

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WITHDRAWN	Noes _____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.

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

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

28 **(h) This subsection applies to an authority established in a**  
 29 **county having a population of at least one hundred fifty thousand**  
 30 **(150,000), but not more than one hundred seventy thousand**  
 31 **(170,000). Each individual:**

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

37 Renumber all SECTIONS consecutively.

(Reference is to ESB 585 as printed April 8, 2013.)

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Representative Porter