

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WITHDRAWN	Noes _____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 2 delete lines 30 through 31.
- 2 Page 3, line 25, after "costs" insert "**are**".
- 3 Page 3, line 25, strike "one".
- 4 Page 3, line 26, delete "million dollars (\$1,000,000)." and insert
- 5 **"the following:**
- 6 **(1) For contracts awarded after December 31, 2011, and**
- 7 **before January 1, 2013, two hundred fifty thousand dollars**
- 8 **(\$250,000).**
- 9 **(2) For contracts awarded after December 31, 2012, three**
- 10 **hundred fifty thousand dollars (\$350,000).**
- 11 **(l) A person who submits written reports or other information**
- 12 **to a committee under this chapter must include a written**
- 13 **affirmation, under the penalties for perjury, that to the best of the**
- 14 **person's knowledge and belief, the information submitted is**
- 15 **accurate and true."**
- 16 Page 3, line 38, delete "information" and insert "**reports with**
- 17 **respect to wage scales**".
- 18 Page 3, line 40, delete "information" and insert "**reports with**
- 19 **respect to wage scales**".
- 20 Page 4, line 7, reset in roman "school corporation,"
- 21 Page 4, line 7, after "as well as" insert "**or**".
- 22 Page 4, line 7, reset in roman "any".
- 23 Page 4, delete lines 17 through 29, begin a new paragraph and
- 24 insert:

1 "SECTION 4. IC 5-16-7-6 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2011]: **Sec. 6. (a) A public work project may not be artificially
4 divided into two (2) or more projects to avoid the application of
5 this chapter.**

6 **(b) A bidder, quoter, or other person who is a party to a public
7 work contract who knowingly violates this section commits a Class
8 A infraction and may not be a party to, or benefit from, a public
9 work contract for two (2) years after the date of the adjudication.**

10 **(c) An officer or employee of the state or a municipal
11 corporation who knowingly violates this section commits a Class A
12 infraction."**

13 Page 5, between lines 40 and 41, begin a new paragraph and insert:

14 "SECTION 6. IC 6-1.1-20-3.9 IS ADDED TO THE INDIANA
15 CODE AS A NEW SECTION TO READ AS FOLLOWS
16 [EFFECTIVE JULY 1, 2011]: **Sec. 3.9. (a) This section applies if a
17 political subdivision wants authority to use project labor
18 agreements in the plans, specifications, or contract documents for
19 any public works project that is part of the controlled project.**

20 **(b) The definitions in IC 5-16-12 apply in this section.**

21 **(c) In addition to the question placed on the ballot under section
22 3.6(c) of this chapter, the following question shall be submitted to
23 the eligible voters at the election conducted under section 3.6 of this
24 chapter:**

25 "Shall _____ (insert the name of the political subdivision)
26 be authorized to suspend IC 5-16-12-5 and enter into a
27 union-only contract for any public works projects paid for
28 from the proceeds of the bonds or lease to finance
29 _____ (insert the description of the controlled project
30 used in the public question under section 3.6(c) of this
31 chapter)?"

32 **(d) If a political subdivision submits the public question
33 described in subsection (c) to the voters, the political subdivision
34 shall submit to the department of local government finance an
35 explanation of the effect of suspension of IC 5-16-12-5 with the
36 information required to be posted on the department's Internet
37 web site under section 3.6(k) of this chapter.**

38 **(e) If a majority of the eligible voters voting on the public
39 question put to the voters under section 3.6(c) of this chapter vote
40 in opposition to that public question, the result of the vote on the
41 public question put to the voters under this section has no effect.**

42 **(f) If a majority of the eligible voters voting on the public
43 question put to the voters under subsection (c) vote in opposition
44 to that public question, the political subdivision may not suspend
45 the provisions of IC 5-16-12-5 for any public works projects paid
46 from the proceeds of the bonds or lease.**

47 **(g) IC 3 and section 3.6 of this chapter, to the extent not**

1 **inconsistent with this section, apply to an election held under this**
2 **section."**

3 Renumber all SECTIONS consecutively.
(Reference is to HB 1216 as printed February 18, 2011.)

Representative Davis