



January 30, 2018

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## HOUSE BILL No. 1070

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DIGEST OF HB 1070 (Updated January 30, 2018 11:33 am - DI 87)

**Citations Affected:** IC 8-22; noncode.

**Synopsis:** Indianapolis airport authority. Provides that on July 1, 2018, the advisory member of the board of the Indianapolis Airport Authority representing Morgan County becomes a full voting member of the board. Increases from five members to six members the number of appointments made by the mayor of Indianapolis to the board of the Indianapolis airport authority. Makes conforming changes.

**Effective:** July 1, 2018.

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### Mayfield, Young J, Behning

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January 3, 2018, read first time and referred to Committee on Government and Regulatory Reform.  
January 30, 2018, amended, reported — Do Pass.

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HB 1070—LS 6391/DI 132





January 30, 2018

Second Regular Session of the 120th General Assembly (2018)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2017 Regular Session of the General Assembly.

## HOUSE BILL No. 1070

A BILL FOR AN ACT to amend the Indiana Code concerning transportation.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 8-22-3-4.1, AS AMENDED BY P.L.119-2012,  
2 SECTION 100, IS AMENDED TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2018]: Sec. 4.1. (a) This section applies only to  
4 the board of an airport authority established for a county having a  
5 consolidated city.  
6 (b) The board consists of members appointed as follows:  
7 (1) The mayor of the consolidated city shall appoint ~~five (5)~~ **six**  
8 **(6)** members. Each member appointed under this subdivision  
9 must be a resident of the county having the consolidated city.  
10 (2) The majority leader of the legislative body of the county  
11 having the consolidated city shall appoint one (1) member. The  
12 member appointed under this subdivision must be a resident of  
13 the county having the consolidated city.  
14 (3) The county executive of each **of the following** Indiana ~~county~~  
15 ~~that fulfills all of the following requirements~~ **counties** shall each  
16 appoint one (1) member:  
17 (A) ~~The county is adjacent to the county having the~~

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- 1 consolidated city:
- 2 ~~(B)~~ The county has a population of:
- 3 (i) more than one hundred forty thousand (140,000) but less
- 4 than one hundred fifty thousand (150,000);
- 5 (ii) more than seventy thousand (70,000) but less than
- 6 seventy thousand fifty (70,050); or
- 7 (iii) more than two hundred seventy thousand (270,000) but
- 8 less than three hundred thousand (300,000):
- 9 ~~(C)~~ The authority owns real property in the county:
- 10 ~~(A)~~ Hendricks County.
- 11 ~~(B)~~ Hancock County.
- 12 ~~(C)~~ Hamilton County.
- 13 ~~(D)~~ Morgan County.
- 14 The county executive of a county represented on the board under
- 15 this subdivision may not appoint an advisory member under
- 16 section 4(e) of this chapter.
- 17 Not more than three (3) members appointed under subdivision (1) may
- 18 be members of the same political party.
- 19 (c) The member of the board appointed under subsection (b)(2)
- 20 must also be a resident of a township that:
- 21 (1) is located in the county having the consolidated city; and
- 22 (2) has a population of:
- 23 (A) less than fifty thousand (50,000); or
- 24 (B) more than one hundred thirty-three thousand (133,000) but
- 25 less than one hundred forty thousand (140,000).
- 26 (d) A member of the board appointed under subsection ~~(b)(3)(B)(i)~~
- 27 ~~(b)(3)(A)~~ must be a resident of a township:
- 28 (1) located in the county making the appointment; and
- 29 (2) having a population of more than twenty-five thousand
- 30 (25,000) but less than twenty-eight thousand (28,000).
- 31 (e) ~~The county executive of a county that is not otherwise~~
- 32 ~~represented on the board and that is located not more than one~~
- 33 ~~thousand two hundred (1,200) feet from a certified air carrier airport~~
- 34 ~~that is owned or operated by the authority may appoint one (1) advisory~~
- 35 ~~member to the board. An advisory member appointed under this~~
- 36 ~~subsection:~~
- 37 ~~(1)~~ The member of the board appointed under subsection
- 38 ~~(b)(3)(D)~~ must be a resident of:
- 39 ~~(A)~~ (1) the county making the appointment; **Morgan County;**
- 40 and
- 41 ~~(B)~~ (2) one (1) of the **following** two (2) townships in ~~the~~
- 42 county located nearest to the airport: **Morgan County;**



1                   **(A) Brown Township.**

2                   **(B) Madison Township.**

3                   ~~(2) may not vote on any matter before the board;~~

4                   ~~(3) serves at the pleasure of the appointing authority; and~~

5                   ~~(4) serves without compensation or payment for expenses.~~

6                   (f) A member of the board holds office for four (4) years and until  
7 the member's successor is appointed and qualified.

8                   (g) If a vacancy occurs in the board, the authority that appointed the  
9 member that vacated the board shall appoint an individual to serve for  
10 the remainder of the unexpired term.

11                   (h) A board member may be reappointed to successive terms.

12                   (i) A board member may be impeached under the procedure  
13 provided for the impeachment of county officers.

14                   (j) A board member appointed under subsection (b)(3) may not vote  
15 on a matter before the board relating to imposing, increasing, or  
16 decreasing property taxes in the county having the consolidated city.

17                   SECTION 2. IC 8-22-3-4.4, AS ADDED BY P.L.220-2011,  
18 SECTION 204, IS AMENDED TO READ AS FOLLOWS  
19 [EFFECTIVE JULY 1, 2018]: Sec. 4.4. The general assembly finds that  
20 development of the certified air carrier airport, owned and operated by  
21 the Indianapolis Airport Authority, may impact persons residing  
22 outside Marion County but within close proximity to the airport. In  
23 order to address the concerns of these persons, the general assembly  
24 finds that it is appropriate to appoint to the board of the Indianapolis  
25 Airport Authority (described in section 4.1 of this chapter) a member  
26 from a county, ~~described in section 4.1(e) of this chapter, that is located~~  
27 ~~in close proximity to a certified air carrier airport described in this~~  
28 ~~section:~~ **Morgan County.**

29                   SECTION 3. [EFFECTIVE JULY 1, 2018] **(a) An individual**  
30 **-serving on the board of the Indianapolis Airport Authority on June**  
31 **30, 2018, as an advisory member under IC 8-22-3-4.1, as in effect**  
32 **on January 1, 2018, assumes office as a full voting member of the**  
33 **board under IC 8-22-3-4.1, as amended by this act, on July 1, 2018.**  
34 **Subject to any applicable statute, the member described in this**  
35 **SECTION holds office until the member's term ends under**  
36 **IC 8-22-3-4.1 and the member's successor is appointed and**  
37 **qualified.**

38                   **(b) This SECTION expires January 1, 2019.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Government and Regulatory Reform, to which was referred House Bill 1070, 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:

Page 1, line 7, strike "five (5)" and insert "**six (6)**".

and when so amended that said bill do pass.

(Reference is to HB 1070 as introduced.)

MAHAN

Committee Vote: yeas 12, nays 0.

