

HOUSE BILL No. 1260

DIGEST OF INTRODUCED BILL

Citations Affected: IC 2-5-46.

Synopsis: Commission on migrant farmworkers. Establishes the migrant farmworkers policy development study commission.

Effective: Upon passage.

Deal

January 7, 2020, read first time and referred to Committee on Rules and Legislative Procedures.



Second Regular Session of the 121st General Assembly (2020)

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 2019 Regular Session of the General Assembly.

HOUSE BILL No. 1260

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

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

- 1 SECTION 1. IC 2-5-46 IS ADDED TO THE INDIANA CODE AS
- 2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON
- 3 PASSAGE]:
- 4 **Chapter 46. Migrant Farmworkers Policy Development Study**
- 5 **Commission**
- 6 **Sec. 1. As used in this chapter, "commission" refers to the**
- 7 **migrant farmworkers policy development study commission**
- 8 **established by section 2 of this chapter.**
- 9 **Sec. 2. The migrant farmworkers policy development study**
- 10 **commission is established.**
- 11 **Sec. 3. (a) The commission shall consist of thirteen (13)**
- 12 **members, who shall be appointed as follows:**
- 13 **(1) Two (2) members of the senate, of whom:**
- 14 **(A) one (1) shall be appointed by the president pro tempore**
- 15 **of the senate and shall serve as co-chair of the commission;**
- 16 **and**
- 17 **(B) one (1) shall be appointed by the minority leader of the**



- 1 senate.
- 2 (2) Two (2) members of the house of representatives, of
- 3 whom:
- 4 (A) one (1) shall be appointed by the speaker of the house
- 5 of representatives and shall serve as co-chair of the
- 6 commission; and
- 7 (B) one (1) shall be appointed by the minority leader of the
- 8 house of representatives.
- 9 (3) One (1) member who is an employee of the state
- 10 department of health, appointed by the governor.
- 11 (4) One (1) member who is an employee of the state
- 12 department of agriculture, appointed by the governor.
- 13 (5) One (1) member who is an employee of the department of
- 14 workforce development, appointed by the governor.
- 15 (6) One (1) member who is an employee of the department of
- 16 education, appointed by the governor.
- 17 (7) Three (3) members who have broad experience providing
- 18 services to or advocating for migrant and seasonal
- 19 farmworkers in the state, appointed by the legislative council.
- 20 (8) Two (2) members who have broad experience in
- 21 agriculture and hiring migrant and seasonal farmworkers,
- 22 appointed by the legislative council.
- 23 (b) The members of the commission must be selected so as to
- 24 give representation to the various geographical areas of Indiana.
- 25 (c) If a legislative member of the commission ceases to be a
- 26 member of the chamber from which the member was appointed,
- 27 the person ceases to be a member of the commission.
- 28 (d) The term of a member is two (2) years.
- 29 (e) If:
- 30 (1) the term of a member expires;
- 31 (2) the member is not reappointed; and
- 32 (3) a successor is not appointed;
- 33 the term of the member continues until a successor is appointed.
- 34 (f) All initial appointments to the commission must be made not
- 35 later than July 1, 2020.
- 36 Sec. 4. (a) A vacancy on the commission shall be filled by the
- 37 original appointing authority.
- 38 (b) If the office of a co-chair becomes vacant, the commission
- 39 shall elect a person to fill the vacancy from among the legislative
- 40 members of the commission.
- 41 Sec. 5. (a) A majority of the members of the commission
- 42 constitutes a quorum.



1 **(b) The affirmative vote of at least a majority of the members of**
 2 **the commission is necessary for the commission to take any final**
 3 **action.**

4 **(c) The commission shall meet at the call of the co-chairs.**

5 **Sec. 6. Subject to applicable statutes and policies established by**
 6 **the legislative council, the commission, by resolution, may adopt**
 7 **rules and create committees, consisting of its members, necessary**
 8 **for the proper conduct of its business.**

9 **Sec. 7. Each legislative member and each lay member of the**
 10 **commission is entitled to receive the same per diem, mileage, and**
 11 **travel allowances paid to individuals serving as legislative and lay**
 12 **members, respectively, on an interim study committee established**
 13 **by the legislative council.**

14 **Sec. 8. The legislative services agency shall provide staff support**
 15 **to the commission.**

16 **Sec. 9. Funds necessary to carry out this chapter shall be**
 17 **allotted to the commission from funds appropriated to the**
 18 **legislative council.**

19 **Sec. 10. Subject to standards set by statute and the policies**
 20 **established by the legislative council, the commission may accept**
 21 **money or services from any public or private source to carry out**
 22 **this chapter.**

23 **Sec. 11. The commission shall submit reports in an electronic**
 24 **format under IC 5-14-6 to the legislative council as and when**
 25 **requested by the council.**

26 **Sec. 12. The commission shall do the following:**

27 **(1) Study and evaluate existing statutes and policies regulating**
 28 **agricultural labor camps in the state, which must include**
 29 **reviewing statutes and policies regarding the following:**

30 **(A) The inspection and investigation of agricultural labor**
 31 **camps.**

32 **(B) The enforcement and penalty process for agricultural**
 33 **labor camps in violation of law.**

34 **(2) Study and evaluate existing and potential funding sources**
 35 **for the construction of agricultural labor camps.**

36 **(3) Examine the workload and hiring requirements for state**
 37 **department of health investigators charged with inspecting**
 38 **and investigating agricultural labor camps.**

39 **(4) Promote information sharing concerning migrant**
 40 **farmworkers and agricultural labor camps across Indiana.**

41 **(5) Submit a report not later than September 1 of each year**
 42 **regarding the commission's work during the previous year.**



1 **The report must be submitted to the legislative council and**
2 **the governor.**

3 **Sec. 13. The legislative council may refer any issue related to**
4 **agricultural labor camps or migrant farmworkers to the**
5 **commission for study. If a matter is referred to the commission**
6 **under this section, the commission shall study that matter and**
7 **report to the legislative council as requested by the legislative**
8 **council.**

9 **SECTION 2. An emergency is declared for this act.**

