

Adopted	Rejected
---------	----------

COMMITTEE REPORT

YES:	20
NO:	2

MR. SPEAKER:

*Your Committee on Ways and Means, to which was referred House Bill 1011, 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:*

- 1 Page 23, line 33, delete "shall" and insert "**may**".
- 2 Page 33, line 19, after "in" insert "**subsection (c) and**".
- 3 Page 33, line 25, after "in" insert "**subsection (c) and**".
- 4 Page 35, between lines 32 and 33, begin a new paragraph and insert:
- 5 "**(c) A metropolitan transit district receiving the powers and**
- 6 **duties of a public transportation corporation under subsection (b)**
- 7 **may not exercise the power of eminent domain under section 32 of**
- 8 **this chapter.**".
- 9 Page 39, line 22, after "(0.3%)." insert "**The authorizing body must**
- 10 **take final action under this subsection not later than December 31,**
- 11 **2013.**".
- 12 Page 42, line 23, delete "three (3)" and insert "**five (5)**".
- 13 Page 42, line 26, delete "One (1) member" and insert "**Two (2)**
- 14 **members**".
- 15 Page 42, between lines 27 and 28, begin a new line double block

- 1 indented and insert:
- 2 **"(C) One (1) member appointed by the board of county**
- 3 **commissioners."**
- 4 Page 43, line 2, delete "No" and insert "Not".
- 5 Page 43, line 2, after "county" insert "**described in subsection**
- 6 **(a)(2) or (a)(3)"**.
- 7 Page 43, line 3, after "party." insert "**One (1) member appointed**
- 8 **under subsection (a)(1)(A) and (a)(1)(B) must be from each major**
- 9 **political party."**
- 10 Page 45, line 21, delete "property, including the condemning of
- 11 real" and insert "**property."**
- 12 Page 45, delete line 22.
- 13 Page 47, line 11, delete "impose any tax." and insert "**do the**
- 14 **following:**
- 15 **(1) Impose any tax.**
- 16 **(2) Exercise the power of eminent domain."**
- 17 Page 49, line 25, delete "The" and insert "**(a) Subject to subsection**
- 18 **(b), the"**.
- 19 Page 49, between lines 34 and 35, begin a new paragraph and insert:
- 20 **"(b) Notwithstanding any other law, a tax increment financing**
- 21 **district established under subsection (a) expires after five (5) years.**
- 22 **(c) The metropolitan transit district shall require a person**
- 23 **contracted to construct a facility financed by using or pledging the**
- 24 **incremental revenue of a tax increment financing district**
- 25 **established under subsection (a) to adopt policies concerning the**
- 26 **preferential hiring of residents of the tax increment financing**
- 27 **district."**
- 28 Page 50, between lines 10 and 11, begin a new paragraph and insert:
- 29 **"Sec. 27. The metropolitan transit district may enter into**
- 30 **agreements with government agencies, political subdivisions, and**
- 31 **other persons providing for public safety services."**
- 32 Page 51, between lines 3 and 4, begin a new paragraph and insert:
- 33 **"Sec. 7. Before July 1 of the calendar year in which the district**
- 34 **is established, the board shall publish the estimated total cost of**
- 35 **implementing the district on an Internet web site maintained by the**
- 36 **board."**
- 37 Page 51, line 32, delete "consultation with the county fiscal" and
- 38 insert "**conformity with the goals established by the department of**

1 **minority and women's business development of a consolidated**
2 **city."**

3 Page 51, line 33, delete "bodies of the authorizing counties."

4 Page 51, delete lines 37 through 42.

5 Page 52, delete lines 1 through 11.

6 Page 57, line 22, delete "The" and insert "**Subject to section 2 of**
7 **this chapter, the**".

8 Page 58, delete lines 25 through 30, begin a new paragraph and
9 insert:

10 **"Sec. 2. The district may not issue bonds unless the issuance of**
11 **the bonds is reviewed by the fiscal body of each county in which the**
12 **project being financed by the proposed bond issuance is located."**

13 Page 59, between lines 36 and 37, begin a new paragraph and insert:

14 **"Sec. 8. (a) If the metropolitan transit district board determines**
15 **that the sum of:**

16 **(1) the cost of a proposed project of the district that would be**
17 **financed by bonds issued under this chapter; and**

18 **(2) the total amount of money expended by the district as of**
19 **the date of the board's determination;**

20 **exceeds the amount published under IC 36-9.1-6-7 by more than**
21 **five percent (5%), the district may not issue bonds for the project**
22 **unless the issuance is approved by the voters in each county that is**
23 **a member of the district in a local public question held under this**
24 **section.**

25 **(b) To obtain the approval of the voters, each authorizing body**
26 **in the district shall adopt an ordinance to certify the following**
27 **question to its county election board, and the county election board**
28 **shall place the question on the election ballot at the next general**
29 **election in accordance with IC 3-10-9:**

30 **"Shall the metropolitan transit district have the ability to**
31 **issue bonds in an amount not to exceed _____ (insert**
32 **the amount to be financed by the proposed bond issuance) to**
33 **finance _____ (insert the type of project to be financed**
34 **if approved by the voters) in _____ (insert the**
35 **name of the county or municipality in which the proposed**
36 **project is located)?"**.

37 **(c) After an election on the local public question, the circuit**
38 **court clerk of the county shall:**

- 1 **(1) make a certified copy of the election returns; and**
2 **(2) not later than five (5) days after the election, file the copy**
3 **with:**
4 **(A) the department of state revenue; and**
5 **(B) the authorizing body of the county.**
6 **(d) The local public question is approved by a county if a**
7 **majority of the county voters voting on the local public question**
8 **vote "yes". The local public question is defeated by a county if a**
9 **majority of the county voters voting on the local public question**
10 **vote "no".**
11 **(e) If the local public question is defeated in a county, the**
12 **authorizing body may adopt an ordinance under this section to**
13 **place another local public question on the ballot as provided in this**
14 **section at a subsequent general election in the county. However, a**
15 **local public question under this section may not be placed on the**
16 **ballot more than two (2) times in any five (5) year period."**

(Reference is to HB 1011 as printed February 1, 2013.)

and when so amended that said bill do pass.

Representative Brown T