



January 19, 2011

SENATE BILL No. 265

DIGEST OF SB 265 (Updated January 18, 2011 9:32 am - DI yl)

Citations Affected: IC 14-8; IC 14-10; IC 14-21; IC 14-22; IC 14-25; IC 14-26; noncode.

Synopsis: Fish and wildlife rulemaking. Establishes the fishing, hunting, and trapping commission (commission). Provides the commission with authority over fish and wildlife laws. Provides that before a final fish or wildlife rule is adopted that the proposed rule must be approved by the commission and receive final approval from the director of the department of natural resources (director). Provides that the natural resources commission (NRC) does not have responsibility for duties given to the commission. Requires the natural resources study committee to study certain topics concerning: (1) the adoption of rules; and (2) the authority and duties of the NRC and director. Repeals provisions establishing the advisory council to the bureau of water and resource regulation and the bureau of lands and cultural resources. Makes conforming changes.

Effective: July 1, 2011.

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January 6, 2011, read first time and referred to Committee on Rules and Legislative Procedure.

January 18, 2011, amended; reassigned to Committee on Agriculture and Natural Resources.

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SB 265—LS 6043/DI 13+



January 19, 2011

First Regular Session 117th General Assembly (2011)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2010 Regular Session of the General Assembly.

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SENATE BILL No. 265

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 14-8-2-48, AS AMENDED BY P.L.85-2008,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2011]: Sec. 48. (a) "Commission", except as provided in
4 subsections (b) through ~~(r)~~; (s), refers to the natural resources
5 commission.
6 (b) "Commission", for purposes of IC 14-13-1, has the meaning set
7 forth in IC 14-13-1-1.
8 (c) "Commission", for purposes of IC 14-13-2, has the meaning set
9 forth in IC 14-13-2-2.
10 (d) "Commission", for purposes of IC 14-13-3, has the meaning set
11 forth in IC 14-13-3-1.
12 (e) "Commission", for purposes of IC 14-13-4, has the meaning set
13 forth in IC 14-13-4-1.
14 (f) "Commission", for purposes of IC 14-13-5, has the meaning set
15 forth in IC 14-13-5-1.
16 (g) "Commission", for purposes of IC 14-13-6, has the meaning set
17 forth in IC 14-13-6-2.

SB 265—LS 6043/DI 13+



1 (h) "Commission", for purposes of IC 14-14-1, has the meaning set
2 forth in IC 14-14-1-3.

3 (i) "Commission", for purposes of IC 14-20-4, has the meaning set
4 forth in IC 14-20-4-1.

5 (j) "Commission", for purposes of IC 14-20-11, has the meaning set
6 forth in IC 14-20-11-1.

7 (k) "Commission", for purposes of IC 14-21-4, has the meaning set
8 forth in IC 14-21-4-1.

9 **(l) "Commission" for purposes IC 14-22, has the meaning set
10 forth IC 14-22-1.5-1.**

11 ~~(m)~~ (m) "Commission", for purposes of IC 14-25-11, has the meaning
12 set forth in IC 14-25-11-1.

13 ~~(n)~~ (n) "Commission", for purposes of IC 14-28-4, has the meaning
14 set forth in IC 14-28-4-1.

15 ~~(o)~~ (o) "Commission", for purposes of IC 14-30-1, has the meaning
16 set forth in IC 14-30-1-2.

17 ~~(p)~~ (p) "Commission", for purposes of IC 14-30-2, has the meaning
18 set forth in IC 14-30-2-2.

19 ~~(q)~~ (q) "Commission", for purposes of IC 14-30-3, has the meaning
20 set forth in IC 14-30-3-2.

21 ~~(r)~~ (r) "Commission", for purposes of IC 14-30-4, has the meaning
22 set forth in IC 14-30-4-2.

23 ~~(s)~~ (s) "Commission", for purposes of IC 14-33-20, has the meaning
24 set forth in IC 14-33-20-2.

25 SECTION 2. IC 14-8-2-61 IS AMENDED TO READ AS
26 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 61. "Council" has the
27 following meaning:

28 (1) For purposes of IC 14-13-1-22, the meaning set forth in
29 IC 14-13-1-22.

30 (2) For purposes of IC 14-13-1-23, the meaning set forth in
31 IC 14-13-1-23.

32 (3) For purposes of IC 14-13-1-24, the meaning set forth in
33 IC 14-13-1-24.

34 (4) For purposes of IC 14-13-1-25, the meaning set forth in
35 IC 14-13-1-25.

36 ~~(5) For purposes of IC 14-21-1, the meaning set forth in
37 IC 14-21-1-5.~~

38 SECTION 3. IC 14-10-1-1, AS AMENDED BY P.L.95-2006,
39 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
40 JULY 1, 2011]: Sec. 1. The natural resources commission is
41 established. The commission consists of twelve (12) members as
42 follows:

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- 1 (1) The commissioner of the Indiana department of transportation
- 2 or the commissioner's designee.
- 3 (2) The commissioner of the department of environmental
- 4 management or the commissioner's designated deputy.
- 5 (3) The director of the office of tourism development or the
- 6 director's designee.
- 7 (4) The director of the department.
- 8 ~~(5) The chairperson of the advisory council established by~~
- 9 ~~IC 14-9-6-1.~~
- 10 ~~(6)~~ (5) The president of the Indiana academy of science or the
- 11 president's designee.
- 12 ~~(7)~~ (6) Six ~~(6)~~ Seven (7) citizen members appointed by the
- 13 governor, at least two (2) of whom must have knowledge,
- 14 experience, or education in the environment or in natural resource
- 15 conservation. Not more than ~~three (3)~~ four (4) citizen members
- 16 may be of the same political party.

17 SECTION 4. IC 14-10-2-1, AS AMENDED BY P.L.246-2005,
 18 SECTION 115, IS AMENDED TO READ AS FOLLOWS
 19 [EFFECTIVE JULY 1, 2011]: Sec. 1. **Except as provided in**
 20 **IC 14-22-1.5**, the commission may do the following:

- 21 (1) Take the action that is necessary to enable the state to
- 22 participate in the programs set forth in 16 U.S.C. 470 et seq.
- 23 (2) Promulgate and maintain a state register of districts, sites,
- 24 buildings, structures, and objects significant in American or
- 25 Indiana history, architecture, archeology, and culture and expend
- 26 money for the purpose of preparing comprehensive statewide
- 27 historic surveys and plans, in accordance with criteria established
- 28 by the commission, that comply with the standards and
- 29 regulations promulgated by the United States Secretary of the
- 30 Interior for the preservation, acquisition, and development of the
- 31 properties.
- 32 (3) Establish in accordance with criteria established by the United
- 33 States Secretary of the Interior a program of matching
- 34 grants-in-aid to public agencies for projects having as their
- 35 purpose the preservation for public benefit of properties that are
- 36 significant in American or Indiana history, architecture,
- 37 archeology, and culture.
- 38 (4) Accept grants from public and private sources, including those
- 39 provided under 16 U.S.C. 470 et seq.
- 40 (5) Establish fees for the following:
- 41 (A) Programs of the department or the commission.
- 42 (B) Facilities owned or operated by the department or the

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- 1 commission or a lessee of the department or commission.
- 2 (C) Licenses issued by the commission, the department, or the
- 3 director.
- 4 (D) Inspections or other similar services under this title
- 5 performed by the department or an assistant or employee of
- 6 the department.
- 7 (6) Adopt rules under IC 4-22-2 for the establishment of fees
- 8 under subdivision (5).

9 SECTION 5. IC 14-21-1-12 IS AMENDED TO READ AS
 10 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 12. The division shall
 11 do the following:

- 12 (1) Develop a program of historical, architectural, and
- 13 archeological research and development, including continuing
- 14 surveys, excavations, scientific recording, interpretation, and
- 15 publication of the state's historical, architectural, and
- 16 archeological resources.
- 17 (2) Prepare a preservation plan for the state that establishes
- 18 planning guidelines to encourage the continuous maintenance and
- 19 integrity of historic sites and historic structures. However, the
- 20 plan is not effective until the plan has been:
 - 21 (A) presented to the ~~council~~ **review board** for review and
 - 22 comment; and
 - 23 (B) approved by the review board after public hearing.
- 24 (3) Undertake the action necessary to qualify the state for
- 25 participation in sources of federal aid to further the purposes
- 26 stated in subdivisions (1) and (2).
- 27 (4) Provide information on historic sites and structures within
- 28 Indiana to federal, state, and local governmental agencies, private
- 29 individuals, and organizations.
- 30 (5) Advise and coordinate the activities of local historical
- 31 associations, historic district commissions, historic commissions,
- 32 and other interested groups or persons.
- 33 (6) Provide technical and financial assistance to local historical
- 34 associations, historic district commissions, historic commissions,
- 35 and other interested groups or persons.
- 36 (7) Review environmental impact statements as required by
- 37 federal and state law for actions significantly affecting historic
- 38 properties.

39 SECTION 6. IC 14-21-1-13, AS AMENDED BY P.L.2-2007,
 40 SECTION 169, IS AMENDED TO READ AS FOLLOWS
 41 [EFFECTIVE JULY 1, 2011]: Sec. 13. The division may do the
 42 following:

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- 1 (1) Recommend the purchase, lease, or gift of historic property of
- 2 archeological importance and make recommendations to the
- 3 director ~~council~~, and commission regarding policies affecting the
- 4 operation and administration of these sites and structures by the
- 5 section of historic sites of the division of state museums and
- 6 historic sites.
- 7 (2) Prepare and review planning and research studies relating to
- 8 archeology.
- 9 (3) Conduct a program of education in archeology, either within
- 10 the division or in conjunction with a postsecondary educational
- 11 institution.
- 12 (4) Inspect and supervise an archeological field investigation
- 13 authorized by this chapter.

14 SECTION 7. IC 14-22-1.5 IS ADDED TO THE INDIANA CODE
 15 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 16 JULY 1, 2011]:

17 **Chapter 1.5. Hunting, Fishing, and Trapping Commission**

18 **Sec. 1. As used in this chapter, "commission" refers to the**
 19 **hunting, fishing, and trapping commission established by section**
 20 **2 of this chapter.**

21 **Sec. 2. The hunting, fishing, and trapping commission is**
 22 **established.**

23 **Sec. 3. (a) The commission consists of the following five (5)**
 24 **members:**

- 25 (1) A wildlife biologist of the department, as appointed by the
- 26 director.
- 27 (2) Two (2) members who are residents of Indiana and have
- 28 held a license to hunt or trap for at least three (3) of the
- 29 previous five (5) years.
- 30 (3) Two (2) members who are residents of Indiana who:
 - 31 (A) have held a license to hunt and a license to fish for at
 - 32 least three (3) of the previous five (5) years; and
 - 33 (B) either:
 - 34 (i) represent a sportsman association; or
 - 35 (ii) have held a license under IC 14-22-13, IC 14-22-14,
 - 36 IC 14-22-15, or IC 14-22-19 for at least three (3) of the
 - 37 previous five (5) years.

38 **The governor shall make the appointments under subdivisions (2)**
 39 **and (3).**

40 **(b) Not more than two (2) members appointed in subsection**
 41 **(a)(2) and (a)(3) may be of the same political party.**

42 **Sec. 4. The term of a member of the commission is three (3)**

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years.

Sec. 5. A vacancy on the commission caused by a reason other than an expired term shall be filled for the remainder of the unexpired term.

Sec. 6. The members of the commission are entitled to receive traveling expenses that are necessarily incident to the performance of official functions.

Sec. 7. The commission:

- (1) shall hold at least one (1) regular meeting every calendar year; and**
- (2) may hold special meetings that the chairperson of the commission considers necessary and expedient.**

Sec. 8. During the first meeting in each calendar year, the commission shall elect a chairperson and vice chairperson.

Sec. 9. (a) The commission has the following duties:

- (1) Review and approve, amend, or reject a rule proposed by the director under IC 14-22-2-6.**
- (2) Establish fees for the following:**
 - (A) Licenses issued under this article.**
 - (B) Inspections and other similar services performed by the department under this article.**
- (3) Any other duty or responsibility specifically assigned to the commission under this article.**

(b) Before a final rule is adopted under this chapter, the proposed rule must be approved by the commission and receive final approval from the director.

(c) All rules adopted under this chapter must comply with the requirements under IC 4-22-2.

SECTION 8. IC 14-22-2-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 6. (a) The director shall adopt rules under IC 4-22-2 to do the following:

- (1) Establish, open, close, lengthen, suspend, or shorten seasons.**
- (2) Establish bag, sex, and size limits.**
- (3) Establish limitations on the numbers of hunters and fishermen.**
- (4) Establish the methods, means, and time of:**
 - (A) taking, chasing, transporting, and selling; or**
 - (B) attempting to take, transport, or sell;****wild animals or exotic mammals, with or without dogs, in Indiana or in a designated part of Indiana.**
- (5) Establish other necessary rules to do the following:**
 - (A) Administer this chapter.**
 - (B) Properly manage wild animals or exotic mammals in a**

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- 1 designated water or land area of Indiana.
- 2 (6) Set aside and designate land or water or parts of the land or
- 3 water owned, controlled, or under contract or acquired by the
- 4 state for conservation purposes as a public hunting and fishing
- 5 ground under the restrictions, conditions, and limitations that are
- 6 determined to be appropriate.
- 7 (b) Rules **must comply with the following:**
- 8 (1) **A rule** may be adopted only after thorough investigation. ~~and~~
- 9 (2) **A rule** must be based upon data relative to the following:
- 10 (A) The welfare of the wild animal.
- 11 (B) The relationship of the wild animal to other animals.
- 12 (C) The welfare of the people.
- 13 **(3) A rule must receive approval by the hunting, fishing, and**
- 14 **trapping commission (IC 14-22-1.5-2).**
- 15 (c) Whenever the director determines that it is necessary to adopt
- 16 rules, the director shall comply with the following:
- 17 (1) Rules must clearly describe and set forth any applicable
- 18 changes.
- 19 (2) The director shall make or cause to be made a periodic review
- 20 of the rules.
- 21 (3) A copy of each rule, as long as the rule remains in force and
- 22 effect, shall be included and printed in each official compilation
- 23 of the Indiana fish and wildlife law.
- 24 (d) The director may modify or suspend a rule for a time not to
- 25 exceed one (1) year under IC 4-22-2-37.1.
- 26 SECTION 9. IC 14-22-32-5 IS AMENDED TO READ AS
- 27 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 5. If a person violates
- 28 section 2(1) of this chapter, the department shall enter a recommended
- 29 order to dispose of any game bird or exotic mammal the person owns,
- 30 keeps, harbors, or otherwise possesses. Before the order becomes a
- 31 final determination of the department, a hearing must be held under
- 32 IC 4-21.5-3. The hearing shall be conducted by an administrative law
- 33 judge for the **natural resources** commission. The determination of the
- 34 administrative law judge is a final agency action under IC 4-21.5-1-6.
- 35 SECTION 10. IC 14-25-2-2.5, AS AMENDED BY P.L.3-2008,
- 36 SECTION 102, IS AMENDED TO READ AS FOLLOWS
- 37 [EFFECTIVE JULY 1, 2011]: Sec. 2.5. (a) As used in this chapter,
- 38 "water utility" means:
- 39 (1) a public utility (as defined in IC 8-1-2-1(a));
- 40 (2) a municipally owned utility (as defined in IC 8-1-2-1(h));
- 41 (3) a not-for-profit utility (as defined in IC 8-1-2-125(a));
- 42 (4) a cooperatively owned corporation;

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1 (5) a conservancy district established under IC 14-33; or
 2 (6) a regional water district established under IC 13-26;
 3 that provides water service to the public.
 4 (b) A person that seeks to contract with the commission for the
 5 provision of certain minimum quantities of stream flow or the sale of
 6 water on a unit pricing basis under section 2 of this chapter must
 7 submit a request to the commission and the department. The
 8 commission shall not make a determination as to whether to enter into
 9 a contract with the person making the request until:
 10 (1) the procedures set forth in this section have been followed;
 11 and
 12 (2) the commission has reviewed and considered each report
 13 submitted to the commission under subsection (i).
 14 (c) Not later than thirty (30) days after receiving a request under
 15 subsection (b), the department shall provide, by certified mail, written
 16 notice of the request to the following:
 17 (1) Each person with whom the commission holds a contract for:
 18 (A) the provision of certain minimum quantities of stream
 19 flow; or
 20 (B) the sale of water on a unit pricing basis;
 21 as of the date of the request.
 22 (2) The executive and legislative body of each:
 23 (A) county;
 24 (B) municipality, if any; and
 25 (C) conservancy district established under IC 14-33, if any;
 26 in which the water sought in the request would be used.
 27 (3) The executive and legislative body of each:
 28 (A) county;
 29 (B) municipality, if any; and
 30 (C) conservancy district established under IC 14-33, if any;
 31 in which the affected reservoir is located.
 32 (d) Not later than seven (7) days after receiving a notice from the
 33 department under subsection (c), each person described in subsection
 34 (c)(1) shall, by certified mail, provide written notice of the request to
 35 each:
 36 (1) water utility; or
 37 (2) other person;
 38 that contracts with the person described in subsection (c)(1) for the
 39 purchase of water for resale. Each person to whom notice is mailed
 40 under this subsection is in turn responsible for providing written notice
 41 by certified mail to each water utility or other person that purchases
 42 water from that person for resale. A water utility or another person

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1 required to provide notice under this subsection shall mail the required
2 notice not later than seven (7) days after it receives notice of the
3 request from the water utility or other person from whom it purchases
4 water for resale.

5 (e) At the same time that:
6 (1) a person described in subsection (c)(1); or
7 (2) a water utility or another person described in subsection (d);
8 mails any notice required under subsection (d), it shall also mail to the
9 department, by certified mail, a list of the names and addresses of each
10 water utility or other person to whom it has mailed the notice under
11 subsection (d).

12 (f) In addition to the mailed notice required under subsection (c), the
13 department shall publish notice of the request, in accordance with
14 IC 5-3-1, in each county:

- 15 (1) in which a person described in section (c)(1) is located;
- 16 (2) in which the affected reservoir is located;
- 17 (3) in which the water sought in the request would be used; and
- 18 (4) in which a water utility or other person included in a list
19 received by the department under subsection (e) is located.

20 Notwithstanding IC 5-3-1-6, in each county in which publication is
21 required under this subsection, notice shall be published in at least one
22 (1) general circulation newspaper in the county. The department may,
23 in its discretion, publish public notices in a qualified publication (as
24 defined in IC 5-3-1-0.7) or additional newspapers to provide
25 supplementary notification to the public. The cost of publishing
26 supplementary notification is a proper expenditure of the department.

27 (g) A notice required to be mailed or published under this section
28 must:

- 29 (1) identify the person making the request;
- 30 (2) include a brief description of:
 - 31 (A) the nature of the pending request; and
 - 32 (B) the process by which the commission will determine
33 whether to enter into a contract with the person making the
34 request;
- 35 (3) set forth the date, time, and location of the public meeting
36 required under subsection (h); and
- 37 (4) in the case of a notice that is required to be mailed under
38 subsection (c)(1) or (d), a statement of the recipient's duty to in
39 turn provide notice to any:
 - 40 (A) water utility; or
 - 41 (B) other person;
- 42 that purchases water for resale from the recipient, in accordance

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with subsection (d).

(h) ~~The advisory council established by IC 14-9-6-1~~ **A hearing officer appointed by the commission** shall hold a public meeting in each county in which notice is published under subsection (f). A public meeting required under this subsection must include the following:

- (1) A presentation by the department describing:
 - (A) the nature of the pending request; and
 - (B) the process by which the commission will determine whether to enter into a contract with the person making the request.
- (2) An opportunity for public comment on the pending request.

~~The advisory council may appoint a hearing officer to assist with a public meeting held under this subsection:~~

- (i) Not later than thirty (30) days after a public meeting is held under subsection (h), the ~~advisory council~~ **hearing officer** shall submit to the commission a report summarizing the public meeting.

SECTION 11. IC 14-25-7-10, AS AMENDED BY P.L.95-2006, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 10. (a) The commission shall administer this chapter.

- (b) The deputy director for water and resource regulation shall serve as technical secretary to the commission. The deputy director shall perform the duties that are required by this chapter or that the commission directs.
- (c) ~~The advisory council established by IC 14-9-6-1 shall serve in an advisory capacity to the commission with respect to the implementation of the commission's powers and duties, including the drafting of rules and development of inventories, assessments, and plans:~~
- (d) For the time that the advisory council is involved in the drafting of rules, the membership of the council shall be augmented as follows:
 - (1) ~~Two (2) members of the senate, not more than one (1) of whom may be of the same political party, shall be appointed for a term of two (2) years by the president pro tempore of the senate:~~
 - (2) ~~Two (2) members of the house of representatives, not more than one (1) of whom may be of the same political party, shall be appointed for a term of two (2) years by the speaker of the house of representatives.~~

These members are entitled to travel expenses and a per diem allowance as determined by the budget agency for members of boards and commissions generally.

- (~~e~~) (c) The department shall provide professional, technical, and

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1 clerical personnel, equipment, supplies, and support services
2 reasonably required to assist the commission in the exercise of the
3 commission's powers and duties under this chapter. The department
4 shall include money for this purpose in the regular operating budget
5 requests of the department.

6 SECTION 12. IC 14-26-2-24, AS ADDED BY P.L.6-2008,
7 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
8 JULY 1, 2011]: Sec. 24. (a) Relying on recommendations of the
9 department, ~~and the advisory council established by IC 14-9-6-1,~~ the
10 commission shall adopt, under IC 4-22-7-7(a)(5)(A), and maintain a
11 nonrule policy statement that lists the public freshwater lakes in
12 Indiana. For each public freshwater lake, the statement must include
13 the following information:

- 14 (1) The name of the lake.
- 15 (2) The county and specific location within the county where the
16 lake is located.

17 (b) A person may obtain administrative review from the commission
18 for the listing or nonlisting of a lake as a public freshwater lake through
19 a licensure action, status determination, or enforcement action under
20 IC 4-21.5.

21 SECTION 13. THE FOLLOWING ARE REPEALED [EFFECTIVE
22 JULY 1, 2011]: IC 14-9-6; IC 14-21-1-5.

23 SECTION 14. [EFFECTIVE JULY 1, 2011] (a) **As used in this
24 SECTION, "committee" refers to the natural resources study
25 committee established by IC 2-5-5-1.**

26 (b) **During the 2011 interim, the committee shall study the
27 following topics:**

28 (1) **The criteria, guidelines, and procedures used by the
29 department of natural resources concerning the inception,
30 development, review, and adoption of rules.**

31 (2) **The authority and duties of the natural resources
32 commission and the director of the department of natural
33 resources in carrying out their legal responsibilities.**

34 (c) **The committee shall make findings and recommendations
35 concerning the topics under subsection (b) regarding changes
36 needed to increase efficiency and accountability in the adoption of
37 rules and the exercise of duties and responsibilities.**

38 (d) **The committee shall issue reports and recommendations as
39 directed by the legislative council.**

40 (e) **This SECTION expires December 1, 2011.**

41 SECTION 15. [EFFECTIVE JULY 1, 2011] (a) **The initial terms
42 of office of the appointed members of the hunting, fishing, and**

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1 trapping commission established by IC 14-22-1.5-2, as added by
2 this act, are as follows:
3 (1) One (1) member appointed under IC 14-22-1.5-3(a)(3), as
4 added by this act, and one (1) member appointed under
5 IC 14-22-1.5-3(a)(2), as added by this act, three (3) years.
6 (2) One (1) member appointed under IC 14-22-1.5-3(a)(2), as
7 added by this act, two (2) years.
8 (3) One (1) member appointed under IC 14-22-1.5-3(a)(3), as
9 added by this act, one (1) year.
10 The governor shall specify the term of each member described in
11 subdivisions (1), (2), and (3) when making the initial appointments.
12 (b) The initial terms of the appointed members begin July 1,
13 2011.
14 (c) This SECTION expires July 1, 2012.

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COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 265, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Agriculture and Natural Resources.

(Reference is to SB 265 as introduced.)

LONG, Chairperson

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