
HOUSE BILL No. 1513

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-7-14-6.1; IC 36-7-14-10.

Synopsis: Redevelopment commission membership. Makes a nonvoting adviser to a redevelopment commission a voting member of the commission, and allows a designee to be appointed by the school board. Reduces the member's term from two years to one year (consistent with the other commissioners' terms). Provides that a nonvoting adviser appointed to the commission: (1) serves the remainder of the person's initial two year term as a voting member; and (2) may appoint a designee.

Effective: July 1, 2009.

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January 14, 2009, read first time and referred to Committee on Local Government.

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First Regular Session 116th General Assembly (2009)

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 *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

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HOUSE BILL No. 1513



A BILL FOR AN ACT to amend the Indiana Code concerning local government.

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

1 SECTION 1. IC 36-7-14-6.1, AS AMENDED BY P.L.146-2008,
2 SECTION 723, IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2009]: Sec. 6.1. (a) The five (5) commissioners
4 for a municipal redevelopment commission shall be appointed as
5 follows:

6 (1) Three (3) shall be appointed by the municipal executive, **one**
7 **(1) of whom shall be appointed under subsection (d).**

8 (2) Two (2) shall be appointed by the municipal legislative body.
9 ~~The municipal executive shall also appoint an individual to serve as a~~
10 ~~nonvoting adviser to the redevelopment commission beginning July 1,~~
11 ~~2008.~~

12 (b) The commissioners for a county redevelopment commission that
13 has five (5) members shall be appointed as follows:

14 (1) The county executive shall appoint all the members whose
15 terms of office begin before January 1, 2008.

16 (2) For terms of office beginning after December 31, 2007, the
17 county executive shall appoint three (3) members, **including the**



1 **member appointed under subsection (d)**, and the county fiscal
2 body shall appoint two (2) members.
3 ~~The county executive shall also appoint an individual to serve as a~~
4 ~~nonvoting adviser to the redevelopment commission beginning July 1,~~
5 ~~2008.~~

6 (c) The commissioners for a county redevelopment commission that
7 has seven (7) members shall be appointed as follows:

8 (1) The county executive shall appoint all the members whose
9 terms of office begin before January 1, 2008.

10 (2) For terms of office beginning after December 31, 2007, the
11 county executive shall appoint four (4) members, **including the**
12 **member appointed under subsection (d)**, and the county fiscal
13 body shall appoint three (3) members.

14 ~~The county executive shall also appoint an individual to serve as a~~
15 ~~nonvoting adviser to the redevelopment commission beginning July 1,~~
16 ~~2008.~~

17 (d) ~~A nonvoting adviser~~ **One (1) member appointed to each**
18 **commission** under this section:

19 (1) must also be ~~a~~ **an individual who is a** member of the school
20 board of a school corporation that includes all or part of the
21 territory served by the redevelopment commission **or the**
22 **individual's designee, appointed by the school board;**

23 (2) ~~is not considered a member of the redevelopment commission~~
24 ~~for purposes of this chapter but is entitled to attend and~~
25 ~~participate in the proceedings of all meetings of the~~
26 ~~redevelopment commission;~~

27 (3) ~~is not entitled to a salary, per diem, or reimbursement of~~
28 ~~expenses;~~

29 (4) ~~(2)~~ **(1)** serves for a term of ~~two (2) years~~ **one (1) year** and until a
30 successor is appointed; and

31 (5) ~~(3)~~ **(3)** serves at the pleasure of the ~~entity that appointed the~~
32 ~~nonvoting adviser.~~ **appointing authority.**

33 SECTION 2. IC 36-7-14-10, AS AMENDED BY P.L.146-2008,
34 SECTION 724, IS AMENDED TO READ AS FOLLOWS
35 [EFFECTIVE JULY 1, 2009]: Sec. 10. (a) A redevelopment
36 commissioner ~~or a nonvoting adviser~~ appointed under section 6.1 of
37 this chapter may not have a pecuniary interest in any contract,
38 employment, purchase, or sale made under this chapter. However, any
39 property required for redevelopment purposes in which a commissioner
40 ~~or nonvoting adviser~~ has a pecuniary interest may be acquired, but only
41 by gift or condemnation.

42 (b) A transaction made in violation of this section is void.

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1 SECTION 3. [EFFECTIVE JULY 1, 2009] (a) Notwithstanding
2 IC 36-7-14-6.1, as amended by this act, an individual appointed as
3 a nonvoting adviser under IC 36-7-14-6.1, before its amendment by
4 this act, shall serve as a voting member of the commission until:

- 5 (1) the member's term expires on June 30, 2010; and
- 6 (2) a successor is appointed.

7 (b) Notwithstanding subsection (a), an individual described in
8 subsection (a) serves at the pleasure of the appointing authority.

9 (c) The school board of which the individual described in
10 subsection (a) is a member may appoint a designee to serve on the
11 commission as set forth in IC 36-7-14-6.1(d)(1), as amended by this
12 act.

13 (d) This SECTION expires January 1, 2011.

14 SECTION 4. [EFFECTIVE JULY 1, 2009] (a) A municipal
15 executive shall select the term of one (1) member of the municipal
16 redevelopment commission who was appointed by the municipal
17 executive under IC 36-7-14-6.1(a)(1), before its amendment by this
18 act, to expire on June 30, 2010. A successor may not be appointed
19 to fill the vacancy. A municipal executive may not select the term
20 of a member appointed under IC 36-7-14-6.1(d), before or after its
21 amendment by this act, to expire under this SECTION.

22 (b) A county executive shall select the term of one (1) member
23 of the county redevelopment commission appointed by the county
24 executive under IC 36-7-14-6.1(b) or IC 36-7-14-6.1(c), before their
25 amendment by this act, to expire on June 30, 2010. A successor
26 may not be appointed to fill the vacancy. A municipal executive
27 may not select the term of a member appointed under
28 IC 36-7-14-6.1(d), before or after its amendment by this act, to
29 expire under this SECTION.

30 (c) This SECTION expires July 1, 2011.

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