



January 21, 2000

SENATE BILL No. 46

DIGEST OF SB 46 (Updated January 18, 2000 4:13 PM - DI 47)

Citations Affected: Noncode.

Synopsis: Lake management work group. Establishes the lake management work group to monitor implementation of various recommendations concerning public freshwater lakes.

Effective: Upon passage.

Meeks R, Wheeler

November 17, 1999, read first time and referred to Committee on Rules and Legislative Procedure.
January 20, 2000, reported favorably — Do Pass.

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SB 46—LS 6200/DI 77+



January 21, 2000

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. 46

A BILL FOR AN ACT concerning natural and cultural resources.

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

- 1 SECTION 1. [EFFECTIVE UPON PASSAGE] (a) **The lake**
2 **management work group is established. The activities of the work**
3 **group established by this SECTION shall be directed to problems**
4 **and issues associated with lakes that meet the definition of a public**
5 **freshwater lake set forth in IC 14-26-2-3.**
6 (b) **The work group consists of twenty-six (26) members**
7 **appointed as follows:**
8 (1) **Four (4) members of the general assembly, consisting of:**
9 (A) **two (2) members of the house of representatives who**
10 **may not be members of the same political party, appointed**
11 **by the speaker of the house of representatives; and**
12 (B) **two (2) members of the senate who may not be**
13 **members of the same political party, appointed by the**
14 **president pro tempore of the senate.**
15 (2) **Three (3) representatives of the department of natural**
16 **resources, at least one (1) of whom must be an officer in the**
17 **division of law enforcement.**
18 (3) **The commissioner of the department of environmental**

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1 management or the commissioner's designee.

2 (4) One (1) representative of the Indiana Lake Management
3 Society or a similar organization of citizens concerned about
4 lakes. This member is appointed by the governor.

5 (5) One (1) representative of the Natural Resources
6 Conservation Service of the United States Department of
7 Agriculture appointed by the governor upon the
8 recommendation of the Natural Resources Conservation
9 Service.

10 (6) One (1) representative of soil and water conservation
11 districts organized under IC 13-3-1 or IC 14-32-3 (before
12 their repeal). This member is appointed by the governor.

13 (7) Ten (10) members appointed by the governor, each of
14 whom is:

15 (A) a participant in lake related recreational activities;

16 (B) a resident of a lake area;

17 (C) the owner or operator of a lake related business; or

18 (D) interested in the natural environment of the lakes of
19 Indiana.

20 (8) One (1) representative of the United States Army Corps of
21 Engineers appointed by the governor upon the
22 recommendation of the commander of the Louisville District
23 of the United States Army Corps of Engineers.

24 (9) One (1) representative of an agricultural organization.
25 This member is appointed by the governor.

26 (10) One (1) representative of an environmental organization.
27 This member is appointed by the governor.

28 (11) Two (2) other individuals appointed by the governor as
29 at-large members.

30 (c) When appointing two (2) members of the house of
31 representatives to the work group under subsection (b)(1)(A), the
32 speaker of the house of representatives shall appoint one (1) of the
33 representatives as the chairperson of the work group to serve
34 beginning July 1, 2000, and ending July 1, 2001.

35 (d) When appointing two (2) members of the senate to the work
36 group under subsection (b)(1)(B), the president pro tempore of the
37 senate shall appoint one (1) of the senators as the chairperson of
38 the work group beginning on the date of the appointment and
39 ending June 30, 2000. The work group shall meet at the call of the
40 chairperson, however, the work group shall meet not less than two
41 (2) times each year.

42 (e) To fill the positions created by subsection (b)(7), the



1 governor shall appoint one (1) resident of each of the ten (10)
2 congressional districts in Indiana. Each individual who was
3 appointed by the governor as a member of the work group on
4 December 31, 1999, under P.L.239-1997 (before its expiration) is
5 appointed to serve on the work group until the governor appoints
6 a successor.

7 (f) Each legislative member of the work group is entitled to
8 receive the same per diem, mileage, and travel allowances paid to
9 individuals who serve as legislative members of interim study
10 committees established by the legislative council.

11 (g) Each lay member of the work group who is not a state
12 employee is entitled to receive the same per diem, mileage, and
13 travel allowances paid to individuals who serve as lay members of
14 interim study committees established by the legislative council.

15 (h) The legislative council shall establish a budget for the work
16 group to pay for per diem, mileage, and travel allowances.

17 (i) The work group is under the direction of the department of
18 natural resources. The department may contract with a facilitator
19 to facilitate the work of the work group. The department of natural
20 resources shall staff the work group.

21 (j) The work group shall do the following:

22 (1) Monitor, review, and coordinate the implementation of the
23 work group's recommendations issued under P.L.239-1997.

24 (2) Facilitate collaborative efforts among commonly affected
25 state, county, and local governmental entities in cooperation
26 with lake residents and related organizations.

27 (3) Conduct public meetings to hear testimony and receive
28 written comments concerning the implementation of the work
29 group's recommendations.

30 (4) Develop proposed solutions to problems concerning the
31 implementation of the work group's recommendations.

32 (5) Issue reports to the natural resources study committee
33 when directed to do so.

34 (6) Review all funding that is currently being utilized for
35 Indiana's waterways, including potential sources that could be
36 used as a resource for the Indiana General Assembly to
37 correct funding problems.

38 (7) Issue:

39 (A) an interim report before July 1, 2000; and

40 (B) a final report before July 1, 2001.

41 (k) The affirmative votes of a majority of the members
42 appointed to the work group are required for the work group to



1 **take action on any measure, including final reports.**
2 **(1) The work group shall make its reports available to:**
3 **(1) the natural resources study committee;**
4 **(2) the department of natural resources; and**
5 **(3) the public.**
6 **(1) This SECTION expires July 1, 2002.**
7 **SECTION 2. An emergency is declared for this act.**

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SENATE MOTION

Mr. President: I move that Senator Wheeler be added as coauthor of Senate Bill 46.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 46, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 46 as introduced.)

GARTON, Chairperson

Committee Vote: Yeas 7, Nays 0.

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