agency
 26 shall submit a list of proposed local capital projects in each senate
 27 district to the general assembly before January 1 of each
 28 odd-numbered year.

29 (c) Fifty percent (50%) of the money credited to the local capital
 30 projects account is reserved for local capital projects located in the
 31 house of representatives districts set forth in IC 2-1-6. The budget
 32 agency shall determine the amount of money available for projects
 33 located in the house districts before January 1 of each
 34 odd-numbered year. The budget agency shall divide the money
 35 determined under this subsection equally among each house
 36 district. The budget agency shall submit a list of proposed local
 37 capital projects in each house district to the general assembly
 38 before January 1 of each odd-numbered year.

39 (d) Money in the local capital project account may not be
 40 appropriated for capital projects in a senate or house district in an
 41 amount that exceeds the amount determined by the budget agency
 42 in this section.



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1 SECTION 4. IC 4-30-17-6 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 6. (a) The ~~committee~~
3 **budget agency** shall prescribe a form to be used as an application for
4 consideration of a proposed project. The application form must include
5 the following:

- 6 (1) A description of the project.
- 7 (2) A statement of the need for the project.
- 8 (3) An estimate of the total project cost.
- 9 (4) An itemization of the sources of funds.

10 (b) Applications must be submitted to the budget agency. ~~for~~
11 ~~forwarding to the committee.~~ An application must be submitted before
12 June 1 **of each even-numbered year to be considered by the**
13 ~~committee for inclusion in the committee's annual report for that year.~~
14 **budget agency's list of proposed capital projects submitted to the**
15 **general assembly under section 4.1 of this chapter.**

16 SECTION 5. THE FOLLOWING ARE REPEALED [EFFECTIVE
17 JULY 1, 2000]: IC 4-30-17-1; IC 4-30-17-5; IC 4-30-17-7;
18 IC 4-30-17-8; IC 4-30-17-9.

19 SECTION 6. [EFFECTIVE JULY 1, 2000] (a) **Notwithstanding**
20 **IC 4-30-17-6, as amended by this act, an eligible applicant may**
21 **submit an application for consideration of a proposed project**
22 **before November 1, 2000, for inclusion in the budget agency's list**
23 **of proposed capital projects that will be submitted to the general**
24 **assembly before January 1, 2001.**

25 (b) **This SECTION expires January 2, 2001.**

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