



Reprinted
April 10, 2013

ENGROSSED SENATE BILL No. 226

DIGEST OF SB 226 (Updated April 9, 2013 5:34 pm - DI 87)

Citations Affected: Noncode.

Synopsis: Suspension of state and local officeholders. Urges the legislative council to assign to a study committee during the 2013 legislative interim the topic of the suspension of state elected officials and local elected officials (excluding members of the judicial branch and prosecuting attorneys) who are charged with the commission of a felony.

Effective: July 1, 2013.

**Glick, Crider, Arnold J, Randolph,
Steele**

(HOUSE SPONSORS — HEUER, WESCO)

January 7, 2013, read first time and referred to Committee on Local Government.
February 14, 2013, amended, reported favorably — Do Pass.
February 18, 2013, read second time, ordered engrossed.
February 19, 2013, engrossed. Read third time, passed. Yeas 40, nays 9.

HOUSE ACTION

March 12, 2013, read first time and referred to Committee on Government and Regulatory Reform.
March 28, 2013, amended, reported — Do Pass.
April 9, 2013, read second time, amended, ordered engrossed.

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First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 226

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

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

- 1 SECTION 1. [EFFECTIVE JULY 1, 2013] (a) As used in this
2 SECTION, "legislative council" refers to the legislative council
3 established by IC 2-5-1.1-1.
4 (b) As used in this section, "local elected official" means an
5 elected official of a county, city, town, or township who is not a
6 judge or prosecuting attorney subject to discipline by the supreme
7 court.
8 (c) As used in this SECTION, "state elected official" means an
9 elected official of:
10 (1) the executive (including the administrative) branch; or
11 (2) the legislative branch;
12 of state government.
13 (d) As used in this SECTION, "study committee" means either
14 of the following:
15 (1) A statutory committee established under IC 2-5.
16 (2) An interim study committee.
17 (e) The legislative council is urged to assign to a study

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1 committee during the 2013 legislative interim the topic of the
2 suspension from office of state elected officials and local elected
3 officials who are charged with the commission of a felony.
4 (f) If the topic described in subsection (e) is assigned to a study
5 committee, the study committee shall issue a final report to the
6 legislative council containing the study committee's findings and
7 recommendations, including any recommended legislation
8 concerning the topic, in an electronic format under IC 5-14-6 not
9 later than November 1, 2013.
10 (g) This SECTION expires December 31, 2013.

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COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill No. 226, 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 7, after "IC 9-30-5;" insert "**or**".

Page 1, line 8, delete "; or" and insert ".".

Page 1, delete lines 9 through 11.

Page 4, line 6, after "reinstated" insert ".".

Page 4, delete line 7.

Page 4, line 11, delete "and" and insert ".".

Page 4, delete lines 12 through 13.

Page 4, line 15, delete "any health" and insert "**the salary, remuneration, and other**".

Page 4, line 28, delete "(a)".

Page 4, line 32, after "dropped;" insert "**or**".

Page 4, line 34, delete "or".

Page 4, delete lines 35 through 39.

Page 4, delete line 42.

Page 5, delete lines 1 through 14.

and when so amended that said bill do pass.

(Reference is to SB 226 as introduced.)

HEAD, Chairperson

Committee Vote: Yeas 8, Nays 0.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred Senate Bill 226, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 5, after line 11, begin a new paragraph and insert:

"SECTION 3. [EFFECTIVE JULY 1, 2013] **(a) As used in this SECTION, "legislative council" refers to the legislative council established by IC 2-5-1.1-1.**

(b) As used in this SECTION, "state elected official" means an elected official of:

(1) the executive (including the administrative) branch; or

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(2) the legislative branch;
of state government.

(c) As used in this SECTION, "study committee" means either of the following:

- (1) A statutory committee established under IC 2-5.
- (2) An interim study committee.

(d) The legislative council is urged to assign to a study committee during the 2013 legislative interim the topic of the suspension from office of state elected officials who are charged with the commission of a felony.

(e) If the topic described in subsection (d) is assigned to a study committee, the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations, including any recommended legislation concerning the topic, in an electronic format under IC 5-14-6 not later than November 1, 2013.

(e) This SECTION expires December 31, 2013."
Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 226 as printed February 15, 2015.)

MAHAN, Chair

Committee Vote: yeas 10, nays 0.

HOUSE MOTION

Mr. Speaker: I move that Engrossed Senate Bill 226 be amended to read as follows:

Page 1, delete lines 1 through 17.

Delete pages 2 through 4.

Page 5, delete lines 1 through 11.

Page 5, between lines 14 and 15, begin a new paragraph and insert:

"(b) As used in this section, "local elected official" means an elected official of a county, city, town, or township who is not a judge or prosecuting attorney subject to discipline by the supreme court."

Page 5, line 15, delete "(b)" and insert "(c)".

Page 5, line 20, delete "(c)" and insert "(d)".

Page 5, line 24, delete "(d)" and insert "(e)".

Page 5, line 26, after "officials" insert "and local elected officials".

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Page 5, line 28, delete "(e)" and insert "(f)".

Page 5, line 28, delete "(d)" and insert "(e)".

Page 5, line 34, delete "(f)" and insert "(g)".

(Reference is to ESB 226 as printed March 29, 2013.)

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