



January 20, 2010

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## SENATE BILL No. 301

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DIGEST OF SB 301 (Updated January 14, 2010 11:46 am - DI 73)

**Citations Affected:** IC 4-13.6.

**Synopsis:** Natural resources public works projects. Increases the cost of projects that the department of natural resources may perform without awarding a public works contract from \$75,000 to \$150,000.

**Effective:** July 1, 2010.

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**Hershman**

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January 11, 2010, read first time and referred to Committee on Appropriations.  
January 19, 2010, reported favorably — Do Pass.

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SB 301—LS 6639/DI 77+



January 20, 2010

Second Regular Session 116th General Assembly (2010)

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 2009 Regular and Special Sessions of the General Assembly.

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## SENATE BILL No. 301



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 4-13.6-5-4, AS AMENDED BY P.L.34-2005,  
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2010]: Sec. 4. (a) If the estimated cost of a public works  
4 project is less than seventy-five thousand dollars (\$75,000), the  
5 division may perform the public work without awarding a public works  
6 contract under section 2 of this chapter. In performing the public work,  
7 the division may authorize use of equipment owned, rented, or leased  
8 by the state, may authorize purchase of materials in the manner  
9 provided by law, and may authorize performance of the public work  
10 using employees of the state.

11 (b) If a public works project involves a structure, improvement, or  
12 facility under the control of the department of natural resources, the  
13 department of natural resources may purchase materials for the project  
14 in the manner provided by law and without a contract being awarded,  
15 and may use its employees to perform the labor and supervision, if:

16 (1) the department of natural resources uses equipment owned or  
17 leased by it; and

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1 (2) the division of engineering of the department of natural  
2 resources estimates the cost of the public works project will be  
3 less than ~~seventy-five~~ **one hundred fifty** thousand dollars  
4 ~~(\$75,000)~~: **(\$150,000)**.

5 (c) If a public works project involves a structure, improvement, or  
6 facility under the control of the department of correction, the  
7 department of correction may purchase materials for the project in the  
8 manner provided by law and use inmates in the custody of the  
9 department of correction to perform the labor and use its own  
10 employees for supervisory purposes, without awarding a contract, if:

11 (1) the department of correction uses equipment owned or leased  
12 by it; and

13 (2) the estimated cost of the public works project using employee  
14 or inmate labor is less than the greater of:

15 (A) fifty thousand dollars (\$50,000); or

16 (B) the project cost limitation set by IC 4-13-2-11.1.

17 All public works projects covered by this subsection must comply with  
18 the remaining provisions of this article, and all plans and specifications  
19 for the public works project must be approved by a licensed architect  
20 or engineer.

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COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred Senate Bill No. 301, 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 301 as introduced.)

KENLEY, Chairperson

Committee Vote: Yeas 10, Nays 0.

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