

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Local Government, to which was referred Senate Bill No. 201, 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:

- 1 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
2 "SECTION 1. IC 36-12-2-24, AS ADDED BY P.L.1-2005,
3 SECTION 49, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2011]: Sec. 24. (a) The library board shall select a librarian
5 who holds a certificate under IC 36-12-11 to serve as the director of the
6 library. The selection shall be made solely upon the basis of the
7 candidate's training and proficiency in the science of library
8 administration. The board shall fix the compensation of the director.
9 The director, as the administrative head of the library, is responsible to
10 the board for the operation and management of the library.
11 (b) The library board shall employ and discharge librarians and
12 other individuals that are necessary in the administration of the affairs
13 of the library. The board shall:
14 (1) fix and pay the compensation;
15 (2) classify and adopt schedules of salaries; and
16 (3) determine the number and prescribe the duties;
17 of the librarians and other individuals, with the advice and
18 recommendations of the library director.
19 (c) In exercising the powers of the library board under this section,
20 the library board may reimburse:
21 (1) candidates for employment for expenses reasonably incurred

1 while interviewing; and

2 (2) new employees for the reasonable moving expenses of the
3 employees.

4 If the library board exercises authority under this subsection, the board
5 shall establish reasonable levels of reimbursement for the purposes of
6 this subsection.

7 (d) A library board may provide severance pay to a library employee
8 who is involuntarily separated from employment with the library.

9 (e) **A library board may provide severance pay to a library
10 employee who is voluntarily separated from employment with the
11 library if the library board makes the following findings in a public
12 meeting:**

13 **(1) The library is subject to financial difficulties and revenue
14 shortfall.**

15 **(2) The library:**

16 **(A) will not hire an individual to perform the duties of the
17 employee separating from employment at the same or
18 comparable compensation and benefits for at least one (1)
19 year after the date the employee separates from
20 employment with the library;**

21 **(B) will hire a permanent or temporary employee for less
22 compensation and benefits to perform the duties of the
23 employee separating from employment; or**

24 **(C) will satisfy both the conditions in clauses (A) and (B).**

25 **(3) The library will pay the separating employee a stated
26 amount of severance pay.**

27 **(4) The library will reduce its expenditures by:**

28 **(A) paying the severance pay stated under subdivision (3)
29 to the employee separating from employment; and**

30 **(B) fulfilling one (1) or more of the conditions set forth in
31 subdivision (2)."**

32 Page 2, delete lines 1 through 11.

(Reference is to SB 201 as introduced.)

and when so amended that said bill do pass .

Committee Vote: Yeas 10, Nays 0.

Senator Lawson C, Chairperson