

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1244 be amended to read as follows:

1 Page 28, between lines 2 and 3, begin a new paragraph and insert:
2 "SECTION 21. IC 6-1.1-17-22 IS ADDED TO THE INDIANA
3 CODE AS A NEW SECTION TO READ AS FOLLOWS
4 [EFFECTIVE UPON PASSAGE]: **Sec. 22. (a) As used in this section,**
5 **"PSAP" has the meaning set forth in IC 36-8-16.5-13.**

6 **(b) Notwithstanding any other law, a political subdivision**
7 **permitted to operate a PSAP under IC 36-8-16.5-51(c)(3) may not**
8 **do either of the following with respect to operations of the PSAP in**
9 **a calendar year beginning after December 31, 2011:**

10 **(1) Impose a property tax rate to fund the PSAP that exceeds**
11 **the property tax rate imposed for that purpose in 2011.**

12 **(2) Impose a property tax levy to fund the PSAP that exceeds**
13 **the property tax levy imposed for that purpose in 2011."**

14 Page 81, between lines 13 and 14, begin a new paragraph and insert:
15 "SECTION 54. IC 36-8-16.5-51, AS ADDED BY P.L.137-2008,
16 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
17 UPON PASSAGE]: **Sec. 51. (a) For purposes of this section, a PSAP**
18 **includes a public safety communications system operated and**
19 **maintained under IC 36-8-15.**

20 **(b) As used in this section, "PSAP operator" means:**

21 **(1) a political subdivision; or**

22 **(2) an agency;**

23 **that operates a PSAP. The term does not include a state educational**
24 **institution that operates a PSAP or an airport authority established for**
25 **a county having a consolidated city. any entity described in**
26 **subsection (c)(1) through (c)(3).**

27 **(c) Subject to subsection (d), after December 31, 2014, a county**
28 **may not contain more than two (2) PSAPs. However, a county may**
29 **contain one (1) or more PSAPs in addition to the number of PSAPs**
30 **authorized by this section, as long as any additional PSAPs are**

1 operated by:

- 2 (1) a state educational institution; ~~or~~
 3 (2) an airport authority established for a county having a
 4 consolidated city; ~~or~~
 5 **(3) in a county having a consolidated city, an excluded city (as**
 6 **defined in IC 36-3-1-7).**

7 (d) If, on March 15, 2008, a county does not contain more than one
 8 (1) PSAP, not including any PSAP operated by an entity described in
 9 subsection (c)(1) ~~or (c)(2)~~, **through (c)(3)**, an additional PSAP may not
 10 be established ~~or and~~ operated in the county on or after March 15,
 11 2008, unless the additional PSAP is established and operated by:

- 12 (1) a state educational institution;
 13 (2) in the case of a county having a consolidated city, an airport
 14 authority established for the county; or
 15 (3) the municipality having the largest population in the county or
 16 an agency of that municipality.

17 (e) Before January 1, 2015, each PSAP operator in a county that
 18 contains more than the number of PSAPs authorized by subsection (c)
 19 shall enter into an interlocal agreement under IC 36-1-7 with every
 20 other PSAP operator in the county to ensure that the county does not
 21 contain more than the number of PSAPs authorized by subsection (c)
 22 after December 31, 2014.

23 (f) An interlocal agreement required under subsection (e) may
 24 include as parties, in addition to the PSAP operators required to enter
 25 into the interlocal agreement under subsection (e), any of the following
 26 that seek to be served by a county's authorized PSAPs after December
 27 31, 2014:

- 28 (1) Other counties contiguous to the county.
 29 (2) Other political subdivisions in a county contiguous to the
 30 county.
 31 (3) Other PSAP operators in a county contiguous to the county.

32 (g) An interlocal agreement required under subsection (e) must
 33 provide for the following:

- 34 (1) A plan for the:
 35 (A) consolidation;
 36 (B) reorganization; or
 37 (C) elimination;
 38 of one (1) or more of the county's PSAPs, as necessary to ensure
 39 that the county does not contain more than the number of PSAPs
 40 authorized by subsection (c) after December 31, 2014.
 41 (2) A plan for funding and staffing the PSAP or PSAPs that will
 42 serve:
 43 (A) the county; and
 44 (B) any areas contiguous to the county, if additional parties
 45 described in subsection (f) participate in the interlocal
 46 agreement;

1 after December 31, 2014.
2 (3) Subject to any applicable state or federal requirements,
3 protocol to be followed by the county's PSAP or PSAPs in:
4 (A) receiving incoming 911 calls; and
5 (B) dispatching appropriate public safety agencies to respond
6 to the calls;
7 after December 31, 2014.
8 (4) Any other matters that the participating PSAP operators or
9 parties described in subsection (f), if any, determine are necessary
10 to ensure that the county does not contain more than the number
11 of PSAPs authorized by subsection (c) after December 31, 2014.
12 (h) This section may not be construed to require a county to contain
13 a PSAP."
14 Renumber all SECTIONS consecutively.
(Reference is to EHB 1244 as printed April 15, 2011.)

Senator YOUNG R MICHAEL