

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

# HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1005 be amended to read as follows:

- 1 Page 1, delete lines 1 through 15.
- 2 Page 2, delete lines 1 through 27.
- 3 Page 4, delete lines 6 through 16, begin a new paragraph and insert:
- 4 "SECTION 5. IC 36-1-6.6 IS ADDED TO THE INDIANA CODE
- 5 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 6 JULY 1, 2012]:
- 7 **Chapter 6.6. Conflict of Interest**
- 8 **Sec. 1. This chapter applies to all units.**
- 9 **Sec. 2. As used in this chapter, "elected office" refers only to the**
- 10 **following:**
- 11 **(1) The executive of a unit.**
- 12 **(2) A member of the legislative body or fiscal body of a unit.**
- 13 **Sec. 3. As used in this chapter, "employee" refers to an**
- 14 **employee of a department or agency of a unit. The term does not**
- 15 **include an individual's duties and responsibilities as:**
- 16 **(1) an elected officer; or**
- 17 **(2) an ex officio member of a board or committee.**
- 18 **Sec. 4. An individual who holds an elected office of a unit and is**
- 19 **also an employee of the unit may not participate in any decision or**
- 20 **vote of the elected office involving the department or agency that**
- 21 **employs the individual.**
- 22 **Sec. 5. (a) This section applies if an individual is an elected**
- 23 **officer of a body that approves the budget of the unit.**
- 24 **(b) The unit shall prepare a separate budget ordinance of the**

1 department or agency that employs an individual described in  
2 subsection (a). The individual may not participate in any decision  
3 or vote of the unit regarding the budget of the department or  
4 agency that employs the individual.  
5 (c) If at least a majority of the members of an elected executive,  
6 legislative, or fiscal body of a unit are employees of the same  
7 department or agency of the unit, the unit's most recent annual  
8 appropriations for the department or agency of the previous year  
9 are continued for the ensuing budget year.  
10 Sec. 6. If an individual is a township trustee and also an  
11 employee of the township, the township board shall prepare the  
12 budget for the agency or department that employs the trustee."  
13 Page 9, delete lines 14 through 42.  
14 Delete pages 10 through 13.  
15 Renumber all SECTIONS consecutively.  
(Reference is to HB 1005 as printed January 13, 2012.)

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Representative Pryor