

## **IC 4-23-24.1**

Chapter 24.1. Dr. Martin Luther King Jr. Indiana Holiday Commission

### **IC 4-23-24.1-1**

#### **"Commission" defined**

Sec. 1. As used in this chapter, "commission" refers to the Dr. Martin Luther King Jr. Indiana holiday commission established by section 2 of this chapter.

*As added by P.L.2-1996, SEC.213.*

### **IC 4-23-24.1-2**

#### **Establishment of commission**

Sec. 2. The Dr. Martin Luther King Jr. Indiana holiday commission is established.

*As added by P.L.2-1996, SEC.213.*

### **IC 4-23-24.1-3**

#### **Members**

Sec. 3. The commission consists of thirteen (13) members, appointed as follows:

(1) Nine (9) members who are Indiana residents appointed by the governor. Each Indiana congressional district must be represented by at least one (1) individual appointed under this subdivision who is a resident of that congressional district. Not more than five (5) members appointed under this subdivision may be members of the same political party.

(2) Four (4) members of the general assembly who are appointed under section 5 of this chapter.

*As added by P.L.2-1996, SEC.213. Amended by P.L.170-2002, SEC.11; P.L.199-2007, SEC.1.*

### **IC 4-23-24.1-4**

#### **Chairman**

Sec. 4. (a) The governor shall annually designate one (1) of the members appointed under section 3(1) of this chapter as chairman of the commission.

(b) Members of the commission appointed under subsection 3(1) of this chapter serve a four (4) year term.

*As added by P.L.2-1996, SEC.213.*

### **IC 4-23-24.1-5**

#### **Appointment of members; terms; vacancies; reappointment**

Sec. 5. (a) Four (4) members of the general assembly shall be appointed as members of the commission as follows:

(1) The speaker of the house of representatives shall appoint two (2) members of the house of representatives, both of whom may not be members of the same political party.

(2) The president pro tempore of the senate shall appoint two (2) members of the senate, both of whom may not be members of the same political party.

(b) A member of the commission appointed under subsection (a) serves until the member's current term of office as a member of the general assembly expires.

(c) A vacancy under subsection (a) shall be filled by the officer who appointed the vacating legislator. A legislative member appointed under this subsection serves until the end of the unexpired term of the vacating legislator.

(d) A member of the commission appointed under this section may be reappointed.  
*As added by P.L.2-1996, SEC.213.*

#### **IC 4-23-24.1-6**

##### **Quorum**

Sec. 6. Seven (7) members of the commission constitute a quorum.  
*As added by P.L.2-1996, SEC.213. Amended by P.L.199-2007, SEC.2.*

#### **IC 4-23-24.1-6.5**

##### **Authority of the commission; delegation of authority**

Sec. 6.5. (a) The commission is responsible for making all policy decisions relating to the duties and powers of the commission.

(b) Neither:

(1) the staff support provided by the civil rights commission under section 8 of this chapter; nor  
(2) the executive director of the Dr. Martin Luther King Jr. Indiana holiday commission;  
may make any policy decisions on behalf of the commission relating to the duties and powers of the commission, except as authority to make such decision is delegated by the commission.

*As added by P.L.199-2007, SEC.3.*

#### **IC 4-23-24.1-7**

##### **Travel expenses**

Sec. 7. (a) Each member of the commission who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency. Expenses incurred under this subsection shall be paid out of the funds appropriated to the lieutenant governor or the civil rights commission.

(b) Each member of the commission who is a state employee but who is not a member of the general assembly is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(c) Each member of the commission who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to members of the general assembly serving on interim study committees established by the legislative council.

*As added by P.L.2-1996, SEC.213. Amended by P.L.1-2006, SEC.83.*

#### **IC 4-23-24.1-8**

##### **Staff support**

Sec. 8. The civil rights commission shall furnish the necessary staff support for the commission.  
*As added by P.L.2-1996, SEC.213.*

#### **IC 4-23-24.1-9**

##### **Commemorative programs or activities**

Sec. 9. (a) The commission shall commemorate the birthday of Dr. Martin Luther King Jr. with programs or activities that:

(1) honor Dr. King's life and works; and

(2) reflect Dr. King's philosophy and dream of freedom, justice, and racial equality through nonviolent social change.

(b) The commission may do the following:

(1) Sponsor, promote, or engage in activities on dates other than the Dr. King holiday that honor Dr. Martin Luther King Jr. or that relate to the philosophy and principles advocated by Dr. King.

(2) Coordinate the commission's activities and projects with the Dr. Martin Luther King Jr. federal holiday commission, community organizations, local municipalities, and other entities that the commission determines to be appropriate.

*As added by P.L.2-1996, SEC.213.*