

# HOUSE BILL No. 1103

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 36-7-4-311.

**Synopsis:** Plan commission executive director. Provides that: (1) the county executive may appoint the executive director of an area plan commission; and (2) if the county executive does not appoint the executive director within 45 days of a vacancy in the position, the area plan commission may appoint the executive director. (Under current law, the area plan commission appoints the executive director.)

**Effective:** July 1, 2019.

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## Cherry, Thompson

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January 7, 2019, read first time and referred to Committee on Local Government.

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First Regular Session of the 121st General Assembly (2019)

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 2018 Regular and Special Session of the General Assembly.

## HOUSE BILL No. 1103

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

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

- 1 SECTION 1. IC 36-7-4-311 IS AMENDED TO READ AS
- 2 FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 311. (a) ADVISORY.
- 3 The advisory plan commission may appoint, prescribe the duties, and
- 4 fix the compensation of such employees as are necessary for the
- 5 discharge of the duties of the commission. This compensation must be
- 6 in conformity with salaries and compensation fixed up to that time by
- 7 the fiscal body of the municipality or county, as the case may be. The
- 8 commission may contract for special or temporary services and any
- 9 professional counsel.
- 10 (b) AREA. The ~~area plan commission shall~~ **county executive may**
- 11 **appoint an executive director for the planning department and fix the**
- 12 **director's compensation. If the county executive does not appoint an**
- 13 **executive director and fix the director's compensation within**
- 14 **forty-five (45) days of a vacancy in the position, then the area plan**
- 15 **commission may appoint the executive director and fix the**
- 16 **director's compensation.**
- 17 (c) AREA. To be qualified for the position, the executive director



1 must have training and experience in the field of planning and zoning.  
2 The ~~commission~~ **entity that appoints the executive director** may not  
3 give any consideration to political affiliation in the appointment of the  
4 executive director.

