February 24, 2012

ENGROSSED
SENATE BILL No. 173

DIGEST OF SB 173 (Updated February 22, 2012 1:50 pm - DI 96)

Citations Affected: IC 8-22.

Synopsis: Airport boards. Establishes requirements for membership on a board of aviation commissioners or an airport authority board.

Effective: July 1, 2012.

Lawson C, Young R Michael,
Breaux
(HOUSE SPONSOR — SOLIDAY)

January 4, 2012, read first time and referred to Committee on Local Government.
January 26, 2012, amended, reported favorably — Do Pass.
January 30, 2012, read second time, ordered engrossed. Engrossed.
January 31, 2012, read third time, passed. Yeas 50, nays 0.

HOUSE ACTION

February 9, 2012, read first time and referred to Committee on Roads and Transportation.
February 23, 2012, reported — Do Pass.

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February 24, 2012

Second Regular Session 117th General Assembly (2012)

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 2011 Regular Session of the General Assembly.

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ENGROSSED
SENATE BILL No. 173

A BILL FOR AN ACT to amend the Indiana Code concerning transportation.

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

SECTION 1. IC 8-22-2-2, AS AMENDED BY P.L.134-2005, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 2. (a) This subsection applies only in counties that contain a consolidated city or at least one (1) second class city. To be eligible to be a member of the board of aviation commissioners, a person must:

(1) be at least eighteen (18) years of age;

(2) be a resident of the county in which the eligible entity is located;

(3) not be actively engaged ~~or employed~~ **as:**

(A) a principal owner;

(B) a majority member or majority shareholder;

(C) a director;

(D) an officer; or

(E) an employee with managerial or supervisory responsibilities;

of any entity engaged in commercial aeronautics;

(4) not hold any other governmental office (by appointment or election) that has statutory fiscal or management review of the board's actions; and

(5) not serve as a member of any other agency, board, commission, department, or other governmental entity that:

(A) is located within the jurisdiction of the department of aviation; and

(B) has statutory fiscal or management review of the board's actions.

(b) This subsection does not apply to a county if the county contains a consolidated city or a second class city. To be eligible to be a member of the board of aviation commissioners, a person must:

(1) be at least eighteen (18) years of age;

(2) be a resident of the county in which the eligible entity is located; and

(3) not be actively engaged ~~or employed~~ **as:**

(A) a principal owner;

(B) a majority member or majority shareholder;

(C) a director;

(D) an officer; or

(E) an employee with managerial or supervisory responsibilities;

of any entity engaged in commercial aeronautics in a county that the board serves.

SECTION 2. IC 8-22-3-5, AS AMENDED BY P.L.134-2005, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 5. (a) This subsection applies only in counties that contain a consolidated city or at least one (1) second class city. To be eligible to be a member of the board, a person must have the following qualifications:

(1) Be at least eighteen (18) years old.

(2) Except as provided in section 4.1 of this chapter, be a resident of the county in which the eligible entity is located.

(3) Not be actively engaged ~~or employed~~ **as:**

(A) a principal owner;

(B) a majority member or majority shareholder;

(C) a director;

(D) an officer; or

(E) an employee with managerial or supervisory responsibilities;

of any entity engaged in commercial aeronautics.

(4) Not hold any other governmental office (by appointment or

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election) that has statutory fiscal or management review of the board's actions.

(5) Not serve as a member of any other agency, board, commission, department, or other governmental entity that:

(A) is located within the jurisdiction of the authority; and

(B) has statutory fiscal or management review of the authority's actions.

(b) This subsection does not apply to a county if the county contains a consolidated city or a second class city. To be eligible to be a member of the board, a person must:

(1) be at least eighteen (18) years of age;

(2) be a resident of the county in which the eligible entity is located; and

(3) not be actively engaged ~~or employed~~ **as:**

(A) a principal owner;

(B) a majority member or majority shareholder;

(C) a director;

(D) an officer; or

(E) an employee with managerial or supervisory responsibilities;

of any entity engaged in commercial aeronautics in a county that the board serves.

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COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill No. 173, 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:

Page 1, line 12, after "or" insert "**majority**".

Page 1, line 13, delete "or".

Page 1, line 14, after "officer;" insert "**or**".

Page 1, between lines 14 and 15, begin a new line double block indented and insert:

> "**(E) an employee with managerial or supervisory responsibilities;**".

Page 2, line 16, after "or" insert "**majority**".

Page 2, line 17, delete "or".

Page 2, line 18, after "officer;" insert "**or**".

Page 2, between lines 18 and 19, begin a new line double block indented and insert:

> "**(E) an employee with managerial or supervisory responsibilities;**".

Page 2, line 32, after "or" insert "**majority**".

Page 2, line 33, delete "or".

Page 2, line 34, after "officer;" insert "**or**".

Page 2, between lines 34 and 35, begin a new line double block indented and insert:

> "**(E) an employee with managerial or supervisory responsibilities;**".

Page 3, line 10, after "or" insert "**majority**".

Page 3, line 11, delete "or".

Page 3, line 12, after "officer;" insert "**or**".

Page 3, between lines 12 and 13, begin a new line double block indented and insert:

> "**(E) an employee with managerial or supervisory responsibilities;**".

and when so amended that said bill do pass.

(Reference is to SB 173 as introduced.)

LAWSON C, Chairperson

Committee Vote: Yeas 10, Nays 0.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred Senate Bill 173, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

SOLIDAY, Chair

Committee Vote: yeas 9, nays 0.

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