

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WITHDRAWN	Noes _____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

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

MR. SPEAKER:

I move that House Bill 1216 be amended to read as follows:

- 1 Page 3, line 25, strike "one" and insert "**five**".
- 2 Page 3, line 25, reset in roman "hundred".
- 3 Page 3, line 26, reset in roman "thousand dollars".
- 4 Page 3, line 26, delete "million dollars (\$1,000,000)." and insert
- 5 "**(\$500,000)**".
- 6 Page 4, line 7, reset in roman "school corporation,"
- 7 Page 4, line 7, after "any" insert "**or**".
- 8 Page 4, delete lines 17 through 29.
- 9 Page 5, between lines 5 and 6, begin a new paragraph and insert:
- 10 "**Sec. 4. As used in this chapter, "project labor agreement"**
- 11 **refers to an agreement between:**
- 12 **(1) a bidder, contractor, or subcontractor; and**
- 13 **(2) a labor organization;**
- 14 **relating to a public works contract under which the bidder,**
- 15 **contractor, or subcontractor is required to furnish labor or labor**
- 16 **and materials for the public works project covered by the public**
- 17 **works contract."**
- 18 Page 5, line 6, delete "Sec. 4." and insert "**Sec. 5.**".
- 19 Page 5, line 13, delete "Sec. 5." and insert "**Sec. 6. (a) This section**
- 20 **does not apply if a public question authorizing a project labor**
- 21 **agreement is approved by the voters as provided by another**
- 22 **statute. This section does not provide for placing a public question**
- 23 **on the ballot to authorize a project labor agreement.**
- 24 **(b)**".

- 1 Page 5, line 16, delete "an" and insert "**a project labor**".
- 2 Page 5, line 16, delete "with a labor organization".
- 3 Page 5, line 20, delete "an" and insert "**a project labor**".
- 4 Page 5, line 20, delete "with a labor organization".
- 5 Page 5, line 22, delete "Sec. 6." and insert "**Sec. 7.**".
- 6 Page 5, line 24, delete "Sec. 7." and insert "**Sec. 8.**".
- 7 Page 5, line 24, delete "section 8" and insert "**section 9**".
- 8 Page 5, line 32, delete "Sec. 8." and insert "**Sec. 9.**".
- 9 Page 5, between lines 40 and 41, begin a new paragraph and insert:
- 10 "SECTION 5. IC 6-1.1-20-3.9 IS ADDED TO THE INDIANA
- 11 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 12 [EFFECTIVE JULY 1, 2011]: **Sec. 3.9. (a) This section applies if a**
- 13 **political subdivision wants authority to use project labor**
- 14 **agreements in the plans, specifications, or contract documents for**
- 15 **any public works project that is part of the controlled project.**
- 16 **(b) The definitions in IC 5-16-12 apply in this section.**
- 17 **(c) In addition to the question placed on the ballot under section**
- 18 **3.6(c) of this chapter, the following question shall be submitted to**
- 19 **the eligible voters at the election conducted under section 3.6 of this**
- 20 **chapter:**
- 21 **"Shall \_\_\_\_\_ (insert the name of the political subdivision)**
- 22 **be authorized to use project labor agreements for any public**
- 23 **works projects paid for from the proceeds of the bonds or**
- 24 **lease to finance \_\_\_\_\_ (insert the description of the**
- 25 **controlled project used in the public question stated under**
- 26 **section 3.6(c) of this chapter)?"**.
- 27 **(d) If a political subdivision submits the public question**
- 28 **described in subsection (c) to the voters, the political subdivision**
- 29 **shall submit to the department of local government finance an**
- 30 **explanation of project labor agreements that must be included with**
- 31 **the information required to be posted on the department's Internet**
- 32 **web site under section 3.6(k) of this chapter.**
- 33 **(e) If a majority of the eligible voters voting on the public**
- 34 **question put to the voters under section 3.6(c) of this chapter vote**
- 35 **in opposition to that public question, the result of the vote on the**
- 36 **public question put to the voters under this section has no effect.**
- 37 **(f) If a majority of the eligible voters voting on the public**
- 38 **question put to the voters under subsection (c) vote in opposition**
- 39 **to that public question, the political subdivision may not use**
- 40 **project labor agreements for any public works projects paid from**
- 41 **the proceeds of the bonds or lease.**
- 42 **(g) IC 3 and section 3.6 of this chapter, to the extent not**
- 43 **inconsistent with this section, apply to an election held under this**
- 44 **section."**
- 45 Renumber all SECTIONS consecutively.  
(Reference is to HB 1216 as printed February 18, 2011.)

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Representative Davis