

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 24 and 25, 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**
- 31 **operated by:**
- 32 **(1) a state educational institution; or**

1 (2) an airport authority established for a county having a
2 consolidated city; or
3 **(3) in a county having a consolidated city, an excluded city (as**
4 **defined in IC 36-3-1-7).**
5 (d) If, on March 15, 2008, a county does not contain more than one
6 (1) PSAP, not including any PSAP operated by an entity described in
7 subsection (c)(1) ~~or (c)(2)~~; **through (c)(3)**, an additional PSAP may not
8 be established ~~or~~ **and** operated in the county on or after March 15,
9 2008, unless the additional PSAP is established and operated by:
10 (1) a state educational institution;
11 (2) in the case of a county having a consolidated city, an airport
12 authority established for the county; or
13 (3) the municipality having the largest population in the county or
14 an agency of that municipality.
15 (e) Before January 1, 2015, each PSAP operator in a county that
16 contains more than the number of PSAPs authorized by subsection (c)
17 shall enter into an interlocal agreement under IC 36-1-7 with every
18 other PSAP operator in the county to ensure that the county does not
19 contain more than the number of PSAPs authorized by subsection (c)
20 after December 31, 2014.
21 (f) An interlocal agreement required under subsection (e) may
22 include as parties, in addition to the PSAP operators required to enter
23 into the interlocal agreement under subsection (e), any of the following
24 that seek to be served by a county's authorized PSAPs after December
25 31, 2014:
26 (1) Other counties contiguous to the county.
27 (2) Other political subdivisions in a county contiguous to the
28 county.
29 (3) Other PSAP operators in a county contiguous to the county.
30 (g) An interlocal agreement required under subsection (e) must
31 provide for the following:
32 (1) A plan for the:
33 (A) consolidation;
34 (B) reorganization; or
35 (C) elimination;
36 of one (1) or more of the county's PSAPs, as necessary to ensure
37 that the county does not contain more than the number of PSAPs
38 authorized by subsection (c) after December 31, 2014.
39 (2) A plan for funding and staffing the PSAP or PSAPs that will
40 serve:
41 (A) the county; and
42 (B) any areas contiguous to the county, if additional parties
43 described in subsection (f) participate in the interlocal
44 agreement;
45 after December 31, 2014.
46 (3) Subject to any applicable state or federal requirements,
47 protocol to be followed by the county's PSAP or PSAPs in:
48 (A) receiving incoming 911 calls; and
49 (B) dispatching appropriate public safety agencies to respond
50 to the calls;
51 after December 31, 2014.

1 (4) Any other matters that the participating PSAP operators or
2 parties described in subsection (f), if any, determine are necessary
3 to ensure that the county does not contain more than the number
4 of PSAPs authorized by subsection (c) after December 31, 2014.
5 (h) This section may not be construed to require a county to contain
6 a PSAP."
7 Renumber all SECTIONS consecutively.
 (Reference is to EHB 1244 as Reprinted April 20, 2011.)

Senator YOUNG R MICHAEL