

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 473 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 8-14-14-5, AS AMENDED BY P.L.203-2007,
- 4 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2011]: Sec. 5. (a) The major moves construction fund is
- 6 established for the purpose of:
- 7 (1) funding projects ~~other than passenger or freight railroad~~
- 8 ~~systems as described in IC 8-15.7-2-14(a)(4);~~ under IC 8-15.7 or
- 9 IC 8-15-3;
- 10 (2) funding other projects in the department's transportation plan;
- 11 ~~and~~
- 12 (3) funding distributions under sections 6 and 7 of this chapter;
- 13 ~~and~~
- 14 **(4) funding public transit, bikeway, and light rail projects.**
- 15 (b) The fund shall be administered by the department.
- 16 (c) Notwithstanding IC 5-13, the treasurer of state shall invest the
- 17 money in the fund not currently needed to meet the obligations of the
- 18 fund in the same manner as money is invested by the public employees'
- 19 retirement fund under IC 5-10.3-5. However, the treasurer of state may
- 20 not invest the money in the fund in equity securities. The treasurer of
- 21 state may contract with investment management professionals,
- 22 investment advisors, and legal counsel to assist in the investment of the
- 23 fund and may pay the state expenses incurred under those contracts
- 24 from the fund. Interest that accrues from these investments shall be

- 1 deposited in the fund.
- 2 (d) The fund consists of the following:
- 3 (1) Distributions to the fund from the toll road fund under
- 4 IC 8-15.5-11.
- 5 (2) Distributions to the fund from the next generation trust fund
- 6 under IC 8-14-15.
- 7 (3) Appropriations to the fund.
- 8 (4) Gifts, grants, loans, bond proceeds, and other money received
- 9 for deposit in the fund.
- 10 (5) Revenues arising from:
- 11 (A) a tollway under IC 8-15-3 or IC 8-23-7-22; or
- 12 (B) a toll road under IC 8-15-2 or IC 8-23-7-23;
- 13 that the department designates as part of, and deposits in, the
- 14 fund.
- 15 (6) Payments, other than payments for passenger or freight
- 16 railroad systems as described in IC 8-15.7-2-14(a)(4), made to the
- 17 authority or the department from operators under IC 8-15.7.
- 18 (7) Interest, premiums, or other earnings on the fund.
- 19 (e) The fund is considered a trust fund for purposes of IC 4-9.1-1-7.
- 20 Money may not be transferred, assigned, or otherwise removed from
- 21 the fund by the state board of finance, the budget agency, or any other
- 22 state agency.
- 23 (f) Money in the fund at the end of a state fiscal year does not revert
- 24 to the state general fund.
- 25 (g) Money in the fund must be appropriated by the general assembly
- 26 to be available for expenditure."
- 27 Renumber all SECTIONS consecutively.
(Reference is to ESB 473 as printed April 8, 2011.)

Representative DeLaney