

IC 1-1-3.1

Chapter 3.1. Effectiveness of Acts Passed Over Governor's Veto

IC 1-1-3.1-1

Application of chapter

Sec. 1. This chapter applies only to an act passed by the general assembly over the governor's veto under Article 5, Section 14 of the Constitution of the State of Indiana.

As added by P.L.1-1987, SEC.2.

IC 1-1-3.1-2

Definitions

Sec. 2. For purposes of this chapter, "approval of the act" occurs at the time the second house of the general assembly votes to approve a bill over the governor's veto under Article 5, Section 14 of the Constitution of the State of Indiana. "Second house of the general assembly" refers to the house of the general assembly that reconsiders a bill vetoed by the governor under Article 5, Section 14 of the Constitution of the State of Indiana after the house in which the bill originated has passed the bill over the governor's veto.

As added by P.L.1-1987, SEC.2.

IC 1-1-3.1-3

Acts containing declaration of emergency

Sec. 3. (a) This section applies only to an act that contains a declaration that an emergency exists.

(b) If the act provides that a provision of the act takes effect:

- (1) upon passage; or
- (2) retroactively to a specified date;

then the provision takes effect upon approval of the act.

(c) If:

- (1) the act provides that a provision of the act takes effect on a specified date; and
- (2) approval of the act occurs on or before the specified date;

then the provision takes effect on the specified effective date.

(d) If:

- (1) the act provides that a provision of the act takes effect on a specified date; and
- (2) approval of the act occurs after the specified date;

then the provision takes effect on July 1 next following approval of the act.

(e) If the act does not provide an effective date for a provision of the act, then the provision takes effect on July 1 next following approval of the act, subject to section 5 of this chapter.

As added by P.L.1-1987, SEC.2.

IC 1-1-3.1-4

Acts not containing declaration of emergency

Sec. 4. (a) This section applies only to an act that does not contain a declaration that an emergency exists.

(b) If:

(1) the act provides that a provision of the act takes effect on a specified date; and

(2) approval of the act occurs on or before the specified date; then the provision takes effect on the specified effective date, unless promulgation of the act must occur under subsection (c).

(c) If, in a case described in subsection (b), the specified effective date occurs before promulgation of the act, then the provision takes effect when promulgation of the act is completed. As used in this subsection, "promulgation" means the publication and circulation of an act in accordance with Article 4, Section 28 of the Constitution of the State of Indiana.

(d) If:

(1) the act provides that a provision of the act takes effect on a specified date; and

(2) approval of the act occurs after the specified date; then the provision takes effect on July 1 next following approval of the act.

(e) If the act does not provide an effective date for a provision of the act, then the provision takes effect on July 1 next following approval of the act, subject to section 5 of this chapter.

As added by P.L.1-1987, SEC.2.

IC 1-1-3.1-5

Effective date sections

Sec. 5. If an act described in either section 3 or section 4 of this chapter contains a SECTION that specifies an effective date or dates for one (1) or more other provisions of the act, then the effective date SECTION takes effect at the same time as the earliest date that any other provision of the act takes effect.

As added by P.L.1-1987, SEC.2.