

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.

SENATE ENROLLED ACT No. 459

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

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

SECTION 1. IC 4-3-21 IS REPEALED [EFFECTIVE JULY 1, 2019]. (Military Base Planning Council).

SECTION 2. IC 4-3-21.5 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Chapter 21.5. Indiana Defense Task Force

Sec. 1. As used in this chapter, "military bases" refers to the following:

- (1) **Military Assets.**
- (2) **Military installations.**
- (3) **Camp Atterbury.**
- (4) **Crane Army Ammunition Activity.**
- (5) **Fort Wayne International Airport.**
- (6) **Glendora Lake Hydro-Acoustic Test Facility.**
- (7) **Grissom Air Reserve Base.**
- (8) **Hulman Field.**
- (9) **Jefferson Proving Ground.**
- (10) **Major General Emmett J. Bean Federal Center.**
- (11) **Muscatatuck Urban Training Center.**
- (12) **Naval Surface Warfare Center - Crane.**

Sec. 2. As used in this chapter, "task force" refers to the Indiana



defense task force established by section 3 of this chapter.

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

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

- (1) The lieutenant governor or the lieutenant governor's designee.**
- (2) The director of the Indiana office of defense development.**
- (3) The following members chosen by the military assets in their geographic areas:**
 - (A) One (1) member representing the Southern Indiana Defense Network.**
 - (B) One (1) member representing Radius Indiana.**
 - (C) One (1) member representing greater Fort Wayne Indiana.**
 - (D) One (1) member representing the Defense Finance and Accounting Service, Lawrence, Indiana.**
 - (E) One (1) member representing the Grissom Regional Defense Alliance.**
 - (F) One (1) member representing the West Central Indiana Defense Network.**
 - (G) One (1) member representing the Michigan City Coast Guard Station.**

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

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

(c) Each member of the task force who is a member of the general assembly is entitled to receive the same per diem, mileage, and travel allowances paid to legislative members of interim study committees established by the legislative council. Per diem, mileage, and travel allowances paid under this subsection shall be paid from appropriations made to the legislative council or the



legislative services agency.

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

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

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

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

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

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

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

(A) to improve mission efficiencies; and

(B) for the development and expansion;

of military bases in Indiana.

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

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

(A) minimize the impacts of encroachment on; and

(B) enhance the long term potential of;

military bases in Indiana.

(4) Identify opportunities for collaboration among:

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

(B) political subdivisions;

(C) military contractors; and

(D) academic institutions;

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

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

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

(A) vote to require the establishment of the development authority under IC 36-7-30.5, if necessary; and

(B) advise and submit recommendations to a development authority board appointed under IC 36-7-30.5.



(7) Strengthen state support for military families and veterans in the areas of education, health care, employment, and family programs. The areas listed in this subdivision do not comprise an exhaustive list of the areas for which the task force may strengthen state support for military families and veterans.

Sec. 12. The task force shall submit a report to the:

- (1) governor; and**
- (2) legislative council;**

not later than July 1 of each year. The report submitted to the legislative council must be in an electronic format under IC 5-14-6.

SECTION 3. IC 4-4-34-4, AS ADDED BY P.L.34-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. The office shall do the following:

- (1) Promote the defense assets located in Indiana.
- (2) Attract defense related industry and activities to Indiana, working with local, regional, and statewide economic development organizations.
- (3) Promote and assist in the commercialization of the United States Department of Defense and other federal intellectual property and assets to create new products, companies, and jobs in Indiana.
- ~~(4) Report annually to the lieutenant governor on the economic, workforce, and national security impact of the defense assets and defense industry in Indiana.~~

SECTION 4. IC 4-4-34-5, AS ADDED BY P.L.34-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. The ~~lieutenant~~ governor shall appoint the director of the office. The director shall report directly to the ~~lieutenant~~ governor. The director:

- (1) is entitled to receive compensation in an amount set by the ~~lieutenant~~ governor, subject to the approval of the budget agency under IC 4-12-1-13;
- (2) may appoint employees in the manner provided by IC 4-15-2.2;
- (3) may fix the compensation of employees of the office, subject to the approval of the budget agency under IC 4-12-1-13; and
- (4) may delegate the director's authority to the appropriate office staff.

SECTION 5. IC 36-7-30.5-3 IS REPEALED [EFFECTIVE JULY 1, 2019]. ~~Sec. 3: As used in this chapter, "council" refers to the military base planning council established under IC 4-3-21-3.~~

SECTION 6. IC 36-7-30.5-6.5 IS ADDED TO THE INDIANA



CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 6.5. As used in this chapter, "task force" refers to the Indiana defense task force established by IC 4-3-21.5-3.**

SECTION 7. IC 36-7-30.5-8, AS ADDED BY P.L.203-2005, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. (a) If the ~~council~~, **task force**, by the affirmative votes of a majority of the voting members of the ~~council~~, **task force**, votes to require that a development authority should be established under this chapter, the development authority shall be established.

(b) A unit may not create a reuse authority under IC 36-7-30 for all or part of a military base that is:

- (1) governed by this chapter; and
- (2) located within the boundaries of the unit.

SECTION 8. IC 36-7-30.5-14, AS ADDED BY P.L.203-2005, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 14. The development authority shall do the following:

- (1) Investigate, study, and survey the area surrounding and the real property and structures that are part of the military base.
- (2) Investigate, study, and determine the means by which military base property may be developed or reused by private enterprise to promote economic development within counties represented on the development authority or by state and local government to otherwise benefit the welfare of the citizens of the counties represented on the development authority.
- (3) Promote the development of military base property in the manner that best serves the interests of the state and its inhabitants.
- (4) Cooperate with the departments and agencies of units and of other governmental entities, including the state and the federal government, in the manner that best serves the purposes of this chapter.
- (5) Make findings and reports on their activities under this section, and keep the reports available for inspection by the public.
- (6) Select and acquire military base property to be developed or reused by private enterprise or state or local government under this chapter.
- (7) Transfer acquired military base property and other real and personal property to private enterprise or state or local government in the manner that best serves the social and



economic interests of the state and the state's inhabitants.

(8) Consider recommendations made by the ~~council~~ **task force** concerning the operations of the development authority.



President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

SEA 459 — CC 1

