

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WITHDRAWN	Noes _____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 4, between lines 9 and 10, begin a new paragraph and insert:
- 2 "SECTION 4. IC 8-15.5-4-9, AS AMENDED BY P.L.85-2010,
- 3 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2011]: Sec. 9. (a) If the authority makes a preliminary
- 5 selection of an operator under section 8 of this chapter, the authority
- 6 shall schedule a public hearing on the preliminary selection and the
- 7 terms of the public-private agreement for the project. The hearing shall
- 8 be conducted in the county seat of the county in which the proposed
- 9 project is to be located.
- 10 (b) At least ten (10) days before the public hearing, the authority
- 11 shall post on its Internet web site:
- 12 (1) the proposal submitted by the offeror that has been
- 13 preliminarily selected as the operator for the project, except for
- 14 those parts of the proposal that are confidential under this article;
- 15 and
- 16 (2) the proposed public-private agreement for the project.
- 17 (c) At least ten (10) days before the public hearing, the authority
- 18 shall:
- 19 (1) post notice of the public hearing on the authority's Internet
- 20 web site; and
- 21 (2) publish notice of the hearing one (1) time in accordance with
- 22 IC 5-3-1 in two (2) newspapers of general circulation in the
- 23 county in which the proposed project is to be located.
- 24 (d) The notices required by subsection (c) must include the

1 following:

- 2 (1) The date, time, and place of the hearing.
 3 (2) The subject matter of the hearing.
 4 (3) A description of the related toll road project and of the
 5 public-private agreement to be awarded.
 6 (4) The identity of the offeror that has been preliminarily selected
 7 as the operator for the project.
 8 (5) The address and telephone number of the authority.
 9 (6) A statement indicating that, subject to section 6 of this
 10 chapter, and except for those portions that are confidential under
 11 this chapter, the following are available on the authority's Internet
 12 web site and are also available for public inspection and copying
 13 at the principal office of the authority during regular business
 14 hours:
 15 (A) The selected offer.
 16 (B) An explanation of the basis upon which the preliminary
 17 selection was made.
 18 (C) The proposed public-private agreement for the project.

19 **(e) At least forty-five (45) days before the public hearing on a**
 20 **preliminary selection made after June 30, 2011, the authority shall**
 21 **post on the authority's Internet web site the maintenance and**
 22 **operations plan included in the proposal described in subsection**
 23 **(b)(1).**

24 ~~(e)~~ **(f)** At the hearing, the authority shall allow the public to be heard
 25 on the preliminary selection of the operator for the proposed project
 26 and the terms of the public-private agreement for the proposed
 27 project."

28 Page 12, between lines 20 and 21, begin a new line block indented
 29 and insert:

30 **"(4) At least forty-five (45) days before the public hearing on**
 31 **a preliminary selection made after June 30, 2011, the**
 32 **department shall post on the authority's Internet web site the**
 33 **maintenance and operations plan included in the proposal**
 34 **described in subdivision (1)(A)."**

35 Renumber all SECTIONS consecutively.

(Reference is to ESB 473 as printed April 8, 2011.)

Representative Austin