

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 105 be amended to read as follows:

1           Page 9, delete lines 25 through 36, begin a new paragraph and  
2           insert:  
3           "SECTION 9. IC 6-1.1-20.3-7.5 IS ADDED TO THE INDIANA  
4           CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
5           [EFFECTIVE JULY 1, 2011]: **Sec. 7.5. (a) If the board designates a**  
6           **political subdivision as a distressed political subdivision under**  
7           **section 6.5 of this chapter, the board shall appoint an emergency**  
8           **manager for the distressed political subdivision. If the distressed**  
9           **political subdivision is a municipality (as defined in IC 36-1-2-11)**  
10           **or a township, the board shall appoint the county executive of the**  
11           **county in which the municipality is located to serve as the**  
12           **emergency manager for the distressed political subdivision, unless**  
13           **the county executive declines the appointment. If a municipality**  
14           **designated as a distressed political subdivision is located in more**  
15           **than one (1) county, the board shall appoint the county executive**  
16           **of the county in which the largest part of the territory of the**  
17           **municipality is located to serve as the emergency manager, unless**  
18           **that county executive declines the appointment. If the county**  
19           **executive of the county in which the largest part of the territory of**  
20           **the municipality is located declines the appointment, the board**  
21           **shall appoint the county executive of the county in which the**  
22           **second largest part of the territory of the municipality is located,**  
23           **unless the county executive of the county in which the second**  
24           **largest part of the municipality is located declines the appointment.**

- 1           **(b) An emergency manager serves at the pleasure of the board.**
- 2           **(c) The chairperson of the board shall appoint a subcommittee**
- 3           **to oversee the activities of an emergency manager.**
- 4           **(d) This subsection applies to an emergency manager that is not**
- 5           **a county executive. The distressed political subdivision for which**
- 6           **an emergency manager is appointed under this section shall pay**
- 7           **the emergency manager's compensation and reimburse the**
- 8           **emergency manager for actual and necessary expenses."**

9           Renumber all SECTIONS consecutively.  
            (Reference is to ESB 105 as printed April 18, 2011.)

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Representative Smith V