



March 12, 2019

**ENGROSSED
SENATE BILL No. 459**

DIGEST OF SB 459 (Updated March 12, 2019 11:29 am - DI 131)

Citations Affected: IC 4-3; IC 36-7.

Synopsis: Indiana defense task force. Repeals the military base planning council and reenacts it as the Indiana defense task force. Makes changes to the membership. Makes conforming changes. Makes technical corrections.

Effective: July 1, 2019.

**Messmer, Ford Jon, Koch, Zay,
Glick, Houchin, Buck, Crane**
(HOUSE SPONSORS — MORRISON, PFAFF, MANNING)

January 14, 2019, read first time and referred to Committee on Commerce and Technology.
February 7, 2019, amended, reported favorably — Do Pass.
February 11, 2019, read second time, ordered engrossed. Engrossed.
February 12, 2019, read third time, passed. Yeas 48, nays 0.

HOUSE ACTION

March 5, 2019, read first time and referred to Committee on Veterans Affairs and Public Safety.
March 12, 2019, amended, reported — Do Pass.

ES 459—LS 7410/DI 109



March 12, 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 SENATE BILL No. 459

A BILL FOR AN ACT to amend the Indiana Code concerning military and veterans.

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

- 1 SECTION 1. IC 4-3-21 IS REPEALED [EFFECTIVE JULY 1,
2 2019]. (Military Base Planning Council).
3 SECTION 2. IC 4-3-21.5 IS ADDED TO THE INDIANA CODE
4 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2019]:
6 **Chapter 21.5. Indiana Defense Task Force**
7 **Sec. 1. As used in this chapter, "military bases" refers to the**
8 **following:**
9 (1) **Military Assets.**
10 (2) **Military installations.**
11 (3) **Camp Atterbury.**
12 (4) **Crane Army Ammunition Activity.**
13 (5) **Fort Wayne International Airport.**
14 (6) **Glendora Lake Hydro-Acoustic Test Facility.**
15 (7) **Grissom Air Reserve Base.**
16 (8) **Hulman Field.**
17 (9) **Jefferson Proving Ground.**

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1 **(10) Major General Emmett J. Bean Federal Center.**

2 **(11) Muscatatuck Urban Training Center.**

3 **(12) Naval Surface Warfare Center - Crane.**

4 **Sec. 2. As used in this chapter, "task force" refers to the Indiana**
5 **defense task force established by section 3 of this chapter.**

6 **Sec. 3. The Indiana defense task force is established.**

7 **Sec. 4. The task force consists of the following members:**

8 **(1) The lieutenant governor or the lieutenant governor's**
9 **designee.**

10 **(2) The director of the Indiana office of defense development.**

11 **(3) The following members chosen by the military assets in**
12 **their geographic areas:**

13 **(A) One (1) member representing the Southern Indiana**
14 **Defense Network.**

15 **(B) One (1) member representing Radius Indiana.**

16 **(C) One (1) member representing greater Fort Wayne**
17 **Indiana.**

18 **(D) One (1) member representing the Defense Finance and**
19 **Accounting Service, Lawrence, Indiana.**

20 **(E) One (1) member representing the Grissom Regional**
21 **Defense Alliance.**

22 **(F) One (1) member representing the West Central Indiana**
23 **Defense Network.**

24 **(G) One (1) member representing the Michigan City Coast**
25 **Guard Station.**

26 **Sec. 5. (a) Each member of the task force who is not a state**
27 **employee is not entitled to the minimum salary per diem provided**
28 **by IC 4-10-11-2.1(b). The member is, however, entitled to**
29 **reimbursement for traveling expenses as provided under**
30 **IC 4-13-1-4 and other expenses actually incurred in connection**
31 **with the member's duties as provided in the state policies and**
32 **procedures established by the Indiana department of**
33 **administration and approved by the budget agency.**

34 **(b) Each member of the task force who is a state employee but**
35 **who is not a member of the general assembly is entitled to**
36 **reimbursement for traveling expenses as provided under**
37 **IC 4-13-1-4 and other expenses actually incurred in connection**
38 **with the member's duties as provided in the state policies and**
39 **procedures established by the Indiana department of**
40 **administration and approved by the budget agency.**

41 **(c) Each member of the task force who is a member of the**
42 **general assembly is entitled to receive the same per diem, mileage,**



1 and travel allowances paid to legislative members of interim study
 2 committees established by the legislative council. Per diem,
 3 mileage, and travel allowances paid under this subsection shall be
 4 paid from appropriations made to the legislative council or the
 5 legislative services agency.

6 **Sec. 6.** The governor shall designate a member of the task force
 7 to serve as chairperson of the task force.

8 **Sec. 7.** The task force shall meet at the call of the chairperson.

9 **Sec. 8.** The governor shall provide staff assistance as the task
 10 force may require.

11 **Sec. 9.** A member of the task force who is a member of the
 12 general assembly is a nonvoting member.

13 **Sec. 10.** The affirmative votes of a majority of the voting
 14 members of the task force are required for the task force to take
 15 action on any measure, including reports required under section 12
 16 of this chapter.

17 **Sec. 11.** The task force shall do the following:

18 (1) Identify the public infrastructure and other community
 19 support necessary:

20 (A) to improve mission efficiencies; and

21 (B) for the development and expansion;

22 of military bases in Indiana.

23 (2) Identify existing and potential impacts of encroachment on
 24 military bases in Indiana.

25 (3) Identify potential state and local government actions that
 26 can:

27 (A) minimize the impacts of encroachment on; and

28 (B) enhance the long term potential of;

29 military bases in Indiana.

30 (4) Identify opportunities for collaboration among:

31 (A) the state, including the military department of the
 32 state;

33 (B) political subdivisions;

34 (C) military contractors; and

35 (D) academic institutions;

36 to maintain and expand the missions of Indiana's military
 37 bases.

38 (5) Study how governmental entities outside Indiana have
 39 addressed issues regarding encroachment and partnership
 40 formation described in this section.

41 (6) With respect to a multicounty federal military base under
 42 IC 36-7-30.5:



- 1 **(A) vote to require the establishment of the development**
 2 **authority under IC 36-7-30.5, if necessary; and**
 3 **(B) advise and submit recommendations to a development**
 4 **authority board appointed under IC 36-7-30.5.**
 5 **(7) Strengthen state support for military families and veterans**
 6 **in the areas of education, health care, employment, and family**
 7 **programs. The areas listed in this subdivision do not comprise**
 8 **an exhaustive list of the areas for which the task force may**
 9 **strengthen state support for military families and veterans.**
 10 **Sec. 12. The task force shall submit a report to the:**
 11 **(1) governor; and**
 12 **(2) legislative council;**
 13 **not later than July 1 of each year. The report submitted to the**
 14 **legislative council must be in an electronic format under IC 5-14-6.**
 15 SECTION 3. IC 36-7-30.5-3 IS REPEALED [EFFECTIVE JULY
 16 1, 2019]. ~~Sec. 3. As used in this chapter, "council" refers to the military~~
 17 ~~base planning council established under IC 4-3-21-3.~~
 18 SECTION 4. IC 36-7-30.5-6.5 IS ADDED TO THE INDIANA
 19 CODE AS A NEW SECTION TO READ AS FOLLOWS
 20 [EFFECTIVE JULY 1, 2019]: **Sec. 6.5. As used in this chapter, "task**
 21 **force" refers to the Indiana defense task force established by**
 22 **IC 4-3-21.5-3.**
 23 SECTION 5. IC 36-7-30.5-8, AS ADDED BY P.L.203-2005,
 24 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 25 JULY 1, 2019]: ~~Sec. 8. (a) If the council;~~ **task force**, by the affirmative
 26 votes of a majority of the voting members of the ~~council;~~ **task force**,
 27 votes to require that a development authority should be established
 28 under this chapter, the development authority shall be established.
 29 (b) A unit may not create a reuse authority under IC 36-7-30 for all
 30 or part of a military base that is:
 31 (1) governed by this chapter; and
 32 (2) located within the boundaries of the unit.
 33 SECTION 6. IC 36-7-30.5-14, AS ADDED BY P.L.203-2005,
 34 SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 35 JULY 1, 2019]: Sec. 14. The development authority shall do the
 36 following:
 37 (1) Investigate, study, and survey the area surrounding and the
 38 real property and structures that are part of the military base.
 39 (2) Investigate, study, and determine the means by which military
 40 base property may be developed or reused by private enterprise to
 41 promote economic development within counties represented on
 42 the development authority or by state and local government to



- 1 otherwise benefit the welfare of the citizens of the counties
2 represented on the development authority.
- 3 (3) Promote the development of military base property in the
4 manner that best serves the interests of the state and its
5 inhabitants.
- 6 (4) Cooperate with the departments and agencies of units and of
7 other governmental entities, including the state and the federal
8 government, in the manner that best serves the purposes of this
9 chapter.
- 10 (5) Make findings and reports on their activities under this
11 section, and keep the reports available for inspection by the
12 public.
- 13 (6) Select and acquire military base property to be developed or
14 reused by private enterprise or state or local government under
15 this chapter.
- 16 (7) Transfer acquired military base property and other real and
17 personal property to private enterprise or state or local
18 government in the manner that best serves the social and
19 economic interests of the state and the state's inhabitants.
- 20 (8) Consider recommendations made by the ~~council~~ **task force**
21 concerning the operations of the development authority.



COMMITTEE REPORT

Madam President: The Senate Committee on Commerce and Technology, to which was referred Senate Bill No. 459, 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 26 through 34.

and when so amended that said bill do pass.

(Reference is to SB 459 as introduced.)

PERFECT, Chairperson

Committee Vote: Yeas 10, Nays 0.

COMMITTEE REPORT

Mr. Speaker: Your Committee on Veterans Affairs and Public Safety, to which was referred Senate Bill 459, 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 2, line 18, after "representing" insert "**the**".

Page 2, line 20, after "representing" insert "**the**".

Page 2, line 22, after "representing" insert "**the**".

Page 4, line 12, delete "services agency;" and insert "**council;**".

Page 4, line 14, delete "services agency" and insert "**council**".

and when so amended that said bill do pass.

(Reference is to SB 459 as printed February 8, 2019.)

FRYE R

Committee Vote: yeas 12, nays 0.

