

SENATE BILL No. 369

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-14.

Synopsis: Political subdivision information on the Internet. Requires local governments and school corporations to provide information for posting on the Indiana transparency Internet web site as follows: (1) Expenditures categorized by personal services, other operating expenses or total operating expenses, and debt service, including lease payments, related to debt. (2) A listing of fund balances, specifically identifying balances in funds that are being used for accumulation of money for future capital needs. Requires a political subdivision that has a public web site to publish a semiannual financial and operational summary on the web site. Requires the department of local government finance to determine the summary's form, content, and publishing dates. Provides that the department of education determines the educational performance information to be included in the summary published by a school corporation.

Effective: July 1, 2015; January 1, 2016.

Miller Pete

January 12, 2015, read first time and referred to Committee on Local Government.



First Regular Session 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 369

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

- 1 SECTION 1. IC 5-14-3.7-3, AS AMENDED BY P.L.84-2014,
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JANUARY 1, 2016]: Sec. 3. (a) The department, working with the
4 office of technology established by IC 4-13.1-2-1 or another
5 organization that is part of a state educational institution, the state
6 board of accounts established by IC 5-11-1-1, the department of local
7 government finance established under IC 6-1.1-30-1.1, and the office
8 of management and budget established by IC 4-3-22-3, shall post on
9 the Indiana transparency Internet web site a data base that lists
10 expenditures and fund balances, including expenditures for contracts,
11 grants, and leases, for public schools. The web site must be
12 electronically searchable by the public.
13 (b) The data base must include for public schools:
14 (1) the amount, date, payer, and payee of expenditures;
15 (2) a listing of expenditures ~~by~~ **specifically identifying those**
16 **for:**



- 1 (A) personal services;
- 2 (B) other operating expenses or ~~(C)~~ total operating expenses;
- 3 **and**
- 4 **(C) debt service, including lease payments, related to debt;**
- 5 (3) a listing of fund balances, **specifically identifying balances**
- 6 **in funds that are being used for accumulation of money for**
- 7 **future capital needs;**
- 8 (4) a listing of real and personal property owned by the public
- 9 school;
- 10 (5) the report required under IC 6-1.1-33.5-7; and
- 11 (6) information for evaluating the fiscal health of each school
- 12 corporation in the format required by section 16(b) of this chapter.
- 13 SECTION 2. IC 5-14-3.8-3, AS AMENDED BY P.L.84-2014,
- 14 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 15 JANUARY 1, 2016]: Sec. 3. The department, working with the office
- 16 of technology established by IC 4-13.1-2-1, or another organization that
- 17 is part of a state educational institution, the office of management and
- 18 budget established by IC 4-3-22-3, and the state board of accounts
- 19 established by IC 5-11-1-1, shall post on the Indiana transparency
- 20 Internet web site the following:
- 21 (1) The financial reports required by IC 5-11-1-4.
- 22 (2) The report on expenditures per capita prepared under
- 23 IC 6-1.1-33.5-7.
- 24 (3) A listing of the property tax rates certified by the department.
- 25 (4) An index of audit reports prepared by the state board of
- 26 accounts.
- 27 (5) Local development agreement reports prepared under
- 28 IC 4-33-23-10 and IC 4-33-23-17.
- 29 (6) Information for evaluating the fiscal health of a political
- 30 subdivision in the format required by section 8(b) of this chapter.
- 31 (7) **A listing of expenditures specifically identifying those for:**
- 32 **(A) personal services;**
- 33 **(B) other operating expenses or total operating expenses;**
- 34 **and**
- 35 **(C) debt service, including lease payments, related to debt.**
- 36 **(8) A listing of fund balances, specifically identifying balances**
- 37 **in funds that are being used for accumulation of money for**
- 38 **future capital needs.**
- 39 (9) Any other financial information deemed appropriate by the
- 40 department.
- 41 SECTION 3. IC 5-14-3.9 IS ADDED TO THE INDIANA CODE
- 42 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE



JULY 1, 2015]:

Chapter 3.9. Financial and Operational Summary of a Political Subdivision

Sec. 1. As used in this chapter, "department" refers to the department of local government finance established by IC 6-1.1-30-1.1.

Sec. 2. As used in this chapter, "political subdivision" means a county, township, city, town, school corporation, library district, fire protection district, public transportation corporation, local hospital authority or corporation, local airport authority district, special service district, special taxing district, or other separate local governmental entity that may sue and be sued.

Sec. 3. As used in this chapter "summary" means the financial and operational summary required by this chapter.

Sec. 4. This chapter applies only to a political subdivision that has an Internet web site. This chapter does not require a political subdivision to establish an Internet web site.

Sec. 5. (a) If a political subdivision has an Internet web site, the political subdivision shall:

(1) prominently display on the main web page of the web site, a link to the Indiana transparency Internet web site established under IC 5-14-3.7; and

(2) publish a financial and operational summary of the political subdivision;

on the political subdivision's Internet web site.

(b) A political subdivision shall publish a summary on the political subdivision's Internet web site semiannually on the dates determined by the department.

Sec. 6. The department shall determine the information to be disclosed in the summary that the department considers necessary to reflect the financial condition and operations of the political subdivision, which may include:

(A) Information disclosed under IC 5-14-3.7 or IC 5-14-3.8.

(B) Total operating budget.

(C) Approximate number of full-time and part-time employees.

(D) Outstanding indebtedness and interest paid on indebtedness.

(E) Disbursements.

(F) Assessed valuation and tax rates.

(G) Revenue from all sources.

Sec. 7. (a) Subject to the requirements of this section, the



department shall determine the form of the summary, which must be presented in a manner that:

(1) can be conveniently and easily accessed from a single web page; and

(2) is commonly known as an Internet dashboard.

(b) The summary must be in a form that is concise and reasonably easy to understand. The department may authorize or require a political subdivision to provide links in the summary to data bases on the Indiana transparency Internet web site, so that a person can access supplemental or more in depth information on the matters discussed in the summary.

Sec. 8. (a) This section applies only to a school corporation.

(b) The summary must include the educational performance information of each school in the school corporation. The department of education (established by IC 20-19-3-1) shall determine the contents of the educational performance information.

Sec. 9. (a) A political subdivision that has an Internet web site on or before June 20, 2016, shall publish the first semiannual summary on the Internet web site:

(1) in the form as determined by the department; and

(2) on the date determined by the department, but not later than July 1, 2016.

(b) A political subdivision that creates an Internet web site after June 20, 2016, shall publish the first semiannual summary on the Internet web site:

(1) in the form required as determined by the department; and

(2) on the date determined by the department.

