



January 23, 2015

SENATE BILL No. 369

DIGEST OF SB 369 (Updated January 21, 2015 4:07 pm - DI 87)

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 the department of local government finance (department) after July 31, 2016, to publish an annual financial and operational summary of each political subdivision on the Indiana transparency Internet web site. Requires a political subdivision that has a public web site to publish a link to the Indiana transparency web site. Requires the department 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.
January 22, 2015, amended, reported favorably — Do Pass.

SB 369—LS 6737/DI 87



January 23, 2015

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:**

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- 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



1 JULY 1, 2015]:

2 **Chapter 3.9. Financial and Operational Summary of a Political**
3 **Subdivision**

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

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

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

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

18 **Sec. 5. (a) After July 31, 2016, the department shall publish an**
19 **annual summary of each political subdivision on the Indiana**
20 **transparency Internet web site on the dates determined by the**
21 **department.**

22 **(b) A political subdivision shall prominently display on the main**
23 **Internet web page of the political subdivision's Internet web site**
24 **the link provided by the department to the Indiana transparency**
25 **Internet web site established under IC 5-14-3.7.**

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

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

31 **(B) Total operating budget.**

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

34 **(D) Outstanding indebtedness and interest paid on**
35 **indebtedness.**

36 **(E) Disbursements.**

37 **(F) Assessed valuation and tax rates.**

38 **(G) Revenue from all sources.**

39 **Sec. 7. (a) Subject to the requirements of this section, the**
40 **department shall determine the form of the summary, which must**
41 **be presented in a manner that:**

42 **(1) can be conveniently and easily accessed from a single web**



1 page; and
2 (2) is commonly known as an Internet dashboard.
3 (b) The summary must be in a form that is concise and
4 reasonably easy to understand.
5 Sec. 8. (a) This section applies only to a school corporation.
6 (b) The summary must include the educational performance
7 information of each school in the school corporation. The
8 department of education (established by IC 20-19-3-1) shall
9 determine the contents of the educational performance
10 information.



COMMITTEE REPORT

Madam President: The Senate Committee on Local Government, to which was referred Senate Bill No. 369, 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 3, delete lines 18 through 28, begin a new paragraph and insert:

"Sec. 5. (a) After July 31, 2016, the department shall publish an annual summary of each political subdivision on the Indiana transparency Internet web site on the dates determined by the department.

(b) A political subdivision shall prominently display on the main Internet web page of the political subdivision's Internet web site the link provided by the department to the Indiana transparency Internet web site established under IC 5-14-3.7."

Page 4, line 7, delete "The department may authorize or".

Page 4, delete lines 8 through 11.

Page 4, delete lines 18 through 29.

and when so amended that said bill do pass.

(Reference is to SB 369 as introduced.)

HEAD, Chairperson

Committee Vote: Yeas 9, Nays 0.

