

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WITHDRAWN	Noes _____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

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

MR. SPEAKER:

I move that House Bill 1074 be amended to read as follows:

- 1 Page 19, delete lines 40 through 42, begin a new paragraph and
- 2 insert:
- 3 "SECTION 14. IC 20-23-8-7, AS ADDED BY P.L.1-2005,
- 4 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2011]: Sec. 7. (a) A plan or proposed plan must contain the
- 6 following items:
- 7 (1) The number of members of the governing body, which shall
- 8 be:
- 9 (A) three (3);
- 10 (B) five (5); or
- 11 (C) seven (7);
- 12 members.
- 13 (2) Whether the governing board shall be elected, ~~or~~ appointed,
- 14 **or both.**
- 15 (3) If appointed, when and by whom, and a general description of
- 16 the manner of appointment that conforms with the requirements
- 17 of IC 20-23-4-28.
- 18 ~~(4) If elected, whether the election shall be at the primary or at the~~
- 19 ~~general election that county officials are nominated or elected;~~
- 20 ~~and a general description of the manner of election that conforms~~
- 21 ~~with the requirements of IC 20-23-4-27.~~
- 22 **(4) A provision that the members of an elected governing**
- 23 **board shall be elected at the general election at which county**
- 24 **officials are elected.**

- 1           **(5) If the governing board will have members who are elected**
- 2           **and members who are appointed, the following information:**
- 3           **(A) The number of appointed members.**
- 4           **(B) When and by whom each of the appointed members**
- 5           **are appointed.**
- 6           **(C) A general description of the manner of appointment**
- 7           **that conforms with the requirements of IC 20-23-4-28.**
- 8           **(D) The number of elected members.**
- 9           **(E) A general description of the manner of election that**
- 10           **conforms with the requirements of IC 20-23-4-27.**
- 11           ~~(5)~~ **(6) The limitations on:**
- 12                   (A) residence;
- 13                   (B) term of office; and
- 14                   (C) other qualifications;
- 15           required by members of the governing body.
- 16           ~~(6)~~ **(7) The time the plan takes effect.**
- 17           A plan or proposed plan may have additional details to make the
- 18           provisions of the plan workable. The details may include provisions
- 19           relating to the commencement or length of terms of office of the
- 20           members of the governing body taking office under the plan.
- 21           (b) Except as provided in subsection (a)(1), in a city having a
- 22           population of more than fifty-nine thousand seven hundred (59,700)
- 23           but less than sixty-five thousand (65,000), the governing body
- 24           described in a plan may have up to nine (9) members."
- 25           Page 20, delete lines 1 through 32.
- 26           Re-number all SECTIONS consecutively.
- 27           (Reference is to HB 1074 as printed February 18, 2011.)

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Representative Frizzell