

**CITIES AND TOWNS BULLETIN
AND UNIFORM COMPLIANCE GUIDELINES
ISSUED BY STATE BOARD OF ACCOUNTS**

June 2001

2001 LAWS AFFECTING CITIES AND TOWNS

The following is a listing of laws enacted by the General Assembly that are related to cities, towns and municipally owned utilities. If you have any questions regarding legal interpretation, please consult your city or town attorney. We have listed the laws in public law order sequence and the references are to the Indiana Code.

PUBLIC LAW 2 – HOUSE ENROLLED ACT 1229 – EFFECTIVE APRIL 12, 2001

COPIES OF ENROLLED ACTS – CLERK OF THE CIRCUIT COURT – Amends IC 2-6-12.5-5 – States that a copy of the enrolled acts distributed may be in the form of:

- (1) a hard paper copy; or
- (2) an electronic copy:
 - (A) on a computer disk;
 - (B) on a CD-ROM disk; or
 - (C) in another machine-readable format.

The clerk of the circuit court of each county may inform the State's legislative services agency whether the clerk prefers to receive the enrolled acts in the form of:

- (1) a hard paper copy; or
- (2) an electronic copy that is available from the legislative services agency.

If a clerk of circuit court informs the legislative services agency that the clerk prefers to receive the enrolled acts in hard copy or an electronic copy, the legislative services agency shall deliver the enrolled acts to the clerk in the form for which the clerk has expressed a preference.

PUBLIC LAW 6 – HOUSE ENROLLED ACT 1386 – EFFECTIVE JULY 1, 2001

VOLUNTEER FIREFIGHTERS – DISPLAY OF BLUE LIGHTS – Amends IC 36-8-12-11 – Allows members of a volunteer fire department to display blue lights on their privately owned vehicles while en route to a fire station to get firefighting equipment to transport to the scene of a fire or other emergency in the line of duty.

PUBLIC LAW 12 – HOUSE ENROLLED ACT 1611 – EFFECTIVE JULY 1, 2001

BOARDS OF METROPOLITAN POLICE COMMISSIONERS – Adds IC 36-8-9-3.1 – Repeals IC 36-8-9-3 – Allows for a town council member to be an ex-officio member of the board. Prohibits town police officers employed by the town from serving on the board. Makes other changes to the law allowing establishment of such boards.

PUBLIC LAW 14 – HOUSE ENROLLED ACT 2041 – EFFECTIVE JULY 1, 2001

UNDERGROUND STORAGE TANKS – Amends IC 13-11-2, IC 13-23-7, IC 13-23-8, IC 13-23-9, IC 13-23-11, and IC 13-23-12 – Repeals IC 13-11-2-229 and IC 13-23-10 – Makes numerous changes to the underground storage tank laws. Raises the maximum penalty for an owner who fails to pay registration fees from fifty dollars (\$50) per day to two thousand dollars (\$2,000) per day. Closes out the State's Underground Storage Tank Guarantee Fund and requires any balance in such fund at June 30, 2001, to be transferred to the State's General Fund.

PUBLIC LAW 18 – HOUSE ENROLLED ACT 1025 – EFFECTIVE JULY 1, 2001
 UNEMPLOYMENT COMPENSATION - Amends IC 22-4-11-4 – Allows the Department of Workforce Development to lower the rate of contribution for employers who have failed to file any payroll report or who have filed incorrect reports under certain circumstances. Under prior law the higher rate could be increased but not decreased.

PUBLIC LAW 19 – HOUSE ENROLLED ACT 1043 – EFFECTIVE APRIL 18, 2001
 ACTIONS AGAINST FIREARMS DEALERS – Adds IC 34-12-3 – Limits a city or town's ability to file suit against a seller of firearms.

PUBLIC LAW 20 – HOUSE ENROLLED ACT 1089 – EFFECTIVE JULY 1, 2001
 LAW ENFORCEMENT CONTINUING EDUCATION PROGRAM FEES – Amends IC 5-2-8-2 – Removes the requirement that such fees be claimed in the same fiscal year in which the fees were collected under IC 33-19-5.

PUBLIC LAW 26 – HOUSE ENROLLED ACT 1424 – EFFECTIVE JULY 1, 2001
 INDIANA ECONOMIC DEVELOPMENT PARTNERSHIP FUND – Adds IC 4-12-10 – Establishes the Indiana Economic Development Partnership Fund to be used for the establishment and support of regional technology centers, the expansion of the Purdue University Technical Assistance Program, and the creation of a rural/community economic development regional outreach program. Creates local advisory boards for regional technology centers.

PUBLIC LAW 30 – HOUSE ENROLLED ACT 1739 – EFFECTIVE JULY 1, 2001
 FIREFIGHTING STANDARDS – Amends IC 22-14-2-7 – Allows the State Fire Marshal's office to certify nonfire service personnel who meet the qualifications set by the education board.

PUBLIC LAW 31 – HOUSE ENROLLED ACT 1935 – EFFECTIVE JULY 1, 2001
 SHORELINE DEVELOPMENT COMMISSION – Adds IC 36-7-13.5 – Creates a new commission for Lake, Porter and LaPorte Counties which will prepare a comprehensive plan for property abutting Lake Michigan and the tributaries of Lake Michigan. Establishes a shoreline environmental trust fund to provide a source of money for rehabilitation, redevelopment and reuse of certain qualifying shoreline property.

PUBLIC LAW 33 – HOUSE ENROLLED ACT 1967 – EFFECTIVE APRIL 18, 2001
 HAZARDOUS MATERIALS CLEANUP COSTS – Amends IC 13-25-6-3, IC 13-25-6-5 – Adds IC 36-8-12.2 – States that a fire department may impose a charge to a person that is a responsible party with respect to a hazardous materials emergency that:

- (1) the fire department responded to;
- (2) members of that fire department assisted in containing, controlling, or cleaning up;
- (3) with respect to the release or imminent release of hazardous materials at a facility, involves a quantity of hazardous materials that exceeds the spill quantities of hazardous materials that must be reported under 327 IAC 2-6.1-5, as in effect on January 1, 2001; and
- (4) with respect to the release or imminent release of hazardous materials from a mode of transportation, involves a quantity of hazardous materials that exceeds the spill quantities of hazardous materials that must be reported under 327 IAC 2-6.1-6, as in effect on January 1, 2001.

A fire department imposing a charge may bill the responsible party for the total value of the assistance provided, as determined from the state fire marshal's schedule of services charges issued under IC 36-8-12-16(e).

Money collected must be deposited in the general fund of the city or town that established the fire department under IC 36-8-2-3 and may be used only for the following:

- (1) Purchase of supplies and equipment used in providing hazardous materials emergency assistance.

PUBLIC LAW 33 – HOUSE ENROLLED ACT 1967 – EFFECTIVE APRIL 18, 2001 (Continued)

- (2) Training for members of the fire department in skills necessary for providing hazardous materials emergency assistance.
- (3) Payment to persons with which the fire department contracts to provide services related to the hazardous materials emergency assistance provided by the fire department.

A fire department may not bill for services provided that duplicate services provided by another governmental entity.

The responsible party billed for services may elect to reimburse the fire department by providing replacement materials that are of equal or greater value than those expended by the fire department in responding to the emergency.

A fire department that imposes a service charge and maintains an action for reimbursement under IC 13-25-6-5 may recover all costs of the action, including attorney's fees.

A responsible party is subject to a penalty for failure to pay the full amount of a charge made within sixty (60) days after the issuance of the bill for payment by the fire department. The amount of the penalty is ten percent (10%) of the amount of the charge that remains unpaid on the due date.

PUBLIC LAW 35 – HOUSE ENROLLED ACT 2119 – EFFECTIVE JULY 1, 2001

UPPER WABASH RIVER BASIN COMMISSION – Amends IC 14-8-2-20, IC 14-8-2-48, IC 14-8-2-198, IC 14-8-2-206, IC 14-13-6-20 – Adds IC 14-8-2-291.5 and IC 14-30-4 – Creates a new municipal corporation for the area located in Adams, Huntington, Jay, or Wells Counties that is drained by the Wabash River and its tributaries. Allows cities and towns or participating counties to enter into interlocal agreements with the Commission authorizing the commission to:

- (1) develop a plan to control flooding and improve drainage in that part of the basin that is described in the cooperative agreement;
- (2) organize and coordinate the installation of trails along the upper Wabash River basin through partnerships with other organizations; or
- (3) develop and promote good soil and water conservation practices and procedures, including erosion control and bank stabilization.

PUBLIC LAW 38 – SENATE ENROLLED ACT 260 – EFFECTIVE APRIL 30 AND JULY 1, 2001

1925 AND 1937 POLICE AND FIRE PENSION PLANS – RELIEF FUND DISTRIBUTIONS – Amends IC 5-10.3-11-4 – Adds IC 5-10.3-11-4.7 and IC 5-10.3-11-6 – Provides for an additional annual distribution beginning in November, 2001 in an amount necessary to ensure that at least fifty percent (50%) of each city or town's pension liability is paid from the pension relief fund.

PUBLIC LAW 41 – SENATE ENROLLED ACT 441 – EFFECTIVE JULY 1, 2001

CUMULATIVE CAPITAL IMPROVEMENT FUND – Amends IC 36-9-16-3 – Allows property taxes levied for the cumulative capital improvement fund to also be used:

- (1) To purchase, lease, upgrade, maintain, or repair one (1) or more of the following:
 - (A) Computer hardware.
 - (B) Computer software.
 - (C) Wiring and computer networks.
 - (D) Communication access systems used to connect with computer networks or electronic gateways.
- (2) To pay for the services of full-time or part-time computer maintenance employees.
- (3) To conduct nonrecurring in-service technology training of unit employees.

Please note that if your city or town has adopted the Cumulative Capital Development (CCD) Fund under IC 36-5-15.5 and your ordinance establishing such fund lists IC 36-9-16-3 as a permitted use of the fund, then your CCD fund may also be used for the aforementioned uses.

PUBLIC LAW 45 – SENATE ENROLLED ACT 32 – EFFECTIVE JULY 1, 2001

PROBATION OFFICERS – HANDGUNS - Amends IC 5-2-1-9 and IC 31-31-5-5 – Adds IC 11-13-1-3.5 and IC 11-13-1-3.8 – States that a probation officer may not carry a handgun as described in IC 35-47-2-1 while acting in the scope of employment as a probation officer unless all of the following conditions are met:

- (1) The appointing court enters an order authorizing the probation officer to carry the handgun while on duty.
- (2) The probation officer is issued a license to carry the handgun under IC 35-47-2.
- (3) The probation officer successfully completes a handgun safety course certified by the law enforcement training board under IC 5-2-1-9(m).

PUBLIC LAW 52 – SENATE ENROLLED ACT 151 – EFFECTIVE JULY 1, 2001

REGULATION OF TRAPPING WILD ANIMALS – Adds several new sections to IC 14-8-2 - Adds IC 14-22-10-10 and 11 – States that a city or town may not regulate in any way the trapping of wild animals except for the trapping of wild animals on or in land, buildings, or other real property that is owned by a city or town.

PUBLIC LAW 55 – SENATE ENROLLED ACT 236 – EFFECTIVE MAY AND JULY 1, 2001

STORM WATER GRANTS – Adds IC 13-11-2-223.5 – Amends IC 13-18-21-23 and IC 13-18-21-25 – Allows the State Budget Agency to provide grants to cities and towns for tasks associated with the development and preparation of long term control plans, use attainability analysis, and storm water management programs.

PUBLIC LAW 56 – SENATE ENROLLED ACT 262 – EFFECTIVE JULY 1, 2001

ECONOMIC DEVELOPMENT ORGANIZATION GRANTS – Amends IC 4-4-24-6 – Adds IC 4-4-24-5.5 – Provides that appropriations for grants made to the Department of Commerce do not revert to the State's general fund. Allows for twenty-five percent (25%) of such grants to be used for low-income housing.

PUBLIC LAW 58 – SENATE ENROLLED ACT 301 – EFFECTIVE JULY 1, 2001

ELECTIONS – VACANCIES ON BALLOT – Amends IC 3-13-1-16.5 and IC 3-13-2-11 – Changes the deadlines for county election boards to rule on the validity of certificates of candidate selection.

PUBLIC LAW 62 – SENATE ENROLLED ACT 338 – EFFECTIVE JULY 1, 2001

BARRETT LAW ASSESSMENTS – Amends IC 36-9-36-46, IC 36-9-37-11, 12, 29 and 30 – Adds IC 36-9-36-9.5, IC 36-9-37-8.5 and IC 36-9-38-23.5 - Allows a works board to permit property owners to elect to pay assessments in ten (10), twenty (20) or thirty (30) annual installments or a number of monthly installments that corresponds to ten (10), twenty (20) or thirty (30) annual installments. Allows a city or a town to issue Barrett Law bonds which mature in not less than ten (10) and not more than thirty (30) years.

PUBLIC LAW 67 – SENATE ENROLLED ACT 388 – EFFECTIVE JULY 1, 2001

WAIVER OF TOWN ELECTED OFFICER'S SALARY – Adds IC 36-5-3-6 – States that a town officer may waive the officer's compensation for any year by filing a notice that satisfies the following:

- (1) The notice is in writing.
- (2) The notice states in substance all of the following:
 - (A) The position held by the town officer.
 - (B) The calendar year covered by the notice.
 - (C) That the town officer waives compensation under this section.
 - (D) That the town officer understands that the notice is irrevocable beginning January 1 of the year covered by the notice.
- (3) The notice is signed by the town officer who wants to waive compensation.

PUBLIC LAW 67 – SENATE ENROLLED ACT 388 – EFFECTIVE JULY 1, 2001 (Continued)

A town officer who wants to waive compensation must file the notice with the town clerk-treasurer before January 1 of the year covered by the notice. A notice filed is irrevocable beginning January 1 of the year covered by the notice.

A town officer who files a notice:

- (1) is not entitled to compensation for duties performed in the year covered by the notice; and
- (2) may not be paid compensation for duties performed in the year covered by the notice.

Defines “compensation,” for the purposes of IC 36-5-3-6, to mean the total of all money paid to an elected town officer for performing duties as a town officer, regardless of the source of funds from which the money is paid. The term includes all employee benefits paid to a town officer, including life insurance, health insurance, disability insurance, retirement benefits, and pension benefits.

PUBLIC LAW 78 – HOUSE ENROLLED ACT 1075 – EFFECTIVE JULY 1, 2001

FERTILIZER STORAGE – Amends IC 15-3-3-12.5 – States that a city or town does not have the authority to regulate by ordinance the storage or utilization of fertilizer unless the State Chemist, upon petition of a city or town, grants a waiver to adopt an ordinance after holding a public hearing.

PUBLIC LAW 79 – HOUSE ENROLLED ACT 1084 – EFFECTIVE MAY 1, 2001

CURFEW FOR MINORS – Amends IC 9-24-11-3 and IC 31-37-5-3 – Adds IC 31-37-3-3.5 – Repeals IC 31-37-3-1 – Adds several new defenses for minor children cited for curfew violations.

PUBLIC LAW 80 – HOUSE ENROLLED ACT 1097 – EFFECTIVE JULY 1, 2001

MUNICIPAL UTILITY LINES – RELOCATION - Amends IC 8-23-26-5 – Allows the Indiana Department of Transportation to reimburse a municipal utility for extraordinary costs of facilities relocation caused by a highway or bridge project or combination of such projects.

PUBLIC LAW 82 – HOUSE ENROLLED ACT 1116 – EFFECTIVE JULY 1, 2001

FALSE ALARM CHARGES – Amends IC 36-8-11-15, IC 36-8-13-4 and IC 36-8-19-8. Adds IC 36-8-12-17. Allows volunteer fire departments to establish false alarm service charges in areas where a city or town has not imposed its own false alarm charges.

PUBLIC LAW 83 – HOUSE ENROLLED ACT 1199 – EFFECTIVE JULY 1, 2001

VOLUNTARY ASSIGNMENT OF WAGES – Amends IC 22-2-6-2 – Allows for an assignment of wages where an employee owes a judgment if the payment is made in accordance with an agreement between the employee and the creditor and the judgment is not a garnishment under IC 34-25-3.

PUBLIC LAW 89 – HOUSE ENROLLED ACT 1503 – EFFECTIVE JULY 1, 2001

SALARIES IN THIRD CLASS CITIES – Amends IC 36-4-7-3 – Requires the compensation of each appointive officer, deputy, and other city employees to be fixed by the executive, subject to approval by the legislative body, before September 20.

CAGIT TAX – JACKSON AND PULASKI COUNTIES – Amends IC 6-3.5-1.1-2.5 and 3.5 – Allows the county councils in Jackson and Pulaski counties to impose a rate of one and three tenths percent (1.3%) for eight (8) years before the rate can be reduced to one percent (1%).

PUBLIC LAW 90 – HOUSE ENROLLED ACT 1532 – EFFECTIVE JULY 1, 2001

MISDEMEANORS – Amends IC 35-50-3-1 – States that whenever the court suspends in whole or in part a sentence for a Class A, Class B, or Class C misdemeanor, it may place the person on probation under IC 35-38-2 for a fixed period of not more than one (1) year, notwithstanding the maximum term of imprisonment for the misdemeanor set forth in IC 35-50-3-2 through 4.

PUBLIC LAW 90 – HOUSE ENROLLED ACT 1532 – EFFECTIVE JULY 1, 2001 (Continued)

However, the combined term of imprisonment and probation for a misdemeanor may not exceed one (1) year.

PUBLIC LAW 95 – HOUSE ENROLLED ACT 1977 – EFFECTIVE JULY 1, 2001

FIRE DEPARTMENTS – IMMUNITY FOR DONATIONS – Amends IC 34-6-2-103 – Adds IC 34-6-2-46.5 and IC 34-30-10.5 – States that a city or town, volunteer fire department, a city or town employee acting within the scope of the employee's responsibilities, or a volunteer firefighter are immune from civil liability for personal injury, property damage, or death resulting from a defect in fire control or fire protection equipment donated in good faith to a volunteer fire department or fire department operated by a political subdivision.

PUBLIC LAW 102 – SENATE ENROLLED ACT 173 – EFFECTIVE JULY 1, 2001

CTAR REPORTS – Amends IC 5-3-1-3 – Eliminates the requirement to advertise the name and compensation paid to each city or town employee who also works for a county.

PUBLIC LAW 109 – SENATE ENROLLED ACT 273 – EFFECTIVE JANUARY 1, 2002

VOLUNTARY REMEDIATION TAX CREDIT – BROWNFIELDS – Adds IC 6-3.1-23 – Adds a new tax credit for taxpayers making improvements to brownfield property.

PUBLIC LAW 111 – SENATE ENROLLED ACT 371 – EFFECTIVE MAY 3, 2001

FRANKFORT AIRPORT AUTHORITY – Amends IC 8-22-3-4 – Increases the number of members of the board from four (4) to five (5) members.

PUBLIC LAW 113 – SENATE ENROLLED ACT 506 – EFFECTIVE JULY 1, 2001

ALCOHOL AND DRUG SERVICES PROGRAM FEES – Amends IC 12-23-14-16 – Raises the maximum amount of the fee from three hundred dollars (\$300) to four hundred dollars (\$400).

PUBLIC LAW 114 – SENATE ENROLLED ACT 509 – EFFECTIVE JULY 1, 2001

PUBLIC RECORDS OVERSIGHT COMMITTEE – Amends IC 5-15-5.1-18 - Adds the State's Public Access Counselor and the Executive Director of the Data Processing Oversight Commission to the membership on the committee.

PUBLIC LAW 116 – HOUSE ENROLLED ACT 1007 – EFFECTIVE JULY 1, 2001

HIGHWAY WORKSITE ZONE FINES – Amends IC 9-21-5-13 and IC 33-19-6-14 – Makes it a Class B infraction to exceed the speed limit in the immediate vicinity of a highway worksite zone when workers are present. Changes the name of a highway work zone fee to a highway worksite zone fee.

PUBLIC LAW 118 – HOUSE ENROLLED ACT 1156 – EFFECTIVE JULY 1, 2001

DRIVER IMPROVEMENT COURSE – Amends IC 9-30-3-16 – Raises the maximum amount of the fee a court can charge to thirty dollars (\$30) for a classroom presentation or forty dollars (\$40) for a distance learning presentation.

PUBLIC LAW 125 – HOUSE ENROLLED ACT 1504 – EFFECTIVE JULY 1, 2001

$\frac{3}{4}$ VOTE – Adds IC 36-1-8-14 – States that whenever an action to be taken requires a three-fourths ($\frac{3}{4}$) vote, the number of votes necessary to satisfy the requirement is rounded to the nearest whole number.

PLANNING AND ZONING – ZONE MAPS – Amends IC 36-7-4-610.5 – States that not later than one hundred eighty (180) days after adoption of the proposal of a zoning map change, the legislative body finds that the proposal was adopted as a result of a person's intentional misrepresentation or omission of material facts, the legislative body may, by a three-fourths ($\frac{3}{4}$) vote (as described in IC 36-1-8-14), adopt an ordinance to nullify any change in the zone maps that resulted from the misrepresentation or omission. Such an ordinance may be adopted by the

PUBLIC LAW 125 – HOUSE ENROLLED ACT 1504 – EFFECTIVE JULY 1, 2001 (Continued)
legislative body without being referred to the plan commission for consideration and recommendation.

POLICE AND FIRE SALARIES – Amends IC 36-8-3-3 – Requires the annual compensation of all members of the police and fire departments to be fixed by ordinance of the legislative body before September 20 for a third class city.

PUBLIC LAW 127 – HOUSE ENROLLED ACT 1570 – EFFECTIVE JULY 1, 2001
AMBULANCE REPORTS – Amends IC 16-18-2-11 – States that the following information, if contained in a pre-hospital ambulance rescue or report record regarding an emergency patient, is public information and must be made available for inspection and copying under IC 5-14-3 if ambulance services are provided by or under contract with an entity that is a public agency for purposes of IC 5-14-3:

- (1) The date and time of the request for ambulance services.
- (2) The reason for the request for assistance.
- (3) The time and nature of the response to the request for ambulance services.
- (4) The time of arrival at the scene where the patient was located.
- (5) The time of departure from the scene where the patient was located.
- (6) The name of the facility, if any, to which the patient was delivered for further treatment and the time of arrival at that facility.

PUBLIC LAW 129 – HOUSE ENROLLED ACT 1578 – EFFECTIVE VARIOUS DATES
REHABILITATION PROPERTY – Amends IC 6-1.1-12 – Changes the procedures used for determining rehabilitative property deductions as stated in rules adopted by the State Board of Tax Commissioners.

RESIDENTIAL HISTORIC REHABILITATION CREDIT – Adds IC 6-3.1-22 – Adds a new income tax credit for repairs made to certain historic properties.

PUBLIC LAW 133 – HOUSE ENROLLED ACT 1688 – EFFECTIVE JULY 1, 2001
LAKE MICHIGAN MARINA DEVELOPMENT COMMISSION – Amends IC 14-13-3-4 – Adds one (1) member to the commission which is to be appointed jointly by the town executives of Burns Harbor, Porter, Ogden Dunes, Dune Acres, and Beverly Shores.

PUBLIC LAW 135 – HOUSE ENROLLED ACT 1710 – EFFECTIVE MAY 3, 2001
COUNTY ADJUSTED GROSS INCOME TAX (CAGIT) – Adds IC 6-3.5-1.1-23 – States that a pledge of county adjusted gross income tax revenues is enforceable in accordance with IC 5-1-14.

With respect to obligations for which a pledge has been made, the general assembly covenants with the county and the purchasers or owners of those obligations that IC 6-3.5-1.1 will not be repealed or amended in any manner that will adversely affect the collection of the tax imposed as long as the principal of or interest on those obligations is unpaid.

WAYNE COUNTY CAGIT TAX – Amends IC 6-3.5-1.1-2, IC 6-3.5-1.1-10, IC 6-3.5-1.1-11 and IC 6-3.5-7-5 – Adds IC 6-3.5-1.1-2.7 - Allows the Wayne County Council to impose an additional CAGIT tax to finance a county jail.

PUBLIC LAW 137 – HOUSE ENROLLED ACT 1806 – EFFECTIVE JULY 1, 2001
HOME DETENTION – Amends IC 35-38-2.5-2 – Redefines “home” to mean:
(1) the interior living area of the temporary or permanent residence of an offender; or
(2) if the offender’s residence is a multi-family dwelling, the unit in which the offender resides, and not the:
(A) halls or common areas outside the unit where the offender resides; or
(B) other units, occupied or unoccupied, in the multi-family dwelling.

PUBLIC LAW 137 – HOUSE ENROLLED ACT 1806 – EFFECTIVE JULY 1, 2001 (Continued)

The term includes a hospital, health care facility, hospice, group home, maternity home, residential treatment facility, and boarding house. The term does not include a public correctional facility or the residence of another person who is not part of the social unit formed by the offender's immediate family.

PUBLIC LAW 140 – HOUSE ENROLLED ACT 1852 – EFFECTIVE JULY 1, 2001

NORTHWEST INDIANA TRANSPORTATION STUDY COMMISSION – Noncode – Postpones the expiration date of the Commission to November 1, 2003.

PUBLIC LAW 144 – HOUSE ENROLLED ACT 2009 – EFFECTIVE JULY 1, 2001

TIPPECANOE COUNTY BOARD OF ELECTIONS AND REGISTRATION – Amends IC 3-5-2-16.2, IC 3-6-5-6 and IC 3-7-12 – Adds IC 3-6-5.4 – Creates a new board to handle election proceedings in Tippecanoe County.

PUBLIC LAW 151 – HOUSE ENROLLED ACT 1902 – EFFECTIVE VARIOUS DATES

RIVERBOAT ADMISSION TAXES – Amends IC 4-33-12-6 – Allows a city in which a riverboat is docked to use admission taxes to reduce the property tax levy of the city for a particular year.

REASSESSMENT IN LAKE COUNTY – Adds IC 6-1.1-4-32 – Requires the State Board of Tax Commissioners to contract with a nationally recognized CPA firm to appraise property for the next reassessment in Lake County.

ASSESSMENT OF INDUSTRIAL FACILITIES IN LAKE COUNTY – Adds IC 6-1.1-8.5 – Prescribes new procedures for assessing industrial facilities in Lake County.

TAX CREDITS FOR TAXES PAID ON HOMESTEADS – LAKE COUNTY – Adds IC 6-3.1-20 – Creates a new income tax credit for certain taxes paid on homesteads in Lake County.

MUNICIPAL OPTION INCOME TAX – LAKE COUNTY – Adds IC 6-3.5-8 – Adds a new employment tax which could be adopted in Lake County.

PUBLIC LAW 166 – SENATE ENROLLED ACT 358 – EFFECTIVE JULY 1, 2001

HOME DETENTION – Amends IC 35-38-2-3, IC 35-38-2.5-5, IC 35-50-2-8 and IC 35-50-6-6 – States that a person confined on home detention as a condition of probation earns credit for time served.

PUBLIC LAW 167 – SENATE ENROLLED ACT 395 – EFFECTIVE JULY 1, 2001

ELECTIONS – SMALL TOWNS – Amends several sections of IC 3-8-5 – Allows towns with populations of less than thirty-five hundred (3,500) to adopt an ordinance to provide for nomination of candidates for elected town offices in a primary election instead of a convention. Makes several other changes to town election laws.

PUBLIC LAW 174 – SENATE ENROLLED ACT 457 – EFFECTIVE MAY 7, 2001

COMMUNITY REVITALIZATION ENHANCEMENT DISTRICTS – Amends various sections of IC 36-7-13 and IC 36-7-31.3-9 – Adds IC 36-7-13-10.5 – Allows a city or town legislative body to adopt an ordinance designating part of the city or town as a community revitalization enhancement district in areas of high unemployment, declining population, and declining median income. Makes special provisions for establishing a district for cities and towns in Allen and St. Joseph Counties.

- PUBLIC LAW 175 – HOUSE ENROLLED ACT 1618 – EFFECTIVE JULY 1, 2001
BLOOD AND BREATH ALCOHOL LEVELS – Amends IC 9-13-2, IC 9-30-5, IC 9-30-6, IC 9-30-10, IC 14-15-8, and IC 35-33-1-6 – Lowers the alcohol concentration equivalent from ten-hundredths (0.10) to eight-hundredths (0.08) gram of alcohol that is necessary to constitute prima facie evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated.
- PUBLIC LAW 181 – HOUSE ENROLLED ACT 1117 – EFFECTIVE JULY 1, 2001
CITY OF GOSHEN – EXCESSIVE LEVY – Amends IC 6-1.1-18.5 –13 – Allows the City of Goshen to be granted an excessive levy limited to the amount of property tax replacement credits which were reallocated in 2001 for a purpose other than property tax relief.
- PUBLIC LAW 183 – HOUSE ENROLLED ACT 1130 – EFFECTIVE JULY 1, 2001
COURT COSTS – Amends IC 33-2.1-7-3, IC 33-19-5-1, IC 33-19-5-2, IC 33-19-5-3, IC 33-19-5-4, IC 33-19-5-5, IC 33-19-6-1.5, IC 33-19-7-4 and IC 33-19-9-4 – Adds IC 33-2.1-7-10, IC 33-19-6-18.1 and IC 33-19-6-19 – Adds a new document storage fee of two dollars (\$2) and an automated record keeping fee of two dollars (\$2) for all civil, criminal, infraction, and ordinance violation actions. All document storage fees are to be deposited in the clerk's record perpetuation fund. All automated record keeping fees are to be distributed to the State semiannually to help fund the State's judicial technology and automation project.
- PUBLIC LAW 184 – HOUSE ENROLLED ACT 1193 – EFFECTIVE VARIOUS DATES
STATE DEFERRED COMPENSATION PLAN – Adds IC 5-10-1.1-7.3 – States that a city or town that elects to use the State's deferred compensation plan for its employees may also elect to participate in the State's defined contribution plan under IC 5-10-1.1-1.5 for the purpose of matching all or part of a city or town employee's contributions to the plan.
- PUBLIC EMPLOYEES RETIREMENT FUND (PERF) – MILITARY SERVICE CREDITS – Amends IC 5-10.3-7-5 – Allows an active member of PERF to purchase up to two (2) years of service credit for the member's service or active duty in the armed services under certain conditions.
- PUBLIC LAW 185 – HOUSE ENROLLED ACT 1195 – EFFECTIVE VARIOUS DATES
RANDOLPH COUNTY CREDIT TAXES – Amends IC 6-3.5-7-7-5 – Adds IC 6-3.5-7-22.5 – Allows Randolph County to raise its CREDIT tax rate an additional twenty-five hundredths percent (0.25%).
- DEARBORN COUNTY – LOW INCOME HOUSING TAX CREDITS – Amends IC 6-1.1-10-16.7 – Adds IC 36-2-6-22 – Allows such credits for certain taxpayers in Dearborn County.
- ECONOMIC DEVELOPMENT PROJECT DISTRICTS – Amends IC 36-7-26-1, 14, and 23 – Allows the cities of Fort Wayne, South Bend and Evansville to establish such districts.
- PUBLIC LAW 189 – HOUSE ENROLLED ACT 1222 – EFFECTIVE JULY 1, 2001
TELEPHONE SOLICITATIONS – Adds IC 24-4.7 – Requires the Attorney General's office to publish a list of person's telephone numbers that do not want to be solicited by telephone. Establishes civil remedies for violations.
- PUBLIC LAW 192 – HOUSE ENROLLED ACT 1307 – EFFECTIVE MAY 10, 2001
LIABILITY OF BOARD MEMBERS – Adds IC 34-13-3-5 – States that members of boards, committees, commissions, authorities, or other instrumentalities of governmental entities are not personally liable for acts performed within the scope of their employment.

PUBLIC LAW 194 – HOUSE ENROLLED ACT 1395 – EFFECTIVE JULY 1, 2001

PUBLIC PURCHASES – Adds IC 5-22-15-24, 2, IC 5-22-15-25, IC 5-22-17-14 and IC 5-22-19-5 – States that if an offeror offers to furnish supplies made in a country other than the United States, a city or town may not award a contract to the offeror for those supplies if the supplies were made using forced labor. A city or town shall inform offerors in the solicitation of such provisions.

Further requires that unless the head of the purchasing agency makes a written determination under IC 5-22-15-25(d), a solicitation must require that if any steel products are used in:

- (1) the manufacturer of the supplies required under the contract; or
- (2) supplies used in the performance of the services under the contract by the contractor or a subcontractor of the contractor;

the steel products must be manufactured in the United States.

Exempts purchases of less than ten thousand dollars (\$10,000) made under a city or town's small purchasing policy from such requirement.

PUBLIC LAW 199 – HOUSE ENROLLED ACT 1510 – EFFECTIVE JULY 1, 2001

ELECTIONS – Amends IC 3-5, IC 3-7, IC 3-8, IC 3-9, IC 3-10, IC 3-11, IC 3-12, IC 3-13 and IC 36-1-8-101 – Adds IC 3-5-2-50.1, IC 3-7-45-8, IC 3-7-13-13 and IC 3-11-10-26.3 – Makes several changes to voter registration, primary election, and absentee voting laws.

PUBLIC LAW 201 – HOUSE ENROLLED ACT 1549 – EFFECTIVE JULY 1, 2001

PUBLIC RECORDS – UTILITY CUSTOMERS – Amends IC 5-14-3-4 – States that the telephone number, social security number and address of customers of a municipally owned utility (as defined in IC 8-1-2-1) are confidential. IC 8-1-2-1 defines a municipally owned utility to include all electric, gas, and water utilities but does not include wastewater utilities.

PUBLIC LAW 209 – HOUSE ENROLLED ACT 1663 – EFFECTIVE JULY 1, 2001

PURCHASING PREFERENCE – HIGH CALCIUM FOODS AND BEVERAGES – Adds IC 5-22-15-24 – Amends IC 5-22-15-7 – Requires a purchasing agent to give a purchasing preference to foods and beverages high in calcium.

PUBLIC LAW 213 – HOUSE ENROLLED ACT 1781 – EFFECTIVE JULY 1, 2001

ALCOHOL AND DRUG COUNTERMEASURES FEE – Amends IC 33-19-6-10 – States that in each action in which a person is charged with an offense under IC 9-30-5 and, by a plea agreement or agreement of the parties that is approved by the court:

- (1) judgment is entered for an offense under:
 - (A) IC 9-21-8-50 (dangerous tractor-trailer combination);
 - (B) IC 9-21-8-52 (driving recklessly);
 - (C) IC 7.1-5-1-3 (being intoxicated in a public place or public resort); or
 - (D) IC 7.1-5-1-6 (being intoxicated in a public transportation vehicle, depot, station, airport, ticket office, waiting room or platform); and
- (2) the defendant agrees to pay the alcohol and drug counter measures fee;

the clerk shall collect an alcohol and drug countermeasures fee of two hundred dollars (\$200).

PUBLIC LAW 221 – HOUSE ENROLLED ACT 1849 – EFFECTIVE JULY 1, 2001

GARY SCHOOL BOARD MEMBERSHIP – Amends IC 20-3-21 – Provides for the election of the member who is currently appointed by the Mayor beginning July 1, 2004.

PUBLIC LAW 224 – HOUSE ENROLLED ACT 1894 – EFFECTIVE JULY 1, 2001

ANNEXATION – Amends several sections of IC 36-4-3 – Adds IC 36-4-3-5.1 – Sets out new procedures for annexations where owners of land petition a city or town to annex an area contiguous to a city or town. Changes the effective date of an annexation ordinance to ninety (90) days after publication instead of sixty (60) days. Makes several changes to the laws dealing with the repeal of annexation ordinances. Establishes special annexation procedures for the towns of Avon and Fishers.

PUBLIC LAW 225 – HOUSE ENROLLED ACT 1901 – EFFECTIVE JULY 1, 2001

MERCURY AND MERCURY PRODUCTS – Adds IC 13-20-17.5 – Allows cities and towns to implement education programs to provide information to the public concerning the reuse and recycling of mercury and collection programs available to the public for mercury commodities and products. Cities and towns may also implement mercury collection programs for the public and small business.

PUBLIC LAW 226 – HOUSE ENROLLED ACT 1928 – EFFECTIVE JULY 1, 2001

INDIANA UTILITY REGULATORY COMMISSION (IURC) – Amends IC 8-1-2-61.5 and IC 8-1-2.7-9 – Allows the IURC to establish regulatory procedures over water and wastewater utilities not under its jurisdiction for utilities serving less than five thousand (5,000) customers under certain circumstances.

PUBLIC LAW 229– HOUSE ENROLLED ACT 1952 – EFFECTIVE JULY 1, 2001

HOUSING AUTHORITY MEMBERS – Amends IC 36-7-18-5, IC 36-7-18-7, and IC 36-7-18-13 – Adds two (2) new commissioners to city and town housing authorities – Requires the one (1) commissioner of a city housing authority must be a resident of a housing project. One (1) commissioner of a town housing authority must be directly assisted by the authority.

PUBLIC LAW 233 – HOUSE ENROLLED ACT 2002 – EFFECTIVE JULY 1, 2001

REGIONAL TRANSPORTATION AUTHORITIES – Amends IC 36-9-3-12.5, IC 36-9-3-29 and 30 – Revises the method of choosing members to the Authority's board in Lake County. Allows the fiscal body of county or municipality that established the authority to review and modify the authority's budget. Provides that the expenses of organizing the authority may not exceed the amount budgeted by the establishing county or municipality.

PUBLIC LAW 240 - SENATE ENROLLED ACT 9 - EFFECTIVE VARIOUS DATES

FIRE PROTECTION TERRITORIES – Amends IC 6-1.1-18.5-10.5, IC 36-8-12-16, IC 36-8-19-6, 7, and 8 – Requires the legislative bodies of each unit creating a territory to hold a public hearing before adopting an ordinance creating the territory. Makes changes to the laws on tax rates and levies within a territory.

PUBLIC LAW 246 – SENATE ENROLLED ACT 107 – EFFECTIVE VARIOUS DATES

PERF CONTRIBUTIONS – Amends IC 5-10.2-3-2 – Allows additional contributions to a member's annuity savings account. The total amount of contributions that may be made to a member's annuity savings account with respect to a payroll period may not exceed ten percent (10%) of the member's compensation for that payroll period. Allows an employer to pay with additional contributions. The ten percent (10%) contribution is in addition to the three percent (3%) requirement under IC 5-10.2-3-2(b).

EARNINGS LIMITATION – RETIRED MEMBERS OF PERF – Amends IC 5-10.2-4-8 – Provides that if a retired member of PERF who has not attained the Social Security normal retirement age for unreduced benefits is reemployed in a covered position the person may earn up to twenty-five thousand dollars (\$25,000) without forfeiting benefits.

PERF MEMBERS – REVOCABLE TRUST – Amends IC 5-10.2-4-7 – Allows a member of PERF to direct the member's retirement benefits to be paid to a revocable trust.

PUBLIC LAW 246 – SENATE ENROLLED ACT 107 – EFFECTIVE VARIOUS DATES (Continued)

1937 FIREFIGHTERS' PENSION PLAN – Amends IC 36-8-4-7 – States that a person may not be appointed as a member of the fire department after the person has reached thirty-six (36) years of age. Allows a person to be reappointed as a member of the fire department only if the person is a former member or a retired member not yet receiving retirement benefits of the 1937 or 1977 plan and can complete twenty (20) years of service before reaching sixty (60) years of age.

FIRE CHIEFS – APPOINTMENT AFTER RETIREMENT – Adds IC 36-8-4-7(d) – Allows a fire chief who is appointed and who is (or will be) a retiree of the 1937 or 1977 plan to continue to receive benefits from the 1937 or 1977 plan.

PARK RANGERS – CITY OF EVANSVILLE – Amends IC 36-8-8-1 – Allows park rangers in the City of Evansville who attended a comparable law enforcement academy in another state to be members of the 1977 plan.

PUBLIC LAW 250 – HOUSE ENROLLED ACT 141 – EFFECTIVE MAY 11, 2001

EXTREME SPORT AREAS – LIABILITY – Amends IC 34-6-2-38, IC 34-6-2-49, IC 34-6-2-91 and IC 34-13-3-3 – Adds IC 34-6-2-44.5 and IC 34-6-2-44-6 – States that a city or town that operates an extreme sport area for skateboards, skates, and certain bicycles has limited tort claims immunity if it maintains the area in safe condition and properly notifies participants of certain hazards.

PUBLIC LAW 251 – SENATE ENROLLED ACT 176 – EFFECTIVE JULY 1, 2001

RAINY DAY FUND – Amends IC 36-1-8-5 – Adds IC 36-1-8-5.1 – Allows cities and towns to establish a rainy day fund to receive transfers of unused and unencumbered funds at year-end. Such transfers are limited to ten percent (10%) of the city or town's total budget for the year. Such fund requires appropriation in the same process as other tax supported funds.

PUBLIC LAW 259 – HOUSE ENROLLED ACT 263 – EFFECTIVE JULY 1, 2001

POOR RELIEF – UTILITY BILLS – Amends IC 12-20-16-3 – States that a township trustee has no obligation to pay a delinquent utility bill in order to restore terminated service for a poor relief recipient if the delinquency has lasted over twenty-four (24) months.

PUBLIC LAW 265 – HOUSE ENROLLED ACT 389 – EFFECTIVE JANUARY 1, 1999 AND 2001 (RETROACTIVE)

TAX EXEMPTIONS – DEDUCTIONS – CITY OF SOUTH BEND – NONCODE – Allows certain deductions and tax abatements to certain taxpayers who failed to comply with the filing requirements of IC 6-1.1-10 and IC 6-1.1-12.1.

PUBLIC LAW 280 – SENATE ENROLLED ACT 518 – EFFECTIVE JULY 1, 2001

LATE PAYMENT FEE – Amends IC 33-19-5-1, 2, and 3 and IC 33-19-7-4 – States that in each criminal, infraction, or ordinance violation case where the defendant is required to pay:

- (A) court costs, including fees;
- (B) a fine; or
- (C) civil penalty;

and is not determined by the court imposing the court costs, fine, or civil penalty to be indigent; and fails to pay to the clerk the costs, fine, or civil penalty in full before the later of the following:

- (A) the end of the business day on which the court enters the conviction or judgment.
- (B) the end of the period specified in a payment schedule set for the payment of court costs, fines, and civil penalties under rules adopted for the operation of the court.

PUBLIC LAW 280 – SENATE ENROLLED ACT 518 – EFFECTIVE JULY 1, 2001 (Continued)

A court may adopt a local rule to impose a late payment fee on such defendants. The clerk of a court that adopts a local rule imposing a late payment fee shall collect a late payment fee of twenty-five dollars (\$25) from the defendant. Notwithstanding IC 33-19-2-2, a court may suspend a late payment fee if the court finds that the defendant has demonstrated good cause for failure to make a timely payment of court costs, a fine, or a civil penalty.

The clerk of a city or town court shall distribute monthly to the city or town fiscal officer one hundred percent (100%) of the late payment fees collected under IC 33-19-6-20. The city or town fiscal officer shall deposit fees distributed by a clerk in the city or town general fund.

PUBLIC LAW 281 – SENATE ENROLLED ACT 524 – EFFECTIVE JULY 1, 2001

1925 AND 1937 POLICE AND FIRE PENSION FUNDS – PENSION RELIEF PAYMENTS – Amends IC 5-13-12-4 and IC 5-13-12-7 – Provides for certain interest earnings on the State's Public Deposit Insurance Fund to be distributed to cities and towns with the old 1925 and 1937 Pension plans to be deposited in the city's or town's pension fund or funds to be used to pay a portion of the city's or town's pension obligations.

PUBLIC LAW 285 – HOUSE ENROLLED ACT 1815 – EFFECTIVE JANUARY 1, 2002

PUBLIC EMPLOYEES RETIREMENT FUND (PERF) – Amends 5-10.2-2-3 – Adds IC 5-10.2-5-31 – Provides a one percent (1%) cost of living adjustment to retirees, survivors or beneficiaries of PERF.

PUBLIC LAW 286 – HOUSE ENROLLED ACT 1925 – EFFECTIVE JULY 1, 2001

STATE HEALTH CARE PLANS - AVAILABILITY TO CITIES AND TOWNS – Amends IC 5-10-8-2.2, IC 5-10-8-2.6 and IC 5-10-8-7 – Adds IC 5-10-8-6.6 – Allows cities and towns to participate in State employee health benefit plans for active and retired employees. Such plans must be made available not later than January 1, 2002.

PUBLIC LAW 289 – HOUSE ENROLLED ACT 2130 – EFFECTIVE JULY 1, 2001

ENTERPRISE ZONES – Amends and adds several sections to IC 44. Makes several changes to the enterprise zone law.

PUBLIC LAW 291 - ENROLLED ACT 1001 - EFFECTIVE VARIOUS DATES

STATE BUDGET - Amends numerous sections of the Indiana Code – Sets the State budget for the next biennium beginning July 1, 2001.

EXAMINATION OF RECORDS BY BOARD OF ACCOUNTS – Amends IC 5-11-4-3 – Raises the amount charged to all taxing units for examination and investigation of accounts from thirty dollars (\$30) a day to forty-five dollars (\$45) a day.

DESTRUCTION OF CANCELLED BONDS AND COUPONS

A bank serves as trustee for municipal bond issues. They requested our audit position regarding providing issuers with a written detailed disposal document instead of returning the cancelled bonds and coupons. The following is our response to their question.

Statutory authorization and procedures to be followed in the destruction of public records may be found at Indiana Code 5-15-6. In reviewing this statute, we find no authorization for use of cremation certificates.

DESTRUCTION OF CANCELLED BONDS AND COUPONS (Continued)

With the increased use of registered bonds, we have taken the following audit position. Assuming there is no requirement in the bond ordinance that cancelled bonds and coupons must be returned to the issuing agency, the State Board of Accounts will not take audit exception if the following conditions are followed. The Trustee provides a properly executed cremation certificate to the issuer clearly listing the individual bonds and coupons destroyed, the date of destruction, and a proviso indemnifying the issuer if the listed bonds and coupons are ever presented a second time for redemption.

DISASTER RELIEF FUNDS – ACCOUNTING AND BUDGETING

Money received or expected to be received from the Federal Emergency Management Agency (FEMA), the State Emergency Management Agency, or the State Lottery Commission for tornado, flood, ice storm, or other types of declared disasters should be accounted for in the following manner:

1. If the money is to be used to reimburse funds for expenditures already incurred and paid and the conditions of IC 10-4-1-10(j)(5) have been met, the amount received may be added back to the appropriation balances from which the expenditures have been previously made.
2. If the money is to be used for future expenditures, a separate fund should be set up entitled "Disaster Relief Fund." Such fund would not require appropriations or additional appropriations prior to expenditures.

It is recommended that all related expenditure records (claims, minutes, correspondence, contracts, damage survey reports, etc.) be maintained in a separate file for future audits required by State and Federal agencies.

AID TO COMMUNITY PROGRAMS

IC 36-10-2-4 allows a city or town to establish, aid, maintain, and operate libraries and museums, cultural, historical, and scientific facilities and programs, and community service facilities and programs.

Further, IC 36-10-2-5 allows a city or town to establish, aid, maintain, and operate neighborhood centers, community centers, civic centers, convention centers, auditoriums, arenas, and stadiums.

If a city or town desires to fund one of the aforementioned programs or activities, a contract should be entered into setting out what services are to be provided to the city or town.

COUNTY OPTION INCOME TAX – SPECIAL DISTRIBUTION BECAUSE OF
REDUCTION IN AMOUNT HELD BY STATE

IC 6-3.5-6-17.5 allows a county income tax council to adopt an ordinance to reduce the required six (6) month balance of that county's special account held by the State to a three (3) month balance for that county on January 1 of a year.

To reduce the balance a county income tax council must, after January 1 but before April 1 of a year, adopt an ordinance. The ordinance must substantially state the following:

"The _____ County Income Tax Council elects to reduce the required county income tax special account balance from a six (6) month balance to a three (3) month balance within ninety (90) days after the adoption of this ordinance."

COUNTY OPTION INCOME TAX – SPECIAL DISTRIBUTION BECAUSE OF
REDUCTION IN AMOUNT HELD BY STATE (Continued)

Once the county income tax council delivers a copy of the ordinance to the State Budget Agency, the State Budget Agency shall make an initial distribution to the county auditor of the amount which reduce the balance held in the State's special account.

The county auditor shall distribute the amount received to the civil taxing units in the same manner as the certified distribution is distributed and not later than thirty (30) days after the county auditor receives the amount.

A city or town may use the amounts received as follows:

1. In the first year in which a city or town receives the distribution the money may be used for the purposes authorized under IC 36-9-15.5-2 (the Cumulative Capital Development Fund).
2. For each year after the initial year, the money may be used for any item for which the city or town's certified distribution may be used.

Similar provisions for a special distribution of the county adjusted gross income tax is provided in IC 6-3.5-1.1-9.5; however, the money may be used for any item that the city or town's certified shares may be used.

M E M O R A N D U M

TO: All City and Town Clerk-Treasurers, City Controllers, and Printers

FROM: Charles Johnson, III, C.P.A., State Examiner
Melissa Henson, Budget Director, State Board of Tax Commissioners

DATE: June 15, 2001

RE: Revision of City and Town Budget Form No. 2, Estimate of Miscellaneous Revenue

=====
Enclosed is the revised City and Town Budget Form No. 2 which includes a line for Commercial Vehicle Excise Tax under the Other Taxes section of the form.

Those cities and towns who have already purchased the form before this revision can use such form and write in the aforementioned tax on the space below County Option Income Tax.

If you should have any questions regarding this matter, please contact Mr. Charlie Pride at (317) 232-2521.

CWP:csc

Enc.

