

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Senate Bill 345 be amended to read as follows:

- 1           Replace the effective dates in SECTIONS 16 through 17 with  
2 "[EFFECTIVE JULY 1, 2012]".  
3           Replace the effective dates in SECTIONS 19 through 20 with  
4 "[EFFECTIVE JULY 1, 2012]".  
5           Page 1, delete lines 1 through 6, begin a new paragraph and insert:  
6 "SECTION 1. IC 5-26-1-5 IS AMENDED TO READ AS  
7 FOLLOWS [EFFECTIVE JULY 1, 2012]: Sec. 5. As used in this  
8 article, "system" refers to the Indiana statewide wireless public safety  
9 voice and data communications system. The term does not include ~~the~~  
10 **an** enhanced emergency telephone system under IC 36-8-16-2 (**before**  
11 **its repeal on July 1, 2012)** **or the statewide 911 system under**  
12 **IC 36-8-16.7.**".  
13           Page 2, delete lines 19 through 22, begin a new line block indented  
14 and insert:  
15           "(11) A communications system (as defined in IC 36-8-15-3  
16 (**before its expiration on July 1, 2016**)), ~~or~~ an enhanced  
17 emergency telephone system (as defined in IC 36-8-16-2 (**before**  
18 **its repeal on July 1, 2012**)), **or the statewide 911 system (as**  
19 **defined in IC 36-8-16.7-22).**".  
20           Page 7, delete lines 27 through 30, begin a new line block indented  
21 and insert:  
22           "(11) A communications system (as defined in IC 36-8-15-3  
23 (**before its expiration on July 1, 2016**)), ~~or~~ an enhanced  
24 emergency telephone system (as defined in IC 36-8-16-2 (**before**  
25 **its repeal on July 1, 2012**)), **or the statewide 911 system (as**  
26 **defined in IC 36-8-16.7-22).**".  
27           Page 12, line 21, delete "a statewide 911".  
28           Page 12, line 21, strike "system)." and insert "**911 service).**".  
29           Page 16, delete lines 17 through 19, begin a new line block indented  
30 and insert:

1           "(2) **the statewide 911 board established by IC 36-8-16.7-24**  
 2           **and** the administrator of ~~an the~~ enhanced emergency telephone  
 3           system established under IC 36-8-16 (**before its repeal on July**  
 4           **1, 2012**), if any;"

5           Page 18, delete lines 31 through 42, begin a new paragraph and  
 6           insert:

7           "SECTION 18. IC 36-8-16.6-11, AS ADDED BY P.L.113-2010,  
 8           SECTION 151, IS AMENDED TO READ AS FOLLOWS  
 9           [EFFECTIVE UPON PASSAGE]: Sec. 11. (a) ~~Subject to section 22 of~~  
 10          ~~this chapter~~; The board shall impose an enhanced prepaid wireless  
 11          charge on each retail transaction that occurs after June 30, 2010. The  
 12          amount of the initial charge imposed under this ~~subsection~~ **section** may  
 13          not exceed one-half (1/2) of the monthly wireless emergency enhanced  
 14          911 fee assessed under IC 36-8-16.5-25.5 (**before its repeal on July**  
 15          **1, 2012**). **The board shall increase the amount of the charge**  
 16          **imposed under this section so that the amount of the charge**  
 17          **imposed after June 30, 2012, under this section equals fifty cents**  
 18          **(\$0.50).**

19          (b) Subject to legislative approval, **after the increase described in**  
 20          **subsection (a) and after June 30, 2012**, the board may increase the  
 21          enhanced prepaid wireless charge to ensure adequate revenue for the  
 22          board to fulfill its duties and obligations under this chapter ~~IC 36-8-16,~~  
 23          and ~~IC 36-8-16.5:~~ **IC 36-8-16.7.**

24          (c) A consumer that is the federal government or an agency of  
 25          thefederal government is exempt from the enhanced prepaid wireless  
 26          charge imposed under this section."

27          Page 19, delete lines 1 through 8.

28          Page 27, line 37, delete "board" and insert "**treasurer of state**".

29          Page 27, line 38, delete "In".

30          Page 27, delete lines 39 through 42.

31          Page 28, delete lines 1 through 19.

32          Page 28, line 20, delete "(e)" and insert "**(d)**".

33          Page 28, line 32, delete "(f)" and insert "**(e)**".

34          Page 28, line 34, delete "board shall select a third party to" and  
 35          insert "**state board of accounts shall**".

36          Page 29, line 13, delete "PSAPs" and insert "**county treasurers**".

37          Page 30, line 39, delete "each PSAP" and insert "**counties**".

38          Page 30, line 42, delete "PSAP" and insert "**county**".

39          Page 31, line 2, delete "the PSAP" and insert "**all PSAPs in the**  
 40          **county**".

41          Page 31, line 3, after "and" insert "**to the county**".

42          Page 31, delete lines 6 through 8, begin a new line double block  
 43          indented and insert:

44                  "**(A) June 30, 2009;**

45                  **(B) June 30, 2010; and**

46                  **(C) June 30, 2011;**".

- 1 Page 31, line 16, delete "under section 37(2)" and insert "**from a**  
 2 **county under**".
- 3 Page 31, line 17, delete "of".
- 4 Page 32, line 2, delete "under section 37(2) of" and insert "**from a**  
 5 **county under**".
- 6 Page 32, line 10, delete "section 37(2) of".
- 7 Page 32, line 17, delete "section 37(2) of".
- 8 Page 32, line 19, delete "section 37(2) of".
- 9 Page 32, line 32, delete "in which the PSAP is".
- 10 Page 32, line 33, delete "located".
- 11 Page 33, line 17, delete "section".
- 12 Page 33, line 18, delete "37(2) of".
- 13 Page 35, line 27, delete "knowing" and insert "**knowingly**".
- 14 Page 37, line 37, delete "IC 36-8-16.7-37 for any PSAP in the" and  
 15 insert "**section 37 of this chapter**".
- 16 Page 37, line 38, delete "county".
- 17 Page 38, line 15, after "remain" insert "**on June 30, 2012,**".
- 18 Page 38, line 17, delete "on July 1, 2012, shall be transferred" and  
 19 insert "**shall be transferred on July 1, 2012,**".
- 20 Page 38, line 21, after "remain" insert "**on June 30, 2012,**".
- 21 Page 38, line 23, delete "on July 1, 2012, shall be transferred to the  
 22 statewide 911" and insert "**shall be transferred on July 1, 2012, by**  
 23 **the county treasurer to the county's 911 fund required to be set**  
 24 **aside by the county treasurer under IC 36-8-16.7-38(e), as added**  
 25 **by this act.**".
- 26 Page 38, delete lines 24 through 31.
- 27 Page 38, line 34, after "remain" insert "**on June 30, 2012,**".
- 28 Page 38, line 36, delete "on July 1, 2012, shall be transferred to the  
 29 statewide 911" and insert "**shall be transferred on July 1, 2012, by**  
 30 **the county treasurer to the county's 911 fund required to be set**  
 31 **aside by the county treasurer under IC 36-8-16.7-38(e), as added**  
 32 **by this act.**".
- 33 Page 38, delete lines 37 through 42.

- 1 Page 39, delete lines 1 through 14.
- 2 Page 39, line 15, delete "(c)" and insert "**(b)**".
- 3 Renumber all SECTIONS consecutively.  
(Reference is to SB 345 as printed January 27, 2012.)

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Senator HERSHMAN