

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 306 be amended to read as follows:

- 1 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
- 2 "SECTION 1. IC 14-9-9-2 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 2. As used in this
- 4 chapter, "fiscal body" has the meaning set forth in IC 36-1-2-6(1), or
- 5 IC 36-1-2-6(2), **IC 36-1-2-6(3), or IC 36-1-2-6(4)**, whichever applies.
- 6 SECTION 2. IC 14-9-9-2.5 IS ADDED TO THE INDIANA CODE
- 7 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
- 8 1, 2011]: **Sec. 2.5. As used in this chapter, "fiscal officer" has the**
- 9 **meaning set forth in IC 36-1-2-7.**
- 10 SECTION 3. IC 14-9-9-3 IS AMENDED TO READ AS FOLLOWS
- 11 [EFFECTIVE JULY 1, 2011]: Sec. 3. As used in this chapter, "fund"
- 12 refers to the ~~counties~~ **county or municipality** with special boat patrol
- 13 needs fund established by section 5 of this chapter.
- 14 SECTION 4. IC 14-9-9-4.5 IS ADDED TO THE INDIANA CODE
- 15 AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY
- 16 1, 2011]: **Sec. 4.5. As used in this chapter, "municipality" has the**
- 17 **meaning set forth in IC 36-1-2-11.**
- 18 SECTION 5. IC 14-9-9-5 IS AMENDED TO READ AS FOLLOWS
- 19 [EFFECTIVE JULY 1, 2011]: Sec. 5. (a) The ~~counties~~ **county or**
- 20 **municipality** with special boat patrol needs fund is established
- 21 exclusively to provide grants to certain counties **or a municipality**
- 22 **located in the county** to provide law enforcement services on lakes
- 23 located within the counties.
- 24 (b) The department shall administer the fund. Money in the fund

1 includes money transferred from the conservation officers marine
2 enforcement fund (IC 14-9-8-21.5). Money in the fund is annually
3 appropriated to the department and shall be used exclusively for the
4 enforcement of laws pertaining to watercraft on lakes located in
5 counties with special boat patrol needs as described in this chapter.

6 (c) The expenses of administering the fund shall be paid from
7 money in the fund.

8 (d) The treasurer of state shall invest the money in the fund not
9 currently needed to meet the obligations of the fund in the same
10 manner as other public funds may be invested.

11 (e) Money in the fund at the end of a fiscal year does not revert to
12 the state general fund.

13 SECTION 6. IC 14-9-9-6 IS AMENDED TO READ AS FOLLOWS
14 [EFFECTIVE JULY 1, 2011]: Sec. 6. The department shall develop a
15 formula for the distribution of grants from the fund. The formula must
16 take into account at least the following factors:

17 (1) The number of lakes located within the county.

18 (2) The extent of boat usage for each lake in the county.

19 (3) The total number of acres of lake surface within the county+.

20 (4) The extent to which law enforcement services on the lakes
21 located within the county are provided by the county **or the**
22 **municipality.**

23 (5) Any other pertinent factor that affects the extent to which law
24 enforcement services are provided on lakes located within the
25 county.

26 SECTION 7. IC 14-9-9-7 IS AMENDED TO READ AS FOLLOWS
27 [EFFECTIVE JULY 1, 2011]: Sec. 7. **(a)** For a county **or municipality**
28 to be eligible to receive a grant from the fund, each year in which a
29 grant is sought the following must occur:

30 (1) The county sheriff must submit to the fiscal body an estimated
31 budget request to provide special needs boat patrol on lakes
32 located within the county. **If the county sheriff does not request**
33 **a grant from the fund, the fiscal body of the county may**
34 **complete an estimated budget. If the county fiscal body does**
35 **not request a grant from the fund, a municipal fiscal body**
36 **located in that county may complete an estimated budget.**

37 (2) If the budget request is approved, the fiscal body must timely
38 apply to the department, on forms provided by the department, for
39 a grant under this chapter.

40 (3) The department must certify the information on the
41 application and, based on the formula developed under section 6
42 of this chapter, determine:

43 (A) whether the county **or municipality** may receive a grant;
44 and

45 (B) the amount of the grant the county **or municipality** may
46 receive;

- 1 under this chapter.
- 2 **(b) The department shall not award a grant under subsection (a)**
- 3 **to more than one (1) municipality located in the same county."**
- 4 Page 2, delete line 1.
- 5 Page 2, line 3, after "county" insert "**or municipality**".
- 6 Page 2, line 4, after "county" insert "**or municipality**".
- 7 Page 2, line 5, after "county's" insert "**or municipality's**".
- 8 Page 2, line 13, delete "county auditor" and insert "**fiscal officer**".
- 9 Page 2, line 14, after "county" insert "**or municipality**".
- 10 Page 2, line 16, after "county's" insert "**or municipality's**".
- 11 Page 2, after line 21, begin a new paragraph and insert:
- 12 "SECTION 9. IC 14-9-9-9 IS AMENDED TO READ AS
- 13 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 9. The department shall
- 14 make the grant distributions to ~~the a recipient counties~~ **county or**
- 15 **municipality** in May and November."
- 16 Renumber all SECTIONS consecutively.
(Reference is to ESB 306 as printed April 5, 2011.)

Representative Moseley