



March 22, 2019

ENGROSSED HOUSE BILL No. 1125

DIGEST OF HB 1125 (Updated March 21, 2019 11:22 am - DI 87)

Citations Affected: IC 36-9.

Synopsis: Cumulative capital improvement fund. Permits a local government unit to establish a cumulative capital improvement fund to provide money to purchase, lease, or pay all or part of the cost of electronic monitoring equipment used by a state or local community corrections program.

Effective: July 1, 2019.

Ellington, Hostettler, Engleman, Pierce

(SENATE SPONSORS — KOCH, BUCK)

January 7, 2019, read first time and referred to Committee on Local Government.
January 24, 2019, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.
February 11, 2019, reported — Do Pass.
February 14, 2019, read second time, amended, ordered engrossed.
February 15, 2019, engrossed.
February 18, 2019, read third time, passed. Yeas 97, nays 0.

SENATE ACTION

February 27, 2019, read first time and referred to Committee on Local Government.
March 21, 2019, amended, reported favorably — Do Pass.

EH 1125—LS 6614/DI 134



March 22, 2019

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.

ENGROSSED HOUSE BILL No. 1125

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 36-9-16-3, AS AMENDED BY P.L.67-2012,
2 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2019]: Sec. 3. A unit may establish cumulative capital
4 improvement funds to provide money for one (1) or more of the
5 following purposes:
6 (1) To acquire land or rights-of-way to be used for public ways or
7 sidewalks.
8 (2) To construct and maintain public ways or sidewalks.
9 (3) To acquire land or rights-of-way for the construction of
10 sanitary or storm sewers, or both.
11 (4) To construct and maintain sanitary or storm sewers, or both.
12 (5) To acquire, by purchase or lease, or to pay all or part of the
13 purchase price of a utility.
14 (6) To purchase or lease land, buildings, or rights-of-way for the
15 use of any utility that is acquired or operated by the unit.
16 (7) To purchase or acquire land, with or without buildings, for
17 park or recreation purposes.

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- 1 (8) To purchase, lease, or pay all or part of the purchase price of
 2 motor vehicles for the use of any combination of the police, a
 3 community corrections program, or the fire department, including
 4 ambulances and firefighting vehicles with the necessary
 5 equipment, ladders, and hoses.
- 6 **(9) To purchase, lease, or pay all or part of the cost of**
 7 **electronic monitoring equipment used by a state or local**
 8 **community corrections program.**
- 9 ~~(9)~~ **(10)** To retire in whole or in part any general obligation bonds
 10 of the unit that were issued for the purpose of acquiring or
 11 constructing improvements or properties that would qualify for
 12 the use of cumulative capital improvement funds.
- 13 ~~(10)~~ **(11)** To purchase or lease equipment and other
 14 nonconsumable personal property needed by the unit for any
 15 public transportation use.
- 16 ~~(11)~~ **(12)** In a county or a consolidated city, to purchase or lease
 17 equipment to be used to illuminate a public way or sidewalk.
- 18 ~~(12)~~ **(13)** The fund may be used for any of the following purposes:
 19 (A) To purchase, lease, upgrade, maintain, or repair one (1) or
 20 more of the following:
 21 (i) Computer hardware.
 22 (ii) Computer software.
 23 (iii) Wiring and computer networks.
 24 (iv) Communication access systems used to connect with
 25 computer networks or electronic gateways.
 26 (B) To pay for the services of full-time or part-time computer
 27 maintenance employees.
 28 (C) To conduct nonrecurring inservice technology training of
 29 unit employees.
- 30 ~~(13)~~ **(14)** To purchase body armor (as defined in
 31 IC 35-47-5-13(a)) for active members of a police department
 32 under:
 33 (A) IC 36-5-7-7;
 34 (B) IC 36-8-4-4.5;
 35 (C) IC 36-8-9-9; and
 36 (D) IC 36-8-10-4.5.



COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1125, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1125 as introduced.)

ZENT

Committee Vote: Yeas 13, Nays 0

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1125, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1125 as printed January 25, 2019.)

HUSTON

Committee Vote: Yeas 20, Nays 0

HOUSE MOTION

Mr. Speaker: I move that House Bill 1125 be amended to read as follows:

Page 2, line 8, delete "program." and insert "**program or other similar program.**".

(Reference is to HB 1125 as printed February 12, 2019.)

ELLINGTON



COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred House Bill No. 1125, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, delete lines 6 through 8, begin a new line block indented and insert:

"(9) To purchase, lease, or pay all or part of the cost of electronic monitoring equipment used by a state or local community corrections program."

and when so amended that said bill do pass.

(Reference is to HB 1125 as reprinted February 15, 2019.)

BUCK, Chairperson

Committee Vote: Yeas 9, Nays 0.

