

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WITHDRAWN	Noes _____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

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 585 be amended to read as follows:

- 1 Page 2, between lines 17 and 18, begin a new paragraph and insert:
- 2 "SECTION 3. IC 8-22-3-4, AS AMENDED BY P.L.119-2012,
- 3 SECTION 99, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2013]: Sec. 4. (a) Except as provided in subsections (b), (c),
- 5 (d), (e), (f), and (g) and section 4.3 of this chapter, the board consists
- 6 of four (4) members, whenever the fiscal body of an eligible entity,
- 7 acting individually, establishes an authority. **Subject to subsection (h),**
- 8 the members of the board shall be appointed by the executive of the
- 9 entity, and not more than two (2) members of the board may be of the
- 10 same political party.
- 11 (b) In the event that two (2) cities or one (1) city and one (1) town
- 12 act jointly to establish an authority under this chapter, the board
- 13 consists of five (5) members. The executive of each city or town shall
- 14 each appoint two (2) members to the board. The county executive shall
- 15 appoint one (1) member to the board. Each member appointed by an
- 16 executive must be of a different political party than the other appointed
- 17 member.
- 18 (c) In the event that an authority is established by a city or town and
- 19 a county, acting jointly, the board consists of six (6) members. The
- 20 executive of each entity shall appoint three (3) members. Not more
- 21 than two (2) members appointed by each executive may be of the same
- 22 political party.
- 23 (d) In the event that an authority was established under IC 19-6-3
- 24 (before its repeal on April 1, 1980) the board consists of five (5)

1 members. Three (3) members of the board shall be appointed by the
 2 mayor of the city and two (2) members of the board shall be appointed
 3 by the board of commissioners of the county. Not more than two (2)
 4 members representing the city may be members of the same political
 5 party, and not more than one (1) member representing the county may
 6 be a member of the same political party.

7 (e) Except as provided in section 4.1(b)(3) of this chapter, the
 8 county executive of each Indiana county that is adjacent to a county
 9 establishing an authority under this chapter and in which the authority
 10 owns real property may appoint one (1) advisory member to the board.
 11 An advisory member who is appointed under this subsection:

- 12 (1) must be a resident of the adjacent county;
- 13 (2) may not vote on any matter before the board;
- 14 (3) serves at the pleasure of the appointing authority; ~~and~~
- 15 (4) serves without compensation or payment for expenses; **and**
- 16 **(5) must be approved by the governor.**

17 (f) The board of an authority established in a city having a
 18 population of more than sixteen thousand four hundred (16,400) but
 19 less than seventeen thousand (17,000) consists of five (5) members.
 20 The members of the board shall be appointed by the executive of the
 21 eligible entity, and not more than three (3) members of the board may
 22 be of the same political party.

23 (g) This subsection does not apply to a board subject to subsection
 24 (b), (c), (d), or (f). Notwithstanding subsection (a), the fiscal body of
 25 an eligible entity may adopt an ordinance or a resolution providing that
 26 the board consists of five (5) members. If the board consists of five (5)
 27 members, not more than three (3) members may be of the same
 28 political party.

29 **(h) This subsection applies to an authority established in a**
 30 **county having a population of at least two hundred fifty thousand**
 31 **(250,000), but not more than three hundred thousand (300,000).**
 32 **Each individual:**

- 33 **(1) reappointed to a successive term on the board of an**
- 34 **authority beginning after June 30, 2013; or**
- 35 **(2) appointed to fill any vacancy on the board of an authority**
- 36 **occurring after June 30, 2013;**
- 37 **must be approved by the governor.**

38 SECTION 4. IC 8-22-3-4.1, AS AMENDED BY P.L.119-2012,
 39 SECTION 100, IS AMENDED TO READ AS FOLLOWS
 40 [EFFECTIVE JULY 1, 2013]: Sec. 4.1. (a) This section applies only to
 41 the board of an airport authority established for a county having a
 42 consolidated city.

43 (b) The board consists of members appointed as follows:

- 44 (1) **Subject to subsection (k)**, the mayor of the consolidated city
- 45 shall appoint five (5) members. Each member appointed under
- 46 this subdivision must be a resident of the county having the

- 1 consolidated city.
- 2 (2) **Subject to subsection (k)**, the majority leader of the
- 3 legislative body of the county having the consolidated city shall
- 4 appoint one (1) member. The member appointed under this
- 5 subdivision must be a resident of the county having the
- 6 consolidated city.
- 7 (3) **Subject to subsection (k)**, the county executive of each
- 8 Indiana county that fulfills all of the following requirements shall
- 9 each appoint one (1) member:
- 10 (A) The county is adjacent to the county having the
- 11 consolidated city.
- 12 (B) The county has a population of:
- 13 (i) more than one hundred forty thousand (140,000) but less
- 14 than one hundred fifty thousand (150,000);
- 15 (ii) more than seventy thousand (70,000) but less than
- 16 seventy thousand fifty (70,050); or
- 17 (iii) more than two hundred seventy thousand (270,000) but
- 18 less than three hundred thousand (300,000).
- 19 (C) The authority owns real property in the county.
- 20 The county executive of a county represented on the board under
- 21 this subdivision may not appoint an advisory member under
- 22 section 4(e) of this chapter.
- 23 Not more than three (3) members appointed under subdivision (1) may
- 24 be members of the same political party.
- 25 (c) The member of the board appointed under subsection (b)(2)
- 26 must also be a resident of a township that:
- 27 (1) is located in the county having the consolidated city; and
- 28 (2) has a population of:
- 29 (A) less than fifty thousand (50,000); or
- 30 (B) more than one hundred thirty-three thousand (133,000) but
- 31 less than one hundred forty thousand (140,000).
- 32 (d) A member of the board appointed under subsection (b)(3)(B)(i)
- 33 must be a resident of a township:
- 34 (1) located in the county making the appointment; and
- 35 (2) having a population of more than twenty-five thousand
- 36 (25,000) but less than twenty-eight thousand (28,000).
- 37 (e) The county executive of a county that is not otherwise
- 38 represented on the board and that is located not more than one
- 39 thousand two hundred (1,200) feet from a certified air carrier airport
- 40 that is owned or operated by the authority may appoint one (1) advisory
- 41 member to the board. An advisory member appointed under this
- 42 subsection:
- 43 (1) must be a resident of:
- 44 (A) the county making the appointment; and
- 45 (B) one (1) of the two (2) townships in the county located
- 46 nearest to the airport;

- 1 (2) may not vote on any matter before the board;
 2 (3) serves at the pleasure of the appointing authority; ~~and~~
 3 (4) serves without compensation or payment for expenses; ~~and~~
 4 **(5) must be approved by the governor.**
- 5 (f) A member of the board holds office for four (4) years and until
 6 the member's successor is appointed and qualified.
- 7 (g) If a vacancy occurs in the board, the authority that appointed the
 8 member that vacated the board shall appoint an individual to serve for
 9 the remainder of the unexpired term.
- 10 (h) A board member may be reappointed to successive terms.
- 11 (i) A board member may be impeached under the procedure
 12 provided for the impeachment of county officers.
- 13 (j) A board member appointed under subsection (b)(3) may not vote
 14 on a matter before the board relating to imposing, increasing, or
 15 decreasing property taxes in the county having the consolidated city.
- 16 **(k) Each individual:**
 17 **(1) reappointed to a successive term on the board beginning**
 18 **after June 30, 2013; or**
 19 **(2) appointed to fill any vacancy on the board occurring after**
 20 **June 30, 2013;**
 21 **must be approved by the governor.**
- 22 SECTION 5. IC 8-22-3-4.2 IS AMENDED TO READ AS
 23 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4.2. **(a)** In the event
 24 that an authority is established under section 1.1 of this chapter, the
 25 board consists of six (6) members. **Subject to subsection (b)**, three (3)
 26 members of the board shall be appointed by the board of
 27 commissioners of the county. ~~and~~ **Subject to subsection (b)**, three (3)
 28 members of the board shall be appointed by the mayor of the second
 29 class city. Not more than two (2) members appointed by the board of
 30 commissioners of the county may be members of the same political
 31 party and not more than two (2) members appointed by the mayor of
 32 the second class city may be members of the same political party.
- 33 **(b) Each individual:**
 34 **(1) reappointed to a successive term on the board beginning**
 35 **after June 30, 2013; or**
 36 **(2) appointed to fill any vacancy on the board occurring after**
 37 **June 30, 2013;**

- 1 **must be approved by the governor."**
- 2 Renumber all SECTIONS consecutively.
(Reference is to ESB 585 as printed April 8, 2013.)

Representative Porter