

SENATE MOTION

MADAM PRESIDENT:

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

- 1 Page 1, delete lines 1 through 15.
- 2 Delete page 2.
- 3 Page 3, delete lines 1 through 7.
- 4 Page 4, delete lines 28 through 38, begin a new paragraph and
- 5 insert:
- 6 "SECTION 6. IC 36-1-6.6 IS ADDED TO THE INDIANA CODE
- 7 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 8 JULY 1, 2012]:
- 9 **Chapter 6.6. Conflict of Interest**
- 10 **Sec. 1. This chapter applies to all units.**
- 11 **Sec. 2. As used in this chapter, "elected office" refers to a**
- 12 **member of the body of a unit that adopts the budget and salary**
- 13 **ordinance of the unit.**
- 14 **Sec. 3. As used in this chapter, "employee" refers to an**
- 15 **employee of a department or agency of a unit. The term does not**
- 16 **include an individual's duties and responsibilities as:**
- 17 **(1) an elected officer; or**
- 18 **(2) an ex officio member of a board or committee.**
- 19 **Sec. 4. (a) An individual who:**
- 20 **(1) holds an elected office of a unit; and**
- 21 **(2) is also an employee of the unit;**
- 22 **may not participate in a vote of the elected office on adoption of the**
- 23 **budget or salaries of the department or agency that employs the**
- 24 **individual. The unit shall prepare a separate budget and a separate**
- 25 **salary ordinance of the department or agency that employs the**
- 26 **individual.**
- 27 **(b) An individual who:**
- 28 **(1) holds an elected office of a unit; and**
- 29 **(2) is also a volunteer firefighter serving in a fire department**
- 30 **that provides fire protection services to the unit;**

1 **may not participate in a vote of the elected office on the adoption**
2 **of the unit's budget for fire protection services. The unit shall**
3 **prepare a separate budget ordinance for the unit's fire protection**
4 **services.**

5 **Sec. 5. (a) If at least a majority of the members of the body that**
6 **approves the budget and salary ordinance are employed by the**
7 **same department or agency of the unit, the unit's most recent**
8 **annual appropriations for the department or agency of the**
9 **previous year and the salaries for the department or agency of the**
10 **previous year are continued for the ensuing budget year.**

11 **(b) If at least a majority of the members of the body that**
12 **approves the budget are volunteer firefighters serving in a fire**
13 **department that provides fire protection services to the unit, the**
14 **unit's most recent annual appropriations for fire protection**
15 **services of the previous year are continued for the ensuing budget**
16 **year."**

17 Page 10, delete lines 13 through 42.

18 Delete pages 11 through 14.

19 Renumber all SECTIONS consecutively.

(Reference is to EHB 1005 as printed February 10, 2012.)

Senator SIMPSON