

HB1001

STATE BUDGET (THOMPSON J) Appropriates money for capital expenditures, the operation of the state, K-12 and higher education, the delivery of Medicaid and other services, and various other distributions and purposes. Requires a researcher to execute a data sharing agreement that is approved by the management performance hub (MPH) to receive access to confidential records. Provides that the auditor of state is also known as the state comptroller. Provides that, after June 30, 2023, the auditor of state shall use the title "state comptroller" in conducting state business, in all contracts, on business cards, on stationery, and with other means of communication as necessary. Establishes the attorney general contingency fee fund. Establishes the opioid settlement fund into which funds received from opioid litigation settlements must be deposited. Allows the budget committee to submit the budget report and budget bill or bills to the governor on or before the second Monday of January, or the third Monday of January in the year in which a gubernatorial election is held (instead of before that date). Requires the state personnel department to require a contractor, when contracting for health care coverage for state employees, to use value based coverage. Repeals a provision that makes a state general fund appropriation to the board of trustees of the Indiana public retirement system if the money available in the special death benefits fund is insufficient to pay death benefit claims. Allows the Indiana economic development corporation (IEDC) to certify an applicable tax credit that exceeds the maximum allowable amount after review by the budget committee. Provides that the READI program expires June 30, 2026. Establishes the capital for collaborative communities program and fund to provide grants and loans to support proposals for regional capital and infrastructure projects. Provides that the IEDC shall administer the fund. Establishes a state tax credit for a taxpayer that makes certain qualified child care expenditures in providing child care to the taxpayer's employees. Extends provisions for the gasoline tax and the special fuel tax rates. Changes the stamp discount for cigarette distributors from \$0.013 to \$0.025. Changes the cigarette tax distribution to remove the 0.6% distribution to the mental health centers fund and instead requires that amount to be deposited in the state general fund. Repeals the fire training infrastructure fund. Establishes the regional public safety training fund. Allows certain members of the public employees' retirement fund or Indiana state teachers' retirement fund to file an election to begin receiving retirement benefits while holding a position. Changes the state police pre-1987 benefit and supplemental pension benefit calculation from being based on the sixth year of service to the fourth year of service. Changes the number of years of service on which the salary matrix for state police employees and other enforcement officers is based to 15 years (instead of 20 years). Repeals the public mass transportation fund. Requires the department of correction to deposit the amount appropriated for the county misdemeanor fund by a county's multiplier. Requires the office of Medicaid policy and planning (office) to: (1) develop a schedule for the review of Medicaid reimbursement rates; and (2) provide a copy of the schedule to the budget committee; not later than November 1, 2023. Makes changes to the definition of an "eligible child" for purposes of the prekindergarten pilot program (On My Way Pre-K program). Repeals the distribution schedule for appropriations made for certain child development programs. Deletes reimbursement rate parameters for reimbursement of managed care organizations under the healthy Indiana plan. Amends a statute concerning powers and duties of a regional water, sewage, or solid waste district established under prior law. Extends the sunset for the invasive species council and fund from July 1, 2023, to July 1, 2031. Extends the sunset of the collection of hospital assessment fees and health facility quality assessment fees from June 30, 2023, to June 30, 2025. Establishes the career advising grant program and fund. Prohibits school corporations and charter schools from charging a fee for curricular materials to students. Provides that the parent of a student or an emancipated minor who attends an accredited nonpublic school and who meets financial eligibility requirements may request reimbursement of fees charged for curricular materials. Establishes the curricular materials fund. Repeals a provision that allows money in a school's debt service fund to be used for unreimbursed curricular materials costs. Extends the sunset of the student learning recovery grant program from July 1, 2023, to July 1, 2025. Repeals the special education fund. Establishes the Indiana education scholarship account donation fund to accept donations for administration of the Indiana education scholarship account program. Requires a county auditor to distribute a portion of revenue received from a school corporation's operations fund property tax levy to certain charter schools (excludes school corporations that are designated as a distressed political subdivision). Requires charter schools that receive a distribution of tax levy revenue to establish an operations fund and education fund under the same provisions that apply to school corporations. Provides that in order to receive a distribution of tax levy revenue, a charter school must adopt a budget for the school year following a public meeting. Requires the commission for higher education to create a separate higher educational operating funding outcomes based formula (funding formula) for Ivy Tech Community College. Requires, on or before July 1, 2023, budget committee review of all of the funding formulas created and approved by the commission. Provides that state appropriations may not be used to pay for the administration, operation, or programs of the Kinsey Institute for Research in Sex, Gender, and Reproduction. Requires the department of child services to create and implement a pilot program to contract with private attorneys to provide representation in certain cases in two specified regions of Indiana, instead of employing in-house staff-attorneys for those regions, and provide an annual report to the budget committee regarding the pilot program. Requires the circuit or superior court exercising jurisdiction over a CHINS case in LaPorte County, Marshall County, and Starke County to establish a caregiver counsel pilot program to appoint counsel to represent an unlicensed caregiver in a proceeding for a child in need of services if the court determines that the unlicensed caregiver is indigent. Provides that state user fees remaining after required distributions shall be distributed to the state general fund (instead of the court technology fund). Transfers the division of weights and measures (division)

currently within the Indiana department of health to a division within the secretary of state's office with the same rights, duties, and powers regarding coal delivery tickets (IC 24-4-4) and weights, measures, and labeling (IC 24-6) as the division has under the Indiana department of health. Transfers from the Indiana department of health to the secretary of state's office the duties for: (1) inspection, labeling, and registration of motor fuel and motor fuel outlets (currently in IC 16-44-3);

Current Status: 4/20/2023 - , (Bill Scheduled for Hearing)

HB1005 HOUSING (MILLER D) Establishes the residential housing infrastructure assistance program (program) and residential housing infrastructure assistance revolving fund (fund). Provides that the Indiana finance authority (authority) shall administer the fund and program. Provides that political subdivisions may apply to the fund for loans for certain infrastructure projects related to the development of residential housing. Provides that money in the fund may not be used for: (1) debt repayment; (2) maintenance and repair projects; (3) upgrading utility poles; or (4) consulting or engineering fees for studies, reports, designs, or analyses. Provides that loans from the fund must be allocated as follows: (1) 70% of the money in the fund must be used for housing infrastructure in municipalities with a population of less than 50,000. (2) 30% of the money in the fund must be used for housing infrastructure in all other political subdivisions. Requires the authority to establish a project prioritization system for the purpose of awarding loans from the fund, and specifies the criteria that must be included in the project prioritization system. Allows the authority to establish a leveraged loan program to or for the benefit of program participants. Requires the public finance director to prepare an annual report of the fund's activities for the legislative council and the budget committee. Provides that the fiscal body of a county may adopt an ordinance to designate an economic development target area. Removes the threshold conditions for establishing a residential housing development program and a tax increment allocation area for the program, including the condition that the governing body of each school corporation affected by the program pass a resolution approving the program before the program may go into effect. Changes the duration of a residential housing development program from 25 years (under current law) to 20 years after the date on which the first obligation for program is incurred. Makes a continuing appropriation.

Current Status: 4/4/2023 - Third reading passed; Roll Call 301: yeas 32, nays 16

HB1006 MENTAL HEALTH PROGRAMS (STEUERWALD G) Specifies the circumstances under which a person may be involuntarily committed to a facility for mental health services and specifies that these services are medically necessary when provided in accordance with generally accepted clinical care guidelines. Establishes a local mental health referral program to provide mental health treatment for certain persons who have been arrested. Repeals obsolete provisions.

Current Status: 4/20/2023 - CCR # 1 filed in the Senate

HB1015 WORKSITE SPEED CONTROL PILOT PROGRAM (PRESSEL J) Requires the Indiana department of transportation (department) to establish the worksite speed control pilot program (pilot program) for the purpose of enforcing worksite speed limits. Requires that the department: (1) work with the state police department to administer the pilot program; and (2) enter into an agreement with the state police department to share information regarding the pilot program. Permits the department to contract with a third party vendor to assist in implementing the pilot program. Provides that an individual who is recorded by a worksite speed control system may not be assessed a civil penalty unless the violation is at least 11 miles per hour above the established worksite speed limit. Replaces the term "work zone" with "worksite" throughout the relevant statutes.

Current Status: 4/11/2023 - House Concurred in Senate Amendments ; Roll Call 391: yeas 67, nays 29

HB1016 POLICE AND FIRE MERIT SYSTEMS (PRESSEL J) Allows a fire protection district or fire protection territory to establish a merit system. Requires a unit's legislative body or the governing board of a district or territory to hold a public meeting not later than October 31, 2023, to consider and vote on a resolution proposing to establish a merit system for certain eligible: (1) city and town police and fire departments and township fire departments; and (2) fire protection districts and fire protection territories. Provides that if a resolution is adopted and a majority of the active members of the department vote to approve the resolution, the merit system is established on January 1 following the vote. Provides that if the legislative body or governing board holds a public meeting and does not adopt a resolution approving the establishment of a merit system, the active members of the department may, not later than October 31, 2024, hold a meeting to vote on whether the members recommend the establishment of a merit system. Provides that if a majority of the active members vote to recommend the establishment of a merit system, the legislative body or governing board shall, after receiving notice of the vote, hold a public meeting not later than April 30, 2025, to consider whether to establish a merit system for each eligible department. Specifies the manner by which a merit system established under these provisions may be amended or dissolved. Repeals a provision containing definitions and moves the definitions to another location. Makes conforming amendments.

Current Status: 4/20/2023 - Motion to withdraw CCR #1: prevailed

HB1025 FIREFIGHTER DISCIPLINE (TORR J) Provides that a fire department of a fire protection district or fire protection

territory is subject to certain disciplinary and due process requirements.

Current Status: 4/20/2023 - Signed by the Governor

HB1040 REQUIREMENTS FOR ELECTED OFFICIALS (LEHMAN M) Provides that if an examination of an audited entity is unable to be performed because the audited entity's accounts, records, files, or reports are not properly maintained or reconciled, the entity may be declared unauditabile. Requires an unauditabile entity to bring its accounts, records, files, or reports into an auditabile condition within 90 days. Requires the state board of accounts (SBOA) to publish a list of entities declared to be unauditabile on the SBOA's website. Provides that if an entity is declared unauditabile and the fiscal officer is unable to perform the fiscal requirements of their position, the entity is required to hire outside assistance for guidance or to perform the fiscal requirements. Clarifies an exception regarding the liability of an elected official for acts that constitute gross negligence or intentional disregard of the official's duties. Requires the SBOA to annually call a conference for: (1) city and town controllers and clerk-treasurers, newly appointed city and town controllers, and city and town clerk-treasurers elect; and (2) township trustees and township trustees elect. Provides that elected officials must attend training every two years and that the SBOA shall keep attendance of elected officials and publish it on the SBOA's website. Makes an exception for school corporation treasurer personal liability. Provides that if there is an office of town clerk-treasurer that is vacant, and the town legislative body is unable to fill the office, the town legislative body may either: (1) enter into a local agreement with the town clerk-treasurer and town legislative body of another town in the state to assist a selected town legislative body member in performing the duties of the clerk-treasurer's office; or (2) enter into a contract with a certified public accountant to assist the town legislative body member in performing the duties of the clerk-treasurer's office. (Current law provides that the town legislative body may only enter into a contract with a certified public accountant after the town legislative body is unable to reach an agreement with another town.) Provides that if, after reasonable diligence, a town may hire any qualified person to perform the duties of the clerk-treasurer's office until the vacancy can be filled, or until the end of the current clerk-treasurer's term, whichever is first. Provides that newly elected officials shall complete five hours of training before taking office. Provides that elected officials shall certify completion of training requirements to the SBOA annually. Excludes self-supporting school lunch and the rental or sale of curricular materials as programs that may be established as separate funds. Repeals obsolete provisions. Makes technical corrections.

Current Status: 4/20/2023 - Signed by the Governor

HB1041 STATE BOARD OF ACCOUNTS (LEHMAN M) Provides that the state board of accounts (SBOA) is designated as the independent external auditor of audited entities and is subject to applicable professional accounting standards. Requires annual reports to be prepared, verified, and filed with the state examiner as set forth in the uniform compliance guidelines. Requires all appointments of field examiners be made solely upon the ground of fitness in accordance with professional accounting and auditing standards. Provides that if an examination of an audited entity is unable to be performed because the audited entity's accounts, records, files, or reports are not properly maintained or reconciled, the audited entity may be declared to be unauditabile. Provides that an audited entity that is declared unauditabile shall bring its accounts, records, files, or reports into an auditabile condition within 90 days. Requires the SBOA to publish a list of audited entities declared unauditabile on its website. Revises conditions under which the state examiner may undertake an examination based on a violation of the law. Requires the SBOA to approve a request by an audited entity to opt out of examinations and engage a certified public accountant to conduct examinations if, within the last six years, the SBOA has not issued an examination or special investigation report critical of the audited entity's internal controls and there have been no adverse reports. Provides that the SBOA may terminate its approval of the use of a certified public accountant if certain requirements are not met. Revises the provision regarding field examiner traveling expenses. Makes changes to certain reporting, resolution, and disclosure requirements. Simplifies the provision regarding parties and a plaintiff's right of recovery. Removes provisions regarding additional powers of the state examiner and attorney general. Provides that if the attorney general brings an action against an official bond, official bonds, or a crime insurance policy, the cause may be brought in the name of the state of Indiana upon the relation of the attorney general as plaintiff. Repeals a provision regarding the withdrawal or removal of counties from solid waste management districts. Repeals a provision regarding bonds and crime policies for faithful performance. Repeals a provision regarding examination reports, requisites, performance of public works, and SBOA powers. Repeals a provision regarding copies of reports filed with libraries, public inspections, and request renewals. Makes technical and conforming changes.

Current Status: 4/20/2023 - Signed by the Governor

HB1046 TRANSPORTATION MATTERS (MORRISON A) Provides that a transit development district may be established in a municipality that is located in a county that is a member of the development authority and has operated regularly scheduled commuter bus services to Chicago, Illinois, with prior financial assistance from the development authority, and shuttle bus services that transport riders to a train station or a regular train stop along the Chicago to South Bend line. Provides for a public transportation corporation to expand service beyond the boundary of the county in which the corporation is located if two or more counties have entered into an interlocal cooperation agreement to expand service.

Current Status: 4/24/2023 - , (Bill Scheduled for Hearing)

- HB1048 TECHNICAL CORRECTIONS (ENGLEMAN K) Addresses technical errors in the Indiana Code, including spelling, tabulation, formatting, grammatical, and cross-reference issues. Makes conforming amendments to align the style of population parameter wording. (The introduced version of this bill was prepared by the code revision commission.)
Current Status: 4/5/2023 - SIGNED BY GOVERNOR
- HB1049 TRANSPORTATION MATTERS (PRESSEL J) Provides that the department of transportation (department) may accept a proposal and award a contract for the construction, improvement, or maintenance of a road if the lowest responsive and qualified bid is less than \$3,000,000. (Current law says if the lowest responsive and qualified bid is less than \$1,000,000.) Provides that the department may accept a proposal and award a contract for the construction, improvement, or maintenance of a road if the lowest responsive and qualified bid is one of three or more bids received by the department for the contract. (Current law says if the lowest responsive and qualified bid is one of four or more bids received by the department for the contract.) Authorizes the department to use construction manager general contractor and progressive design-build delivery methods for certain projects. Defines a "bicycle traffic control signal". Provides that a person may cautiously enter an intersection and make a left turn if turning from the left lane or a designated left-turn lane of a one-way street into another one-way street with the flow of traffic. Provides for the requirements and explanations of colors for bicycle traffic control signals exhibiting colored lights. Urges the legislative council to assign certain topics to an existing study committee. Makes conforming and technical changes.
Current Status: 4/20/2023 - Signed by the Governor
- HB1050 VARIOUS MOTOR VEHICLE MATTERS (PRESSEL J) Expands the definition of "alternative fuel" to include hydrogen, hythane, electricity, or any other fuel used to propel a motor vehicle on a highway that is not subject to certain taxes. Provides for the taxation of motor carriers using alternative fuels other than butane or propane. Provides that a carrier subject to certain imposed motor vehicle taxes is exempt from submitting to the department of state revenue (department) quarterly reports of the operations of commercial motor vehicles giving rise to the carrier's tax liability as the department may require under certain circumstances. Provides that a carrier that is exempt from the quarterly reporting requirements: (1) must continue to file a quarterly return to obtain a promotional use credit; (2) is required to keep books and records; and (3) is exempt from certain requirements regarding an annual permit, a cab card, and an emblem. Defines "lawful status". Repeals the term "credential". Defines "physical credential". Provides that the bureau of motor vehicles (bureau) may issue a driver's license, permit, or identification card to certain individuals granted parole in the United States under 8 U.S.C. 1182(d)(5). Provides that the bureau may issue rules, including emergency rules, to provide a driver's license, permit, or identification card to certain individuals granted parole, as well as registrations and certificates of title for motor vehicles of certain individuals granted parole. Provides for when a credential issued by the bureau must be in the form of a physical credential or a mobile credential. Provides for the form of the mobile credential. Provides that, beginning July 1, 2023, and each year thereafter, the bureau is required to provide the executive director of the legislative services agency the name of a special group for whom: (1) 10 years have elapsed since the special group was admitted into the special group recognition license plate program; or (2) 10 years have elapsed since the previous review of the special group by the interim study committee on roads and transportation. Provides that if a special group was subject to a decennial review before July 1, 2023, then the next review occurs in the year which is a multiple of 10 years after the year of the special group's admittance to the special group recognition license plate program. Prohibits a consolidated city from installing a sign prohibiting a turn at a steady red signal. Requires the bureau to submit an annual report to the state utility regulatory commission regarding the number of electric vehicles registered by county. Specifies the calculation for the amount of the supplemental fee for hybrid and electric vehicles. Requires a person who drives a vehicle approaching a disabled stationary vehicle with flashing hazard warning signals to do either of the following, while proceeding with due caution: (1) Yield the right-of-way by making a lane change into a lane not adjacent to that of the disabled stationary vehicle, if possible with due regard to safety and traffic conditions, if on a highway having at least four lanes with not less than two lanes proceeding in the same direction as the approaching vehicle. (2) Reduce the speed of the vehicle to a speed at least 10 miles per hour less than the posted speed limit, maintaining a safe speed for road conditions, if changing lanes would be impossible or unsafe. Provides that a person who does not yield the right-of-way or reduce the speed of the person's vehicle commits a Class B infraction. Provides that the term "driver training school" does not include a business enterprise that educates or trains a person or prepares a person to operate a commercial motor vehicle. Allows a driver training school to administer a driving skills test to an individual who holds a valid learner's permit. Provides that certain entities are immune from civil liability for an act or omission occurring during a motorcycle operator safety course that results in an injury or property damage. Provides that administrative procedures of the bureau do not apply to a hearing requested by a nonresident regarding the suspension of the driving privileges of the nonresident for failure to meet the terms of a citation. Provides that a document preparation fee that is less than \$200 is permitted and does not constitute an unfair practice. Provides civil immunity for a dealer in an action regarding the resale of a buyback vehicle if the dealer had a reasonable good faith belief the vehicle was not a buyback vehicle. Makes conforming changes.
Current Status: 4/20/2023 - Senate Advisors appointed Hunley and Charbonneau

HB1055 PUBLIC SAFETY MATTERS (FRYE R) Increases the number of deputies, from two to six, that a town marshal may

have to participate in the town marshal training program (Tier II training program) established by the law enforcement training board (board). Requires the board to adopt rules establishing a conservancy district marshal basic training program. Adds a district marshal or deputy district marshal to certain definitions of "police officer", "officer", or "law enforcement officer". Makes changes to certain definitions of "law enforcement officer" to include officers employed by a hospital police department, conservancy district marshals, and deputy conservancy district marshals. Defines "district marshal". Provides that a conservancy district (district) in which each director of the board has been elected to the board may employ a district marshal or deputy district marshal. Provides that the district marshal is the chief police officer of the district and has the powers of other law enforcement officers in enforcing laws. Makes changes to the jurisdiction of a hospital police department. Provides that a member of a city police or fire department is not subject to residency requirements. Eliminates a provision that provides that a city with a population of less than 7,500 may adopt an ordinance that requires a member of a city police or fire department to reside within the county in which the city is located. Provides that members of the police and fire departments of a town or special service district are not subject to residency requirements but must: (1) have adequate means of transportation into the jurisdiction served by the member's department; and (2) maintain telephone service to communicate with the department. Provides that members of the fire department of a township, fire protection district, or fire protection territory are not subject to residency requirements but must: (1) have adequate means of transportation into the jurisdiction served by the member's department; and (2) maintain telephone service to communicate with the department. Repeals provisions: (1) relating to the establishment of residency requirements for a police or fire department of a town with a population of less than 7,500; (2) relating to the establishment of residency requirements for a township fire department of a township with a population of less than 7,500; and (3) that exempt a member of a town police or fire department or a township fire department from residency requirements under certain circumstances. Repeals a provision relating to the jurisdiction of hospital police departments.

Current Status: 4/18/2023 - House Concurred in Senate Amendments ; Roll Call 441: yeas 68, nays 21

HB1142 LAW ENFORCEMENT RECORDINGS (PRESCOTT J) Provides that the direct cost that a state or local agency may charge for providing a copy of a law enforcement recording (recording) includes labor costs incurred to: (1) obscure nondisclosable information in the recording; and (2) perform an administrative review of the recording to determine if all nondisclosable information has been obscured. Specifies that the costs of reviewing and obscuring nondisclosable electronic data may not exceed reasonable attorney's fees if the actions are performed by an attorney. Provides that if a court issues an order for disclosure of a law enforcement recording, any copy of the recording must be made by the public agency. Makes a technical correction.

Current Status: 4/20/2023 - Signed by the Governor

HB1157 RESIDENTIAL HOUSING DEVELOPMENT PROGRAM (MOED J) Makes the following changes regarding Marion County redevelopment: (1) Revises allocation area requirements for the redevelopment commission (commission) to establish a housing program. (2) Allows the commission to establish a residential housing development program (residential housing program) and a tax increment funding allocation area for the residential housing program, if the construction of new houses fails to reach a benchmark. Requires the department of local government finance, in cooperation with the city of Indianapolis, to determine eligibility for the residential housing program. Specifies the rights, powers, privileges, and immunities of the commission in implementing a residential housing program.

Current Status: 4/18/2023 - House Concurred in Senate Amendments ; Roll Call 449: yeas 93, nays 1

HB1167 LIVE STREAMING AND ARCHIVING MEETINGS (SMALTZ B) Requires governing bodies of state and local agencies (excluding a state supported college or university) to provide, on a publicly accessible platform: (1) live transmissions of public meetings; and (2) an archive of copies of the live transmissions with links to any meeting agendas, minutes, or memoranda. Provides that if a governing body does not have Internet capability for live transmission of public meetings, the governing body shall record the meeting. Provides that transmissions and recordings of public meetings may be destroyed after 90 days.

Current Status: 4/11/2023 - House Concurred in Senate Amendments ; Roll Call 392: yeas 89, nays 5

HB1173 UTILITY SCALE BATTERY ENERGY STORAGE SYSTEMS (PRESSEL J) Provides that a person may not: (1) construct a new utility scale battery energy storage system (BESS); or (2) expand the capacity of an existing BESS by more than 10% of the system's existing capacity; without the prior approval of the department of homeland security (department). Sets forth information that must be included in an application to the department for approval of the construction or expansion of a BESS. Provides that a new BESS, or an expansion of an existing BESS, must comply with the National Fire Protection Association's standard concerning stationary energy storage systems (NFPA 855). Provides that if a BESS is located less than 1/2 mile from the nearest 100 year flood plain, all of the system's equipment must be located at least two feet above the 100 year frequency flood elevation. Requires the operator of a BESS to provide a copy of the operator's emergency response plan for the BESS to the fire department responsible for

providing fire protection services in the area in which the BESS is located. Authorizes the fire prevention and building safety commission (commission) to adopt rules to specify standards for the installation and operation of a BESS. Provides that the commission's rules must be consistent with NFPA 855. Provides that the commission's rules must include standards for: (A) chemical spill prevention and control; and (B) appropriate setbacks from surface water resources; for the installation and expansion of a BESS. Requires the department to issue to the interim study committee on energy, utilities, and telecommunication, not later than July 31, 2023, a report regarding the progress of the commission in adopting rules addressing the installation and operation of a BESS.

Current Status: 4/20/2023 - CCR # 1 filed in the Senate

- HB1186 ENCROACHMENT ON AN INVESTIGATION (MCNAMARA W) Provides that a person who knowingly or intentionally approaches within 25 feet of a law enforcement officer after the law enforcement officer has ordered the person to stop commits a Class C misdemeanor. Specifies that "emergency incident area" may include an area 25 feet in all directions from the perimeter of an emergency incident area. (Under current law, the area is 150 feet).
Current Status: 4/20/2023 - Signed by the Governor
- HB1200 GOVERNMENT REFORM TASK FORCE (BARTELS S) Establishes the government reform task force (task force). Provides for members of the task force. Requires the task force to submit a report. Prohibits the consideration of the number or amount of fines or civil penalties imposed on regulated entities by an employee in an agency's evaluation or compensation of the employee.
Current Status: 4/20/2023 - Senate Advisors appointed Taylor G and Koch
- HB1207 911 FEES (KARICKHOFF M) Authorizes the statewide 911 board to increase the following fees one time in the period beginning after April 30, 2023, and ending before July 1, 2026: (1) The enhanced prepaid wireless charge. (2) The statewide 911 fee. (Current law allows the board to adopt one time increases to each fee in the period that began after April 1, 2020, and ends before July 1, 2023.)
Current Status: 4/11/2023 - Returned to the House without amendments
- HB1266 CYBER CIVILIAN CORPS PROGRAM ADVISORY BOARD (JUDY C) Establishes the Indiana cyber civilian corps program advisory board (board). Provides for the membership of the board. Requires the adjutant general to provide staff support for the board and to pay the expenses incurred by the board from amounts appropriated for the adjutant general. Requires the board to provide findings and recommendations concerning the establishment of an Indiana cyber civilian corps program to the legislative council.
Current Status: 4/24/2023 - , (Bill Scheduled for Hearing)
- HB1308 INDIANA CRIME GUNS TASK FORCE (CARBAUGH M) Provides that the Indiana crime guns task force area may include Allen County.
Current Status: 4/20/2023 - Signed by the Governor
- HB1315 HOME WARRANTIES AND REGULATION OF RESIDENTIAL STRUCTURES (MILLER D) Allows a builder to disclaim implied warranties for a new home that is first occupied by a person renting the home as a residence from the initial home buyer. Allows a builder to disclaim implied warranties on a model home in the same manner as a home that is first occupied as a residence. Prohibits regulation of a mobile home, a manufactured home, or an industrialized residential structure on private property (other than within a mobile home community) based on age. Allows the owner of a legal, nonconforming residential structure on private property that is damaged or destroyed to replace or repair the structure without losing legal nonconforming use status as long as the structure continues to be used for residential purposes. Provides that a comprehensive plan and ordinance in a county (other than Marion County) may not preclude the installation of manufactured homes that exceed a certain width (in addition to a certain square footage) as permanent residences on a lot on which any other type of dwelling unit may be placed. Provides that after June 30, 2023, a mobile home, a manufactured home, or an industrialized residential structure is not considered a new home or model home subject to the provisions concerning home warranties. Prohibits a county, city, or town from exercising its planning and zoning authority in a way that differentiates between fraternity and sorority houses on the sole basis of whether the fraternity or sorority is officially approved or recognized by the college or university.
Current Status: 4/11/2023 - House Concurred in Senate Amendments ; Roll Call 397: yeas 94, nays

emergency medical services to obtain mental health and wellness training as a condition of licensure and certification.

Current Status: 4/11/2023 - House Concurred in Senate Amendments ; Roll Call 398: yeas 95, nays 0

HB1335 VARIOUS ELECTION LAW MATTERS (WESCO T) Modifies the date associated with references in the election code to a federal statute or regulation. Removes and updates obsolete date references from Indiana election law. Specifies additional requirements for a certificate of ascertainment of presidential electors. Modifies the day of the week that presidential electors must assemble to elect the President and Vice President of the United States.

Current Status: 4/11/2023 - House Concurred in Senate Amendments ; Roll Call 400: yeas 92, nays 1

HB1336 VARIOUS ELECTION LAW MATTERS (WESCO T) Adds the U.S. Space Force to the definition of "uniformed services" in election law. Provides that electronic signatures may be used for the reporting of campaign contributions and expenditures. Provides that election form approval procedures do not apply to a form incorporated only into the statewide voter registration system. Makes other technical changes relating to approval of election forms. Provides that a statute prohibiting the use of the circuit court clerk's name on a ballot if the clerk is a candidate for an office on the ballot does not apply if the only office for which the individual is a candidate is a political party office. Requires a candidate to specify on the candidate's candidacy document each designation that the candidate wants to use on the ballot. Requires the election division to design all candidacy documents so that the form of the document enables the candidate to insert in a separate field of the document each of the separate designations that a candidate is permitted to use under election law. Provides that an individual is considered to have resigned as an elected official of a unit when the person becomes an employee of the unit the individual serves as an elected official. Provides that certain mailings required by election law be sent by first class mail with tracking rather than by certified mail. Provides that a statute that permits removal and fining of a precinct election officer who fails to perform duties is applicable to an absentee voter board member and to an absentee ballot counter. Authorizes a county election board to permit individuals who are candidates for certain political party offices and relatives of such individuals to serve as precinct election officers if the county election board finds that enough individuals are not available to serve as precinct election officers. Requires the bureau of motor vehicles commission to forward the voter registration part of an application and any declination to register to the election division for transmittal to the appropriate county voter registration office. Adds law enforcement agencies that receive voter registrations to the list of voter registration agencies that are not subject to certain requirements relating to filing voter registration applications. Provides that the statewide voter registration system must contain a feature that identifies potential nonresidential addresses submitted on voter registration applications. Provides additional procedures for updating a copy of a voter's original signature in the statewide voter registration file. Adds judges of city and town courts to the list of officials that must file a statement of economic interest before filing a candidacy document. Provides that an officeholder is not entitled to salary until a statement of economic interest is filed, if required. Provides that, for purposes of determining whether a candidate is affiliated with a particular major political party, the candidate must have voted in that party's two most recent primary elections. (Under current law, a candidate is required to have voted in the political party's most recent primary election.) Provides that if an election district is included entirely within one precinct, and does not include the entire precinct, the petition of nomination must be signed by at least five voters of the election district. Provides that if a special election to fill a vacancy in the office of United States Representative is held on the same day of the election to elect the individual to serve in the succeeding term, an individual may appear on the ballot as a candidate in both elections. Provides that in such an election for United States Representative, the ballot must list the election to fill the office vacancy immediately after the election for the next term of the office. Requires the chair of a political committee to file a final report for a treasurer if the treasurer has died or is otherwise unable to file the report. Provides that the statute requiring reporting of "large" campaign contributions does not require the reporting of a contribution unless it is accepted by the candidate's candidate committee. Provides language for printing on ballots when no candidate has filed for the office. Eliminates the requirement that counties send duplicate copies of state election returns to the election division. Provides that a county executive is not required to establish precincts so that a precinct contains not more than 2,000 active voters or 2,300 active voters if the precinct is in a county designated as a vote center county. Provides that in addition to precinct boundaries, the name of a precinct as included in the federal decennial census data becomes the official name of the precinct. Requires that a ballot be arranged so that all candidates for the same office appear on the same page or the same screen. Permits the use of an electronic device at a precinct or vote center to display a sample ballot. Provides procedures for ballot layout when a candidate dies or is no longer eligible to appear on the ballot. Requires a circuit court clerk who receives an absentee ballot application from a voter who is not registered to vote in the county to send the application to the circuit court clerk of the county in which the voter is registered. Provides that the designation of a voter as an absent uniformed services voter, an overseas voter, or a voter with print disabilities expires January 1 after such a voter has submitted an absentee ballot application indicating such designation. Provides that, after December 31, 2024, all absentee ballots must be printed on security paper that incorporates features that can be used to authenticate the ballot. Provides that a voter must file residence documentation before 6 p.m. on election day. Provides that only the individuals who are permitted to be in the polls on election day are permitted to be in the room where early absentee voting is occurring. Provides that a county election board may send a signed form from a public test to the election division by electronic mail or fax. Provides that an

application fee for certification of a voting system does not apply if the application is for a de minimis change. Authorizes the repurposing of an electronic poll book unit as a device to display sample ballots if the electronic poll book software is deleted from the unit. Requires absentee ballot counters to begin counting absentee ballots beginning at 6:00 a.m. on election day if certain conditions are met. Provides that if there is a discrepancy on political party primary ballot choice between the federal write-in absentee ballot and the federal post card application, the federal post card application supersedes the federal write-in absentee ballot. Provides that if an individual who holds a local office is elected to another term in that office and subsequently dies or is disqualified before the next term is scheduled to begin, a vacancy is created that must be filled as otherwise provided by law. Adjusts the schedule for conducting a post-election audit if a contest or recount has been filed affecting the county. Provides that a notice of death of a local office holder is required to be filed only with the circuit court clerk. (Under current law, notice must also be filed with the prosecuting attorney.) Exempts a member of a fiscal or legislative body from assuming certain duties during a vacancy. Requires a magistrate to depos

Current Status: 4/11/2023 - Returned to the House with amendments

HB1341 PFAS-FREE FIREFIGHTER GEAR (OLTHOFF J) Provides that, after June 30, 2024, an Indiana fire department may not purchase firefighting gear unless it contains a permanently affixed label indicating whether or not the firefighting gear contains PFAS.

Current Status: 4/20/2023 - Signed by the Governor

HB1354 SERVICE ANIMALS (LEDBETTER C) Provides that only a dog or miniature horse qualify as a service animal. Provides that a public accommodation shall make reasonable modifications in policies, practices, or procedures to permit the use of a miniature horse by an individual with a disability. Sets forth certain requirements when permitting or not permitting a person with a disability to bring a service animal on the premises of a public accommodation.

Current Status: 4/18/2023 - Returned to the House with amendments

HB1363 CRIMINAL MISCHIEF AND CRIMINAL TRESPASS (NEGELE S) Provides that a person who recklessly, knowingly, or intentionally damages the property of a scientific research facility without the consent of, or with consent which was fraudulently obtained from, the owner, possessor, or occupant of the property that is damaged commits criminal mischief, a Class A misdemeanor. Provides that a person who, not having a contractual interest in the property, knowingly or intentionally enters the real property of a scientific research facility without the permission of, or with permission which was fraudulently obtained from, the owner of the scientific research facility or an authorized person, and knowingly or intentionally engages in conduct that causes property damage to: (1) the owner of or a person having a contractual interest in the scientific research facility; (2) the operator of the scientific research facility; or (3) a person having personal property located on the property of the scientific research facility; commits criminal trespass, a Level 6 felony.

Current Status: 4/20/2023 - Signed by the Governor

HB1365 MACHINE GUNS (GORE M) Revises, for purposes of an enhancement and certain criminal offenses, a definition of "machine gun". Provides that particular criminal offenses concerning machine guns do not apply to certain persons, including persons possessing machine guns or other items not required to be registered in the National Firearms Registration and Transfer Record maintained by the federal Bureau of Alcohol, Tobacco, Firearms and Explosives. Makes a conforming amendment.

Current Status: 4/20/2023 - Signed by the Governor

HB1401 ASSESSMENT OF WIND POWER DEVICES (NEGELE S) Requires a public utility company that owns or operates a wind power device after a change in ownership of the wind power device to report, when filing its first statement of value and description of property with the department of local government finance (department), the valuation of the device at the same valuation amount that the previous owner reported on the previous owner's last annual report before the change in ownership if the valuation amount that the acquiring public utility company would otherwise enter on its first report is lower than the valuation amount at which the previous owner valued the wind power device before the change in ownership. Requires the new owner, for years subsequent to the first year after the change in ownership, to calculate and report the valuation of the wind power device in accordance with: (1) the statute concerning the taxation of public utility companies; and (2) rules prescribed by the department. Provides that for any year subsequent to the first year after the change in ownership of a wind power device, the department, in determining the just value of the property, shall not consider valuations determined by another governmental agency. Provides that these requirements do not apply to a public utility company that owns or operates one or more wind power devices and that has signed or countersigned an economic development agreement, or another financial agreement, that is entered into: (1) with the county in which the public utility company's wind power devices are located; and (2) for the purpose of repowering, or upgrading the technology used in, the wind power devices; before a sale or transfer of the wind power devices. Requires the department to make necessary conforming changes to the annual report form. Requires the Indiana utility regulatory commission to include a provision in an order declining to exercise jurisdiction over a public utility company that: (1) owns or operates one or more wind power devices; or (2)

plans to own or operate one or more wind power devices; requiring the public utility to notify the department of any change in ownership of the wind power devices. Requires that before November 1, 2024, and before November 1, 2025, the department shall prepare, submit in an electronic format, and present a report on: (1) the valuation of wind power devices; and (2) the department's progress in implementing the bill's provisions; to the interim study committee on energy, utilities, and telecommunications. Amends the Indiana Code provision that sets forth how the department is to determine the just value of the property of a public utility company to provide an exception from the specified procedures with respect to the determination of the just value of wind power devices.

Current Status: 4/19/2023 - House Concurred in Senate Amendments ; Roll Call 455: yeas 90, nays 0

HB1402 SEWAGE MANAGEMENT MATTERS (PRESSEL J) Provides that a wastewater utility that is not subject to the jurisdiction of the Indiana utility regulatory commission (commission) and that receives wholesale wastewater service from another wastewater utility may not: (1) disconnect from wholesale wastewater service provided by the other wastewater utility; and (2) construct a new wastewater treatment plant to serve its customers; unless the wastewater utility obtains the approval of the commission. Requires: (1) a regional sewage district; or (2) certain municipalities; at least 90 days before requiring the connection of a property to a sewer system and the discontinuance of use of the property's septic system, to notify the property's owner about a statutory exemption from the requirement to connect to the sewer system that may apply to the property. Requires the Indiana department of health to update: (1) all matters incorporated by reference in the department of health rules concerning residential onsite sewage systems (the rules); and (2) all industry standard practices reflected in the rules; upon the recognition of new bulletins, standards, specifications, and industry standard practices that supersede the bulletins, standards, specifications, and industry standard practices incorporated by reference or otherwise reflected in the rules. Provides that the technical review panel must approve the updates before the Indiana department of health may update the rules. Provides that a county or city ordinance that would restrict or prohibit the use of technology new to Indiana that has been approved by the technical review panel or that would otherwise vary from the rules: (1) if adopted after December 31, 2023, is not effective unless it is submitted to and approved by the technical review panel; and (2) if adopted before January 1, 2024, becomes void and unenforceable on January 1, 2024, unless, before January 1, 2024, the ordinance: (A) is readopted by the legislative body of the county or city; and (B) is submitted to and approved by the technical review panel.

Current Status: 4/20/2023 - , (Bill Scheduled for Hearing)

HB1417 UTILITY DEFERRED COSTS AND ACCOUNTING PRACTICES (SOLIDAY E) Amends the Indiana Code provision concerning a system of accounting for public utilities to provide the following: (1) That a public utility, municipally owned utility, or not-for-profit utility may defer for consideration by the Indiana utility regulatory commission (IURC) and for future recovery costs incurred or to be incurred in a regulatory asset, to the extent that the specific costs are incremental and are not otherwise already included for recovery in the utility's rates. (2) That preapproval of the IURC is not required for the creation of a regulatory asset. (3) That a public utility, municipally owned utility, or not-for-profit utility may recover through the utility's rates over a reasonable period, as determined by the IURC, costs that are: (A) deferred under these provisions; and (B) found to be reasonable and prudent by the IURC. Amends the Indiana Code provision concerning a public utility's depreciation account and depreciation rates to provide the following: (1) That depreciation rates shall be calculated to recover a reasonable estimate of the future cost of removing retired assets of the public utility. (2) That in a proceeding in which the costs of a capital asset are being recognized for ratemaking purposes, a public utility may account for any asset retirement obligations and recover, through rates charged to customers, reasonably and prudently incurred costs associated with asset retirement obligations, to the extent the specific asset retirement obligation costs are incremental and have not been included in depreciation rates. (3) That the IURC shall make changes in a public utility's depreciation rates as necessary to reflect changes in: (A) the public utility's estimated asset retirement costs, including all reasonable and prudent costs of removing retired assets; and (B) the estimated retirement dates of the public utility's assets. Amends the Indiana Code chapter concerning federally mandated requirements for energy utilities to specify that recovery of the 80% of IURC-approved federally mandated costs that an energy utility may recover through a rate adjustment mechanism must commence no earlier than: (A) the date of a final agency action regarding the federally mandated requirement; or (B) in the absence of a final agency action, the date on which the federally mandated requirement becomes effective.

Current Status: 4/20/2023 - Signed by the Governor

HB1418 ANNEXATION OF RESIDENTIAL DEVELOPMENTS (SOLIDAY E) Permits a third class city to annex an area that is a proposed residential development in which not all lots have been platted or dwellings have been constructed. Expands the area outside the city in which the annexation can occur from three miles to 4.5 miles.

Current Status: 4/20/2023 - Signed by the Governor

HB1420 ELECTRIC TRANSMISSION FACILITIES (SOLIDAY E) Amends the chapter in the Indiana Code concerning electric transmission facilities as follows: (1) Specifies that the term "electric transmission facility" does not include a line

installed solely for the purpose of connecting an electric generation facility to facilities owned by a public utility. (2) Repeals the definition of "local reliability electric transmission facility" and makes conforming changes. (3) Amends the provisions concerning an incumbent electric transmission owner's right of first refusal to construct, own, operate, and maintain certain electric transmission facilities, or upgrades to certain electric transmission facilities, as follows: (A) Specifies that the right of first refusal applies with respect to: (i) the construction; or (ii) upgrades; of electric transmission facilities if the construction or upgrades have been approved through a regional transmission organization (RTO) planning process. (B) Provides that if an electric transmission facility has been approved for construction through an RTO planning process: (i) each incumbent electric transmission owner that has a right to construct, own, operate, and maintain the electric transmission facility shall give written notice to the Indiana Utility Regulatory Commission (IURC), not later than 90 days after the construction is approved, regarding the incumbent electric transmission owner's intent to construct, own, operate, and maintain the approved electric transmission facility; and (ii) if an incumbent electric transmission owner gives notice of intent not to construct the approved electric transmission facility, another entity may seek to construct the approved electric transmission facility in accordance with the RTO planning process and the bill's provisions. (C) Provides that if an incumbent electric transmission owner gives to the IURC during a calendar year notice of its intent to construct, own, operate, and maintain an approved electric transmission facility, the incumbent electric transmission owner shall, not later than May 1 of the subsequent calendar year, provide the IURC with certain specified information. (D) Provides that an incumbent electric transmission owner that exercises its right to construct an approved electric transmission facility must, to the extent commercially practicable, use competitively bid engineering, procurement, or construction contracts that meet the specifications required by the incumbent electric transmission owner with respect to the facility.

Current Status: 4/20/2023 - House Concurred in Senate Amendments ; Roll Call 470: yeas 55, nays 39

HB1421

ENERGY PRODUCTION AND RESOURCES (SOLIDAY E) Requires the Indiana utility regulatory commission (IURC) to issue an order granting or denying an application for a certificate of public convenience and necessity (certificate) not later than 240 days after the filing of the application and the submission of the applicant's case in chief. Authorizes the IURC to issue a general administrative order establishing guidelines regarding the information to be included in an applicant's case in chief. Amends the statute providing certain financial incentives for energy utilities in connection with clean energy projects as follows: (1) Provides that a "clean energy project" includes a project to construct or repower, after July 1, 2011, a natural gas facility to displace electricity generation from an existing coal fired generation facility. (2) Provides that an "eligible business" for purposes of eligibility for incentives authorized under the statute includes a joint agency created under the Indiana Code chapter authorizing municipal electric utility programs. (3) Provides (through an amendment to a cross-referenced definition in the Indiana Code chapter governing the Indiana voluntary clean energy portfolio standard program) that for purposes of a clean energy project involving a renewable energy resource project, a "renewable energy resource" includes gas that is derived from the decomposition of organic matter and that: (A) is fully interchangeable with; or (B) can be combined with; conventional natural gas for purposes of generating electricity. (4) Provides that the IURC may provide an incentive under the statute for a project that the IURC finds to be just and reasonable (rather than "reasonable and necessary" under current law). (5) Provides that the IURC may not approve the timely recovery of costs and expenses incurred during the construction and operation of a project unless the IURC finds that recovery of the costs and expenses: (A) is just and reasonable; and (B) will result in a gross financing costs savings over the life of the project. (6) Eliminates the incentive authorizing up to three percentage points on the return on shareholder equity that would otherwise be allowed to be earned on certain clean energy projects. (7) Amends the language prescribing the time frame within which the IURC must issue a determination as to a project's eligibility for the available financial incentives to require the IURC to issue the determination not later than: (A) 120 days after the date of the application; or (B) the time frame prescribed in the bill for the IURC to grant or deny a certificate if a certificate is required for the project. Provides, for purposes of the oil and gas law (which requires the natural resources commission to adopt rules to prevent waste and prohibits actions in the extraction of coal bed methane that would waste commercially minable coal resources), that the term "waste" does not include capturing and destroying coal bed methane for a commercial purpose, including the generation of carbon credits.

Current Status: 4/20/2023 - Signed by the Governor

HB1438

PUBLICATION OF LOCAL GOVERNMENT NOTICES (MILLER D) Provides that a towing service is subject to the same public notice advertising rates as a government agency if the service: (1) acts as an agent of a government agency; and (2) provides the notice required to dispose of abandoned vehicles or parts. Provides for the creation of a public notice task force (task force) to study notice publication statutes for the purpose of streamlining the process and maximizing value to Indiana citizens. Provides the following: (1) The task force must publish a report with its determinations and recommendations for legislation not later than December 1, 2023. (2) The task force expires December 31, 2023.

Current Status: 4/20/2023 - Signed by the Governor

HB1454

DEPARTMENT OF LOCAL GOVERNMENT FINANCE (SNOW C) Provides that the term of any judgment funding bond

with regard to either: (1) the city of Hobart; or (2) the Merrillville Community School Corporation; issued for the purpose of paying a property tax judgment rendered against Lake County for assessment year 2011, 2012, 2013, or 2014 shall be 25 years. Changes the sunset date for the procedure for selling certain bonds to July 1, 2025, and makes corresponding changes. Adds nonprofit building corporations created by a municipal corporation to a provision concerning the purchase of municipal securities by the treasurer of state (treasurer) and provides that such a security must have a stated final maturity of not more than 25 years after the date of purchase. Specifies expenses eligible for funding from the READI fund. Prohibits the department of local government finance (department) from approving a county reassessment plan before the assessor provides verification that the land values determination has been completed. Requires an assessor determining land values to submit the values to the county property tax assessment board of appeals (PTABOA). Establishes procedures for rental property assessment appeals. Provides that tangible property is exempt from property taxation if it is: (1) owned by a nonprofit entity; and (2) used by a nonprofit entity for a charitable purpose in the operation of a residential facility for the aged that is either: (A) registered as a continuing care retirement community; or (B) licensed as a health care facility; or both. Makes changes to a provision granting a property tax exemption to cemetery owners. Provides, for certain tangible property, that a determination of an appealed assessed value: (1) by a county or township official resulting from an informal meeting; (2) by a PTABOA resulting from an appeal hearing; or (3) by the Indiana board resulting from an appeal hearing; may be less than or equal to the original appealed assessed value at issue, but may not exceed the original appealed assessed value at issue. Provides that a qualified taxing unit located in Lake County that has experienced a property tax revenue shortfall in one or more tax years: (1) resulting from erroneous assessed valuation figures; and (2) which was, or will be, at least \$5,000,000, or 20% of its net tax levy, as a result of the erroneous assessed valuation amount; may apply to the treasurer for a loan from the counter-cyclical revenue and economic stabilization fund. Describes procedures, limitations, and uses for such loans. Prescribes a formula for determining a population growth of 150% for purposes of the exclusion from maximum ad valorem property tax levy limits for municipalities that meet specified criteria. Makes changes to statutes concerning maximum property tax levies for: (1) Sugar Creek Township Fire Protection District; and (2) Otter Creek Township. Amends an exclusion from the definition of "controlled project" for projects required by a court order. Provides that: (1) controlled environment agriculture property; and (2) health care property; are subject to a 2% circuit breaker credit. Defines "controlled environment agriculture property" and "health care property". Requires the land of controlled environment agriculture property to be classified and assessed as agricultural and the improvements to be classified and assessed as an agricultural greenhouse for property tax assessment. Extends through 2026 the authority for certain school corporations to allocate circuit breaker credits proportionately but imposes limitations with respect to school corporation eligibility to allocate such credits. Repeals the provision establishing the division of data analysis of the department. Prohibits a county auditor from denying an application for a standard deduction for a homestead because the applicant does not have a valid driver's license with the address of the homestead property. Provides that when a county auditor submits a certified statement of assessed value to the department, the county auditor shall exclude the amount of assessed value for any property located in the county for which an appeal has been filed and for which there is no final disposition. Provides for the expiration of certain supplemental county property tax levy provisions on the later of: (1) January 1, 2045; or (2) the date on which all bonds or lease agreements outstanding on July 1, 2023, for which a pledge of tax revenue is completely paid. Imposes reporting and publication requirements for those bonds and leases. Provides that a county auditor may appeal to the department to include the amount of assessed value under appeal within a taxing district for that calendar year. Removes the requirement that a PTABOA quorum must include at least one certified level two or level three assessor-appraiser. Prescribes additional duties for the department. Provides that, in the assessment of tangible property, confidential information may be disclosed to an official or employee of a county. Provides that the required annual visit between a representative of the department and each county may take place virtually. Requires a township or county assessor to document any changes made to the parcel characteristics of real property from the previous year's assessment in an assessment of the real property. Provides that a township may elect to establish a township firefighting fund and a township emergency services fund in lieu of the township firefighting and emergency services fund. Amends provisions excluding the part of a participating unit's proceeds of property taxes imposed in certain tax increment finance areas for an assessment date with respect to which the allocation and distribution is made that are attributable to property taxes imposed to meet the participating unit's obligations to a fire protection territory. Allows a nonprofit agricultural organization (organization) that offers health coverage to make an election to pay adjusted gross income tax in lieu of the tax imposed on such an organization under current law and makes corresponding changes. Imposes (for purposes of the local income tax) restrictions on a county adopting body if the county adopting body makes any fiscal decision that has a financial impact to an underlying local taxing unit. Imposes taxes on the distribution of cigars. Amends the Indiana statute governing video service franchises to provide that a local unit to which a video service provider (provider) pays a franchise fee under the statute may not assess with respect to certain fees that could otherwise be imposed on the provider for the provider's occupation of or work within the public right-of-way. Provides that this prohibition does not restrict the right of the unit to impose on the provider any ad valorem taxes or other taxes of general applicability that the unit lawfully imposes on other businesses owning property or operating within the unit. Increases amounts for which state educational institutions and school corporations may award contracts. Makes changes to the geothermal device deduction. Removes provisions that require a county to meet certain qualifications before it is authorized to adopt an emergency medical services local income tax rate. Provides that if the sale price of distressed property exceeds \$50,000, a redevelopment commission must obtain two independent appraisals before purchasing the property. Provides (beginning on or after January 1,

2024) that the legislative b

Current Status: 4/20/2023 - , (Bill Scheduled for Hearing)

HB1492

SCHOOL SAFETY (MCNAMARA W) Makes changes to the permissible uses of the Indiana secured school fund. Moves provisions in the Indiana Code pertaining to the appointment of a school safety specialist, school safety specialist programs, and school safety plans. Makes changes to the Indiana secured school fund application procedures. Makes changes to the Indiana secured school fund reporting requirements. Makes various changes to provisions regulating the appointment of a school safety specialist, school safety specialist program, and school safety plans. Requires before December 31, 2023, that each county shall establish a county school safety commission. (Current law provides that a county may establish a county school safety commission.) Requires each school corporation and charter school to establish a safe school committee. Requires the division of school building physical security and safety of the department of education to establish and maintain guidelines, in consultation with the department of homeland security and institute for criminal justice, for developing and maintaining school safety plans and assist the secured school safety board in conducting the review and submitting certain reports. Provides that the governing body of a school corporation or charter school organizer shall: (1) approve or disapprove all school safety specialists chosen by the superintendent of the school corporation or leadership of the charter school; and (2) review the school safety plan. Makes changes to the duties of a school resource officer. Makes changes to information reported by a school corporation or charter school pertaining to a school resource officer that is reported to the department of homeland security. Requires the secured schools safety board to include certain aggregate information relating to the number of school resource officers employed by schools. Provides that an organizer of a charter school shall require each charter school under the authority of the organizer to conduct annual emergency preparedness drills. Makes changes to distribution amounts from the state user fee fund. Makes conforming amendments. Repeals provisions establishing the Indiana safe schools fund, school safe haven programs, and existing provisions relating to the establishment of school safety specialists, county school safety commissions, school safety specialist training and safe school programs. Defines various terms. Provides that a school corporation, charter school, or accredited nonpublic school may receive a matching grant from the Indiana secured school fund to purchase student safety management technology. Makes a technical correction.

Current Status: 4/20/2023 - House Concurred in Senate Amendments ; Roll Call 466: yeas 92, nays 0

HB1499

VARIOUS TAX MATTERS (THOMPSON J) Makes certain changes to the qualification requirements for the: (1) deduction for individuals who are at least 65 years of age; and (2) additional credit for certain homesteads. Increases the amount of the supplemental homestead deduction for property taxes first due and payable in 2024 and 2025. Provides that if a taxpayer presents an appraisal to the county property tax assessment board of appeals (county board) that meets specified requirements, the appraisal is presumed to be correct. Provides that if the county board disagrees with the taxpayer's appraisal, the county board may seek review of the appraisal or obtain an independent appraisal. Provides that after the assignment of value, the parties shall retain their rights to appeal to the Indiana board of tax review. Authorizes a county fiscal body to adopt an ordinance to provide property tax relief for property tax liability attributable to homesteads for qualified individuals. Caps the maximum levy growth quotient at 5% for calendar years 2024 and 2025. Provides that a county may adopt a resolution to require a local income tax supplemental distribution to first be distributed and used to lower the county's levy freeze tax rate. Requires the department of local government finance (DLGF) to approve a county's request to decrease its levy freeze tax rate if the DLGF finds that the lower rate, in addition to the supplemental distribution amount determined under the resolution adopted by the county, would fund the levy freeze dollar amount. Provides that trailers with a declared gross vehicle weight of 3,000 pounds or less that are registered permanently after December 31, 2023, are excluded from the motor vehicle excise tax. Requires the department of state revenue (department) to annually provide each resident individual taxpayer who paid adjusted gross income taxes in the immediately previous taxable year a taxpayer receipt statement in an electronic format explaining how the individual taxpayer's taxes are being used. Requires the department, in consultation with the budget agency, to create and administer an Internet web page on which individual taxpayers may access an estimate of the allocation of their adjusted gross income taxes to various expenditure categories for the most recent state fiscal year based on the adjusted gross income taxes paid by the taxpayer. Specifies the information that the must be provided on the web page. Requires each local unit that imposes a food and beverage tax to annually report information concerning distributions and expenditures of amounts received from the food and beverage tax. Provides that food and beverage taxes currently authorized under IC 6-9 and that do not otherwise contain an expiration date (other than the stadium and convention building authority food and beverage tax and the historic hotels food and beverage tax) shall expire on the later of: (A) January 1, 2045; or (B) the date on which all bonds or lease agreements outstanding on May 7, 2023, are completely paid. Requires each local unit that imposes a food and beverage tax that is subject to the expiration provision to provide to the DLGF a list of each bond or lease agreement outstanding on May 7, 2023, and the date on which each will be completely paid. Requires the DLGF to publish the information on the gateway website. Declares the intention of the general assembly to only authorize local units to impose new food and beverage taxes based on specified criteria. Requires Monroe County (county) and the city of Bloomington (city) to each develop a written plan before December 1 of each year that includes the: (1) proposed use of food and beverage tax funds for the upcoming calendar year; (2) detailed use of

food and beverage tax funds in the current and prior calendar years; and (3) county and city food and beverage tax receipts fund balances as of January 1 of the current calendar year. Specifies that the written plan must be submitted to the DLGF and be made available on the DLGF's computer gateway within 30 days of submission. Requires the county and the city to spend money from the applicable food and beverage tax receipts fund before July 1, 2025. Provides that if the county and city do not spend money from the applicable food and beverage tax receipts fund as specified, the ordinance to impose the food and beverage tax is void and food and beverage tax revenue may not be collected. Provides that the county may not adopt a new food and beverage tax ordinance after June 30, 2025. Removes language prohibiting the county or city legislative bodies from adopting an ordinance or a resolution requiring the expenditure of food and beverage tax collected without the approval of the advisory commission. Makes a corresponding change to the expiration provision of the Monroe County food and beverage tax. Authorizes the following municipalities to impose a food and beverage tax: (A) The city of Columbia City. (B) The town of Merrillville. (C) The city of Jasper. Authorizes Decatur County to impose a food and beverage tax. Makes certain changes regarding the distribution of revenue from the Tippecanoe County innkeeper's tax. Authorizes Parke County to impose its innkeeper's tax at a rate of 8% under the uniform innkeeper's tax statute (instead of 5% under current law). Authorizes Hamilton County to impose an innkeeper's tax under a separate innkeeper's tax statute at a rate of not more than 8% (rather than 5% under the uniform county innkeeper's tax). Makes conforming changes.

Current Status: 4/20/2023 - , (Bill Scheduled for Hearing)

HB1512 WASTE DIVERSION AND RECYCLING (SPEEDY M) Renames the central Indiana waste diversion pilot project the "central Indiana waste diversion project" (project). Establishes two new purposes for the project: (1) advancing research and development to enhance existing waste diversion efforts and supporting the creation of new processes and technologies that expand upon the existing universe of waste diversion and reuse of recyclable material; and (2) supporting recycling technology or programs for the return, collection, and sorting of recyclable glass, aluminum, or plastic beverage containers that are accessible to the general public and are operated by a retail merchant, a professional sports or entertainment venue, an airport, an elementary school or high school, or an institution of higher education. Extends the duration of the project from three years to four years. Requires the beginning of a second round of grant applications and awards. Provides that, in the second round, private sector persons and companies located in Hamilton, Hancock, Shelby, Johnson, Morgan, Hendricks, and Boone Counties (in addition to Marion County) may apply for grants from the program. Grant applicants must provide a financial match as determined by the Indiana recycling market development board (board). Requires the department of environmental management, for purposes of the second round, to develop and distribute grant application forms, accept grant applications, and make recommendations to the board. Authorizes the board to request additional information from a grant applicant if the board determines that the information provided does not meet certain requirements and to reopen the application process if the board determines that none of the applications submitted meet the goals of the project. Requires the board, in the second round, to award not more than a total of \$2,000,000 to grant applicants. Requests the legislative council to assign to an appropriate interim study committee the task of studying various recycling topics.

Current Status: 4/20/2023 - House Concurred in Senate Amendments ; Roll Call 465: yeas 93, nays 0

HB1575 FIRE PREVENTION AND BUILDING SAFETY COMMISSION (O'BRIEN T) Increases the size of the fire prevention and building safety commission (commission) from 11 members to 12 members. Requires commission members to represent certain defined interests or professions, beginning August 1, 2023. Requires a commission member to be a resident of Indiana, beginning August 1, 2023. Provides that a commission member serves at the pleasure of the governor. Increases the number of members required for a quorum from six members to seven members. Provides that the affirmative vote of not less than two-thirds of the commission members present and voting is necessary for purposes of adopting a rule. Provides certain procedures for the review and adoption of building codes. Provides that a local unit of government may not adopt an ordinance concerning construction and remodeling that: (1) conflicts with the statute or a building code adopted by the commission; or (2) includes more stringent or detailed requirements than those set forth in the statute or a building code adopted by the commission. Provides that this prohibition does not apply to a unit's architectural design standards or its zoning ordinances.

Current Status: 4/18/2023 - House Concurred in Senate Amendments ; Roll Call 448: yeas 67, nays 27

HB1578 COVERED PERSONS FOR RESTRICTED ADDRESSES (O'BRIEN T) Provides that a regular, paid firefighter and a volunteer firefighter are "covered persons" under the statute that requires local government units that operate a public data base website containing the names and addresses of property owners to restrict disclosure to the general public of the covered person's home address. Removes an obsolete date reference.

Current Status: 4/20/2023 - Signed by the Governor

HB1583 HEALTH PLANS AND AMBULANCE SERVICE PROVIDERS (HEATON R) Amends the law requiring a health plan operator to fairly negotiate rates and terms with any ambulance service provider willing to become a participating provider with respect to the operator's health plan. Provides that, if negotiations between an ambulance service

provider and a health plan operator that occur after June 30, 2022, do not result in the ambulance service provider becoming a participating provider with respect to the health plan, each party, beginning May 1, 2023, is required to provide to the department of insurance (department) a written notice: (1) reporting the unsuccessful conclusion of the negotiations; and (2) stating the points that were discussed in the negotiations but on which agreement was not reached. Requires the department, not later than May 1, 2024, to submit to the legislative council and the interim study committee on public health, behavioral health, and human services a report summarizing the written notices that the department has received from ambulance service providers and health plan operators.

Current Status: 4/20/2023 - Signed by the Governor

HB1623

ADMINISTRATIVE RULEMAKING (BARTELS S) Makes various procedural changes concerning the adoption of administrative rules, including the following: (1) Requires budget agency and office of management and budget review of a regulatory analysis of all proposed rules. (2) Requires a state budget committee review of rules adding or increasing fees, fines, or civil penalties. (3) Requires publication of the text of a proposed rule in the first comment period and allows a proposed rule to be adopted after one comment period if no substantive public testimony is received and the rule is not more stringent than applicable federal standards. (4) Replaces various laws granting emergency rulemaking authority with a description of the circumstances when emergency rulemaking (renamed "provisional" rules and "interim" rules) may be used, increases governor and attorney general oversight of emergency rules, and adds a public comment period for interim rules. (5) Reduces from seven to five years the time in which rules need to be readopted to remain effective. (6) Requires agencies to webcast public hearings and allow remote testimony. Prohibits state standards for disposal of coal combustion residuals to be more stringent than federal standards. Requires the general assembly to enact legislation concerning classification of a substance as a restricted use pesticide or requirements that are more stringent than federal requirements. Permits interim rules concerning pesticides pending review by the general assembly. Prohibits state pesticide regulations that are more stringent than federal regulations. Permits a person to recover attorney fees if an agency issues an order that is based on an invalid rule or issued without legal authority. Permits an applicant or license to recover damages if a professional or occupational licensing agency fails to adopt a rule required to obtain a license. Repeals superseded statutes and makes cross reference, name, and other conforming changes.

Current Status: 4/20/2023 - Senate Advisors appointed Taylor G and Koch

HB1639

WATERSHED DEVELOPMENT COMMISSIONS (AYLESWORTH M) Provides that the executives of one or more counties may adopt ordinances designating their counties as members of a proposed watershed development commission and that the proposed watershed development commission is established as a legal entity with the counties as its members if it is recognized by the natural resources commission. Allows a watershed development commission to be established for certain flood damage reduction, drainage, storm water management, recreation, and water infrastructure purposes, but provides that "water infrastructure purposes" excludes any drinking water project in a county or municipality. Requires the natural resources commission, in deciding whether to recognize a proposed watershed development commission, to answer certain questions. Provides that a nonmember county may become a member of an established watershed development commission if its membership is accepted by the member counties and recognized by the natural resources commission. Requires the department of natural resources (department), with the approval of the natural resources commission, to certify the area of a member county that is within a watershed development commission's designated watershed. Provides that a watershed development commission may also have water quality purposes if its board develops a water quality improvement plan that is approved by the natural resources commission. Specifies that a water quality purpose, goal, project, or interstate agreement does not convey water quality regulatory authority to a watershed development commission. Provides for a watershed development commission to be governed by a board that includes: (1) the director of the department (or the director's designee); (2) the county surveyor of each member county; (3) another representative of each member county; and (4) one individual representing each second class city in each member county or, if there is no second class city in a member county, the most populous municipality in the member county. Establishes an advisory committee for each watershed development commission. Requires a watershed development commission to develop a flood damage reduction and drainage plan for its designated watershed. Grants a watershed development commission exclusive authority to perform drainage and flood damage reduction activities within the channel of the river that is the surface water outlet of its designated watershed. Authorizes a watershed development commission to enter into an interlocal cooperation agreement with an existing local governmental authority to apportion flood damage reduction authority and financial support between the two entities. Provides for the funding of a watershed development commission through an annual special assessment that may be imposed against each taxable parcel of real property located: (1) in a member county; and (2) within the designated watershed of the watershed development commission. Establishes maximum assessment levels and allows the board of a watershed development commission to reduce the special assessment to lower levels. Authorizes a member county to adopt any of three alternative methods of funding the watershed development commission. Prohibits the use of money collected from a special assessment for highway bridge repairs or reconstruction. Authorizes a watershed development commission to give preference to an Indiana business over an out-of-state business in contracting for public works. Establishes a procedure under which the Maumee River basin commission, the St. Joseph River basin commission, or the Upper Wabash River basin commission may be transformed into a watershed development commission, but provides that

after transformation the watershed development commission cannot occupy the same territory as was occupied by the river basin commission. Provides that if the St. Joseph River basin commission is transformed into a watershed development commission, the members of the St. Joseph River basin commission become members of the watershed development commission's advisory committee.

Current Status: 4/18/2023 - House Advisors appointed Ledbetter, Abbott and Boy

HB1647 RESIDENTIAL ONSITE SEWAGE SYSTEMS (MORRIS R) Prohibits the installation of a residential onsite sewage system less than 25 feet from the edge of a sinkhole. Provides that if: (1) a professional soil scientist has determined that a site is suitable for the installation of the residential onsite sewage system; and (2) a registered professional engineer, a registered soil scientist, a septic system installer or inspector licensed by the county, or the designer of the system has approved the design and specifications for the residential onsite sewage system; the local health department shall issue a permit for the residential onsite sewage system not more than 30 business days after receiving a complete application for the permit. Provides that a residential onsite sewage system may be installed in a lot meeting a certain description if at least one site on the lot is determined to be suitable for the installation of the residential onsite sewage system. Prohibits an officer or employee of a local health department from entering a property to inspect a residential onsite sewage system: (1) if a licensed septic system installer or inspector, an onsite sewage system technician, or a registered professional engineer has notified the local health department within the preceding 180 days that the residential onsite sewage system is functioning properly; or (2) if the owner or occupant has not been notified of the inspection by first class mail at least seven days before the inspection date. Provides that if a local health department determines that a residential onsite sewage system is in failure and orders that the system failure be corrected but the owner or occupant of the property contracts with an onsite sewage system technician, a professional engineer, or a system installer or inspector for an independent determination whether the residential onsite sewage system is in failure, the order of the local health department requiring that the system failure be corrected is stayed until the report of the independent determination is presented or until 60 days after the date of the order. Provides that if the onsite sewage system technician, professional engineer, or system installer or inspector determines that the residential onsite sewage system is not in system failure, the local health department shall: (1) withdraw its order; or (2) conduct an investigation to make a new determination whether the residential onsite sewage system is in system failure. Provides that an individual who: (1) is licensed in at least one county of Indiana to provide onsite sewage system service; and (2) is certified as an inspector or installer by the Indiana Onsite Wastewater Professionals Association (IOWPA) and is a member in good standing of IOWPA; is entitled to provide onsite sewage system service in any county in Indiana, but may be required to pay a county license fee before providing onsite sewage system service in a county other than the county in which the individual is licensed.

Current Status: 4/17/2023 - , (Bill Scheduled for Hearing)

SB3 STATE AND LOCAL TAX REVIEW TASK FORCE (HOLDMAN T) Establishes the state and local tax review task force (task force). Specifies the membership of the task force and provides for the selection of the chairperson and vice chairperson of the task force. Specifies the topics the task force is required to review and requires the task force to submit the task force's findings and recommendations to the legislative council not later than December 1, 2023.

Current Status: 4/20/2023 - , (Bill Scheduled for Hearing)

SB4 PUBLIC HEALTH COMMISSION (CHARBONNEAU E) Establishes the health powers review task force. Defines "core public health services" for purposes of public health laws. Adds members to the executive board of the Indiana department of health (state department). Removes a provision allowing the state department to establish branch offices. Provides that the state department may provide services to local health departments. Requires each local board of health to establish a local public health services fund to receive state funding. Provides a method of allocation of state funding to local boards of health, subject to state appropriations. Specifies the percentage of how additional funding may be expended on core public health services. Allows the local health department to enter into contracts or approve grants for core public health services. Allows the state department to issue guidance to local health departments. Requires the state department to make annual local health department reports available to the public. Changes the qualification requirements for a local health officer and requires certain training. Requires the state department to identify state level metrics and county level metrics and requires certain local health departments to report to the state department activities and metrics on the delivery of core public health services. Requires the state department to annually report on the metrics to the budget committee and publish information concerning the metrics on the Internet. Requires that a local health department post a position or contract for the provision or administration of core public health services for at least 30 days. Requires a local health department to provide certain education before administering a vaccine. Requires a multiple county health department to maintain at least one physical office in each represented county. Provides that a new city health department cannot be created after December 31, 2022, but allows current city health departments to continue to operate. Creates the Indiana trauma care commission. Allows a school corporation that cannot obtain an ophthalmologist or optometrist to perform the modified clinical technique vision test to conduct certain specified vision screenings. Requires the school to send to the parent of a student any recommendation for further testing by the vision screener. Allows for standing orders to be used for emergency stock medication in schools. Allows the state health commissioner or designee to issue a statewide standing order, prescription, or protocol for emergency stock medication for schools. Removes the distance

requirement for an access practice dentist to provide communication with a dental hygienist. Repeals provisions concerning the Indiana local health department trust account.

Current Status: 4/20/2023 - House Advisors appointed Vermillion, Ledbetter, Zent, Fleming and Porter

SB20

ALCOHOL AND HEMP MATTERS (BROWN L) Changes the definition of "entertainment complex" for purposes of alcohol law to include a premises with a capacity of at least 200 individuals and that has artist housing. Adds a definition of "mixed beverage". Permits a beer, liquor, or wine dealer that is the proprietor of a drug store (which includes a pharmacy within a grocery or big box store) to sell certain alcoholic beverages for curbside pickup. Makes it a Class B misdemeanor for a grocery store or drug store to sell iced or cooled liquor or mixed beverages. (Current law prohibits the sale of iced or cooled beer by a grocery store or drug store.) Specifies that a package liquor store may sell iced or cooled liquor or mixed beverages. Allows all wine dealers to deliver wine under certain circumstances. Allows the alcohol and tobacco commission (commission) to issue an employee permit to a person who wishes to be an employee of a beer, wine, or liquor dealer and to deliver beer, wine, or liquor. Allows a city or town to designate an outdoor location as a refreshment area with the approval of the commission. Provides that if a refreshment area is approved, the commission designates retailer permittees that may sell alcoholic beverages for consumption within the refreshment area. Prohibits a refreshment area from being located near a school or church unless the school or church does not object. Allows a minor to be within the refreshment area. Makes it a Class C infraction for a participating retailer permittee or vendor to sell a person more than two alcoholic beverage at a time or an alcoholic beverage that exceeds the volume limitations. Excludes craft hemp flower from the definition of "hemp product". Removes references to smokable hemp. Removes an exemption to a person who knowingly or intentionally grows or handles smokable hemp without a license from the penalty of growing or handling hemp without a license. Repeals a law that requires that a hemp bud or a hemp flower be sold only to a processor licensed in Indiana. Provides that a food is not considered adulterated for containing low THC hemp extract or craft hemp flower. Creates contaminant testing and packaging requirements for the distribution and sale of craft hemp flower. Establishes penalties for selling or distributing craft hemp flower in violation of the requirements. Makes it a Class C infraction if a person knowingly: (1) sells or distributes craft hemp flower to a person less than 21 years of age; and (2) purchases craft hemp flower for delivery to another person who is less than 21 years of age. Provides that a retail establishment that sells or distributes craft hemp flower to a person less than 21 years of age commits a Class C infraction. Makes it a Class C infraction if a person less than 21 years of age: (1) purchases craft hemp flower; (2) accepts craft hemp flower for personal use; or (3) possesses craft hemp flower on his or her person. Provides that a person who, while a motor vehicle is in operation or located on the right-of-way of a public highway, possesses a container that contains craft hemp flower, and: (1) the container does not have tamper evident packaging; or (2) the tamper evident packaging has a broken seal; commits a Class C infraction. Provides that a violation is not considered a moving violation. Defines "craft hemp flower". Provides that craft hemp flower is not included in the definition of "controlled substance analog", "hashish", "low THC hemp extract", or "marijuana". Repeals the definition of "smokable hemp" and criminal penalties concerning smokable hemp. Prohibits the sale of low THC hemp extract to a person less than 21 years of age, if it contains certain elements. Sets forth certain restrictions on the packaging of low THC hemp extract. Makes conforming changes. Makes technical corrections.

Current Status: 4/19/2023 - , (Bill Scheduled for Hearing)

SB43

RESIDENCY OF 911 OPERATORS (SANDLIN J) Provides that a public safety agency may not establish or maintain residency requirements for a public safety telecommunicator employed by a public safety agency.

Current Status: 4/20/2023 - Signed by the Governor

SB46

COUNTY OPTION CIRCUIT BREAKER TAX CREDIT (SANDLIN J) Authorizes a county fiscal body to adopt an ordinance to provide a credit against property tax liability for qualified individuals. Defines a "qualified individual" for purposes of the credit. Provides that the ordinance may designate: (1) all of the territory of the county; or (2) one or more specific geographic territories within the county; as a neighborhood enhancement district in which qualified individuals may apply for the credit. Provides that the amount of the credit in a particular year is equal to the amount by which an individual's property tax liability increases by more than the percentage of increase specified by the county fiscal body from the prior year. Provides that the credit does not affect the allocation of taxes to a referendum fund. Requires a qualified individual who desires to claim the credit to file a certified statement with the county auditor. Provides that the county auditor shall apply the credit in succeeding years after the certified statement is filed unless the auditor determines that the individual is no longer eligible for the credit or the county fiscal body rescinds the ordinance. Provides a penalty for wrongly receiving the credit that is the same as the penalty for wrongly receiving the homestead standard deduction. Provides that an individual may not receive both a county option circuit breaker tax credit and an over 65 property tax credit in the same year. Provides that an ordinance must specify that the credit does not apply for property taxes first due and payable after December 31, 2027. Sunsets the county option on January 1, 2028.

Current Status: 4/13/2023 - Signed by the President Pro Tempore

- SB48 CHILD SEX OFFENSES (CRIDER M) Provides that a criminal prosecution of a sex offense committed against a child that is otherwise barred by the statute of limitations may nevertheless be commenced within five years from the date on which: (1) the state discovers DNA evidence; (2) the state learns of a recording that provides evidence sufficient to charge the offender; or (3) a person confesses to the offense. Specifies that a person commits human trafficking if the person pays money to a human trafficking victim. (Current law provides that the person commits the offense by paying money for a human trafficking victim.)
Current Status: 4/5/2023 - SIGNED BY GOVERNOR
- SB156 TAX SALES (NIEMEYER R) Provides that a person who acquires a certificate of sale (certificate) may not assign the certificate to a person who was not eligible under the tax sale laws to bid on or purchase real property at a tax sale until the person satisfies the eligibility requirements as determined by the county auditor. Requires a person to acknowledge that the person will not assign a certificate for any real property purchased to a person who is prohibited from bidding on or purchasing real property at a tax sale. Requires the county auditor to determine that an assignee of a certificate is eligible to receive the assignment for an assignment to be valid. Provides that assignments of a certificate must be included on the county auditor's tax sale record. Requires the county, the county auditor, or a county vendor to list certain information concerning tax sales on the website of the county, county auditor, or county vendor for a specified period of time. Specifies that a county or a county vendor is not liable for an act or omission related to making information available on a website.
Current Status: 4/20/2023 - Signed by the Governor
- SB157 PARCELS OFFERED AT SUCCESSIVE TAX SALES (NIEMEYER R) Requires that the county auditor's notice of tax sale include a statement providing that if a tract or item of real property has been offered for sale at a county treasurer's tax sale (treasurer's sale) and a county executive's tax sale (executive's sale) on two or more occasions without a bid, the tract or item of real property may be subject to an ordinance authorized by the bill. Adds a person who claims a substantial property interest of public record to a statute concerning the county auditor's provision of notice of tax sale to certain persons who annually request a copy of the notice. Provides that a person who owns any tract or item of real property that has been offered for sale at a treasurer's sale and executive's sale on two or more occasions without a bid is prohibited from bidding on or purchasing tracts offered for sale. Adds language that allows a county legislative body to adopt an ordinance with respect to parcels of real property that have been offered for sale at a treasurer's sale and an executive's sale on two or more occasions without a bid. Specifies that such a parcel (subject to certain criteria) is considered a public hazard. Establishes a procedure for a county to transfer a tax sale certificate to a municipality or retain a tax sale certificate and for a county or municipality to file a petition with the circuit court (court) requesting the issuance of a deed for the property to the requesting county or municipality. Provides that, at the request of a municipality, the county auditor and county treasurer (subject to available funding) shall enter into a mutual agreement for the county auditor to perform certain duties concerning notification of a party's right to redeem such a parcel and the filing of a petition to the court for issuance of a tax deed for the parcel. Provides that the court shall hold a hearing on the petition for issuance of a tax deed. Provides requirements that apply to a quiet title action with respect to a parcel placed into the name of a county or municipality. Provides that an owner of a parcel of real property that has been offered for sale at a treasurer's sale and an executive's sale on two or more occasions without a bid may transfer the real property, subject to any liens and encumbrances, by warranty deed to a county or municipality.
Current Status: 4/20/2023 - Signed by the Governor
- SB158 DOMESTIC VIOLENCE (CRIDER M) Provides that a person arrested for certain crimes committed against a family or household member may not be released on bail for 24 hours. Provides that a charge of invasion of privacy is elevated to a Level 6 felony if the person has a prior unrelated criminal stalking conviction. Provides that certain crimes are considered a serious violent felony for the purposes of unlawful possession of a firearm by a serious violent felon.
Current Status: 4/20/2023 - Signed by the Governor
- SB161 UNLAWFUL SURVEILLANCE (CRIDER M) Adds a prohibition against using a tracking device to the list of conditions a court may impose when issuing a protection order. Increases the penalty for stalking to a Level 5 felony if the offense is committed by means of a tracking device. Provides that a person who knowingly or intentionally places a tracking device on an individual or the individual's property without the individual's knowledge or consent commits unlawful surveillance, a Class A misdemeanor, unless certain exceptions apply, and increases the penalty to a Level 6 felony if the person is the subject of a protective order or has certain prior convictions. Establishes a sentence enhancement if a person uses a tracking device to commit or facilitate the commission of a crime.
Current Status: 4/20/2023 - CCR # 1 filed in the Senate
- SB180 ALLOCATION OF WASTEWATER UTILITY COSTS (KOCH E) Allows a utility company that: (1) provides both water and wastewater service; and (2) has acquired wastewater utility property; to request, in the context of a petition by the utility company to the Indiana utility regulatory commission (IURC) for preapproval of a plan for proposed service enhancement improvements to the utility company's wastewater utility property, authorization from the IURC to

allocate a portion of the eligible costs of the utility company's wastewater utility property to the utility company's water customers. Provides that if the petition includes such a request for an allocation of costs, the utility company shall provide a copy of: (1) the petition; and (2) the utility company's case in chief; to each intervenor in the utility company's last general rate case. Provides that the IURC may approve the request if the IURC finds that: (1) because of reasonable and necessary improvements that are proposed for the wastewater utility property, the resulting rates charged to wastewater customers would reach levels necessitating the provision of financial assistance to those customers; (2) the total rates charged by the utility company for water service will not increase unreasonably as a result of the allocation; (3) the utility company has included information in its proposal regarding the availability of grants or low interest loans and whether the utility company considered using grants or low interest loans to help finance or reduce the cost of the service enhancement improvements; and (4) the utility company has developed an asset management program. Provides that an increase in the total rates charged for water service by the utility company as a result of the allocation is not unreasonable to the extent the allocation results in an increase in authorized total revenues of 2% or less. Provides that if the IURC approves a utility company's request for an allocation of costs, the utility company shall include a notice on or with water customer monthly bills specifying the amount of the service enhancement improvement adjustment rider approved by the commission that recovers necessary wastewater utility improvements.

Current Status: 4/13/2023 - Senate Concurred in House Amendments ; Roll Call 390: yeas 46, nays 1

SB185 1977 FUND MEMBERSHIP (BALDWIN S) Modifies the definition of "salary of a first class patrolman or first class firefighter" for the 1977 police officers' and firefighters' pension and disability fund (1977 fund). Allows an airport authority to participate in the 1977 fund. Increases the maximum age for a firefighter to be appointed to a fire department and become a member of the 1977 fund from 35 years of age to 39 years of age. Makes corresponding changes.

Current Status: 4/18/2023 - Signed by the President Pro Tempore

SB187 PUBLIC SAFETY MATTERS (SANDLIN J) Provides that a unit shall provide by ordinance the number of police reserve officers a law enforcement agency may appoint. Provides that the law enforcement training board may revoke, suspend, modify, or restrict a document showing compliance and qualifications for a unit's police reserve officer who has committed misconduct. Provides that a law enforcement agency hiring a police reserve officer must contact every other law enforcement agency that employed (or employs) the applicant and request the applicant's employment file and disciplinary record. Provides that a special law enforcement officer employed by the city of Indianapolis full time after June 30, 2023, to perform park ranger duties (park ranger) is subject to the same training requirements as regular law enforcement officers. Provides that the facilities of the Indiana law enforcement academy must be used to provide a park ranger with the required basic training. Provides that a park ranger is eligible for a line of duty death benefit from the state special death benefit fund.

Current Status: 4/20/2023 - , (Bill Scheduled for Hearing)

SB242 FLOODPLAIN MAPPING (LEISING J) Provides that, during the two years beginning July 1, 2023, floodplain mapping data created through the use of lidar (a remote sensing method used to generate information about the surface of land) may not be used by the floodplain administrator of a county or municipality when reviewing a permit application for a structure or construction activity in or near a floodplain unless: (1) the lidar-produced floodplain mapping data is provided by the department of natural resources (department) through the Indiana Floodplain Information Portal; and (2) the person applying for the permit requests or elects the use of the lidar-produced floodplain mapping data. Provides that, after June 30, 2025, lidar-produced floodplain mapping data may be used by the floodplain administrator of a county or municipality when reviewing a permit application for a structure or construction activity in or near a floodplain only: (1) if: (A) the local floodplain administrator is informed that the floodplain mapping data is lidar-produced floodplain mapping data; (B) the department conducts at least one public meeting in the county or municipality to provide information about how the floodplain mapping data was created; and (C) the legislative body of the county or municipality adopts or amends an ordinance to authorize the use of the lidar-produced floodplain mapping data; or (2) if: (A) the lidar-produced floodplain mapping data is provided by the department through the Indiana Floodplain Information Portal; and (B) the person applying for the permit requests or elects the use of the lidar-produced floodplain mapping data. Amends the law requiring local floodplain administrators to use the best floodplain mapping data available as provided by the department to make that law subject to the bar against using lidar-produced floodplain mapping data for the two years beginning July 1, 2023, and the conditions for the use of lidar-produced floodplain mapping data after June 30, 2025. Provides that a person who applies for a permit authorizing the construction of a structure or other construction activity in or near a floodplain may elect whether: (1) mapping data provided by the department; (2) a federal flood insurance rate map; or (3) an engineering study provided by the applicant; will be used by the local floodplain administrator when reviewing the person's permit application. Prohibits a local floodplain administrator to issue a permit authorizing the construction of a structure or other construction activity in or near a floodplain if the issuance of the permit would affect the county's or municipality's eligibility to participate in the National Flood Insurance Program. Provides that the disclosure form that an owner must complete and submit to the prospective buyer before accepting an offer for residential real estate

must disclose whether the real estate is located in a floodplain, as determined by a federal flood insurance rate map or a local floodplain map approved by the Federal Emergency Management Agency.

Current Status: 4/24/2023 - , (Bill Scheduled for Hearing)

- SB271 CERTIFIED TECHNOLOGY PARKS (BUCHANAN B) Specifies additional information that a certified technology park (park) is required to provide to the Indiana economic development corporation (corporation) in the course of a review. Provides that if a park has reached the limit on deposits and maintains its certification, the park shall become a Level 2 park. Increases, from \$100,000 to \$250,000, the annual additional incremental income tax deposit amount that a park captures once it has reached its limit on deposits. Clarifies the calculation of the additional incremental income tax deposit amount in the year in which a park reaches its limit on deposits. Provides that when the corporation certifies a Level 2 park, the corporation shall make a determination of whether the park shall continue to be designated as a Level 2 park. Requires the corporation to report to the budget committee certain information pertaining to businesses located in each park on a biennial basis.
- Current Status:* 4/13/2023 - Signed by the President Pro Tempore
- SB283 MARION COUNTY ROAD FUNDING (FREEMAN A) Provides that, for purposes of determining the right of the consolidated city of Indianapolis to receive a distribution of money from the motor vehicle highway account based on population, the population of all the territory of the consolidated city is considered its population. Provides that, beginning in calendar year 2024, the consolidated city must use: (1) the entire amount distributed to the consolidated city from the motor vehicle highway account that is attributable to the consolidated city's population in Wayne, Pike, and Decatur Townships not included in the population of the fire special service district; and (2) an appropriation that is the greater of \$8,000,000 or the amount of the distribution from the motor vehicle highway account that is attributable to the consolidated city's population in Wayne, Pike, and Decatur Townships not included in the population of the fire special service district in the previous year; for the construction, reconstruction, and preservation of the consolidated city's local streets and alleys. Requires the Indiana department of transportation (department) to: (1) conduct a study, with advisement from the consolidated city, to determine the asset condition of the consolidated city's former state highways; (2) appear before the interim study committee on roads and transportation during the 2023 legislative interim to provide testimony on the department's findings and observations from the study; and (3) not later than November 1, 2023, report the department's findings and observations to the interim study committee on roads and transportation.
- Current Status:* 4/20/2023 - Senate Advisors appointed Niezgodski and Sandlin
- SB298 UTILITY INFRASTRUCTURE IMPROVEMENT CHARGES (KOCH E) Amends the statute governing infrastructure improvement charges for water or wastewater utilities as follows: (1) Provides that in the case of a municipally owned utility or a not-for-profit utility, the adjustment amount to an eligible utility's basic rates and charges for the recovery of infrastructure improvement costs shall be recovered over a 12 month period, regardless of the amount of time over which the infrastructure improvement costs were incurred. (2) Provides that a utility may not recover through an infrastructure improvement charge any infrastructure improvement costs that are recovered by the utility through contributions in aid of construction. (3) Provides that when an eligible utility files a petition for an adjustment amount with the Indiana utility regulatory commission (IURC), the office of utility consumer counselor (OUCC) may examine information of the eligible utility, limited to confirming: (A) that the infrastructure improvements for which recovery is sought are eligible for cost recovery under the statute; and (B) the proper calculation of the proposed adjustment amount. (Existing law provides that the OUCC may examine the information of an eligible utility to confirm these matters, but does not specify that the OUCC's examination is limited to the confirmation of these matters.) (4) Provides that if the IURC finds that an eligible utility's proposed adjustment amount has not been calculated correctly, the IURC shall: (A) provide the correct calculation of the adjustment amount; and (B) allow the eligible utility to implement the corrected adjustment amount. (5) Amends the factors that the IURC may consider in determining the amount of allowable recovery of infrastructure improvement costs for a municipally owned utility or a not-for-profit utility to provide that the IURC may consider other expenses that the IURC considers appropriate, including money for the payment of any taxes that may be assessed against: (A) a municipally owned utility; or (B) a not-for-profit utility or its property; as applicable. (6) Specifies that in the case of a municipally owned utility or not-for-profit utility, the statute's cap limiting total adjustment revenues to 10% of an eligible utility's approved base revenue level applies over the course of each 12 month recovery period. (7) Amends the statute's provisions requiring an eligible utility to reconcile the difference between adjustment revenues and infrastructure improvement costs as follows: (A) Specifies that the reconciliation must occur at the end of each 12 month recovery period. (B) Provides that in the case of a municipally owned utility or a not-for-profit utility, the adjustment amount shall be reset to zero after all previously approved infrastructure improvement costs have been collected.
- Current Status:* 4/20/2023 - Signed by the Governor
- SB317 CONTRACTING AND PURCHASING (ZAY A) Provides that a political subdivision may make advance payments to contractors to enable the contractors to purchase materials needed for a public works project of the political subdivision. Provides that a political subdivision may make advance payments for goods or services before the goods

are delivered or services are completed if the fiscal body of the political subdivision authorizes advance payments. Provides that provisions pertaining to the disposition of surplus personal property by a governmental body do not apply to the sale, lease, or disposal of property under a fleet management or equipment leasing agreement entered into pursuant to a request for proposals.

Current Status: 4/19/2023 - , (Bill Scheduled for Hearing)

- SB325 HOMESTEAD STANDARD DEDUCTION (BUCHANAN B) Specifies the requirements and the real property improvements considered when determining whether property is a dwelling or a homestead for purposes of the standard property tax deduction law. Removes additional definitions of "homestead" from the statute. Specifies that for purposes of the circuit breaker law "nonresidential real property" refers to real property that is not: (1) a homestead; (2) residential property; (3) long term care property; or (4) agricultural land. Provides that, for assessment dates after December 31, 2023, "residential property" includes any other land, building, or residential yard structure, including a deck, patio, gazebo, or pool that is not attached to a dwelling that: (1) is not part of a homestead; and (2) is predominantly used for a residential purpose. Makes a conforming change.
Current Status: 4/20/2023 - Senate Concurred in House Amendments ; Roll Call 462: yeas 37, nays 9
- SB326 PROFESSIONAL SPORTS AND CONVENTION DEVELOPMENT AREAS (MISHLER R) Adds certain city facilities located in the city of South Bend to the tax area of the South Bend professional sports and convention development area (PSCDA). Increases the maximum amount of covered taxes that may be captured in the PSCDA from \$2,000,000 to \$5,000,000. Provides that the first \$2,500,000 of captured taxes each year shall be transferred to the city of South Bend to be used for capital improvements for a facility owned by the city and used by a professional sports franchise. Provides that the remaining captured taxes each year shall be transferred to the city of South Bend to be used consistent with specified uses under current law. Provides that the South Bend PSCDA terminates not later than June 30, 2044. Increases the amount of revenue that may be captured in a PSCDA (other than a PSCDA in Allen County or South Bend) to an amount that may not exceed \$10 (instead of \$5 under current law) per resident. Authorizes the city of Fishers to establish a professional sports development area. Provides that, for a professional sports development area established in the city of Fishers, the maximum amount of covered taxes that may be captured is \$2,000,000 per year. Specifies the uses of the captured tax revenue. Provides that the professional sports development area terminates not later than June 30, 2044.
Current Status: 4/20/2023 - Motion to concur filed
- SB332 PLANNING AND ZONING AFFECTING MILITARY BASES (MESSMER M) Allows a unit to establish a military impact zoning district for an area adversely impacted by the effects of military operations. Establishes a state area of interest that is comprised of land within one or both of the following: (1) Within three miles of certain military installations. (2) Within a military impact zoning district. Makes planning, zoning, and development activity (activity) in a state area of interest subject to the military installation commander's determination regarding the activity's impact on military operations. Allows a representative of the military installation to serve as a nonvoting adviser to the unit's plan commission. Requires a lease or real estate sales disclosure form to disclose that the property is within a state area of interest. Provides that the responsibility for the disclosure required by the owner that the property is located near a military installation rests solely with the owner of the property and no liability for the owner's failure to make the required disclosure shall accrue to any third party.
Current Status: 4/20/2023 - Signed by the Governor
- SB344 NORTHEAST INDIANA STRATEGIC DEVELOPMENT COMMISSION (HOLDMAN T) Adds additional purposes to be carried out by the commission in the development area. Expands the membership of the commission to include two additional voting members to be appointed by the mayors and commissioners caucus of the northeast Indiana regional development authority. Provides that the two additional members must be involved in a local economic development organization and reside in a county with a population of less than 120,000.
Current Status: 4/20/2023 - Advisor Added Representative Heine
- SB350 PROFESSIONAL LICENSING (RAATZ J) Provides that a unit may not regulate behavioral health and human services that are: (1) licensed or certified; or (2) exempted from licensure or certification; by the behavioral health and human services licensing board.
Current Status: 4/13/2023 - Signed by the President Pro Tempore
- SB374 REGIONAL WATER, SEWAGE, OR SOLID WASTE DISTRICTS (KOCH E) Increases the maximum amount that may be paid to a member of the board of trustees of a regional water, sewage, or solid waste district from \$50 to \$150 per day. Removes a provision that allows for the payment of not more than \$125 per day to members of the board of trustees of a regional water and sewage district that meets certain requirements.
Current Status: 4/5/2023 - SIGNED BY GOVERNOR

- SB379 DRUG SCHEDULES (SANDLIN J) Adds specified substances to the list of controlled substances. Defines "fentanyl containing substance" and increases the penalty for dealing a drug that is a fentanyl containing substance.
Current Status: 4/20/2023 - Signed by the Governor
- SB390 COMMERCIAL SOLAR AND WIND ENERGY READY COMMUNITIES (MESSMER M) Provides that the commercial solar and wind energy ready communities development center (center) may be established within the Indiana office of energy development (office). Provides that the center, if established, shall: (1) provide comprehensive, easily accessible information concerning permits required for commercial solar projects and wind power projects; and (2) work with permit authorities concerning those projects. Requires the center to create and administer a program to certify counties and municipalities as commercial solar energy ready communities and wind energy ready communities. Requires the office to certify a county or municipality as a commercial solar energy ready community or a wind energy ready community if the county or municipality meets certain requirements, including the adoption of a commercial solar regulation or wind power regulation that includes standards that are not more restrictive than the default standards established by Indiana law. Provides that a commercial solar and wind energy ready communities incentive fund (fund) may be established by the office. Provides that if: (1) a county or municipality receives certification as a commercial solar energy ready community or a wind energy ready community; (2) a project owner constructs a commercial solar project or wind power project in the county or municipality; (3) the fund is established; and (4) there is a sufficient balance in the fund; the office may authorize the county or municipality to receive from the fund, for a period of 10 years, \$1 per megawatt hour of electricity generated by the commercial solar project or wind power project.
Current Status: 4/20/2023 - Signed by the Governor
- SB412 NATURAL RESOURCES MATTERS (GLICK S) Provides, for purposes of the oil and gas law (which requires the natural resources commission to adopt rules to prevent waste and prohibits actions in the extraction of coal bed methane that would waste commercially minable coal resources), that the term "waste" does not include capturing and destroying coal bed methane for a commercial purpose, including the generation of carbon credits. Authorizes the division of water (division) of the department of natural resources (department) to file, in the deed records of a county recorder's office, an affidavit stating that a violation or deficiency that is the subject of an enforcement action for a structure that is classified by the department as a high hazard structure exists on a particular property in the county. Provides that the affidavit must: (1) include a sworn statement that a violation or deficiency exists on the property that is the subject of the notice of violation; (2) be recorded by the county recorder in the deed records of the county; (3) be designed and worded so as to provide notice to the public; and (4) include certain details about the property and current owner. Requires the department to file a release of the affidavit with the county when the violation or deficiency is resolved to remove the affidavit from the deed records of the county. Requires: (1) the division to pay for recording an affidavit; and (2) the department to pay for recording a release of the affidavit. Amends the law requiring the natural resources commission to adopt certain rules concerning lakes and reservoirs. Amends the flood control law, which requires a permit to create or maintain a structure, obstruction, deposit, or excavation in a floodway, to: (1) require a person who files a permit application to provide documentation of the person's ownership of the site where the proposed work will be performed or an affidavit from the owner of the site authorizing the performance of the proposed work; (2) allow an applicant to file an amendment to the person's permit application; and (3) provide that two or more persons may jointly apply for a permit. Amends the floodplain management law to: (1) require a permit for the creation, use, or maintenance of a structure, obstruction, deposit, or excavation on any state owned property or state managed property in a floodplain; and (2) provide that the lowest floor of any structure erected on state owned property or state managed property in a floodplain must be least two feet above the 100 year frequency flood elevation. Amends the timber buyers law to provide that information in a timber buyer's records about the timber buyer's transactions with a particular timber grower may be disclosed to that timber grower. Requires the natural resources commission to hold a meeting at least once every five years with officials of counties and municipalities for flood plain management purposes. Provides that after June 30, 2023, a person who applies to a local floodplain administrator for a permit authorizing a structure or construction activity in or near a floodplain may elect that either the best available data as provided by the department or an engineering study provided by the applicant that is reviewed and approved according to the unit's ordinance for flood hazard areas will be used in reviewing the person's application. Provides that officials of a county or municipality may voluntarily request to meet with the natural resources commission on a periodic basis to further the objectives of the flood plain management law. Requires the natural resources commission to review and timely respond to any request from a county or municipality to revise the delineation of a flood hazard area. Authorizes the Little Calumet River basin development commission to make bank improvements and remove sediment and flood-causing debris within the Little Calumet River basin development commission's jurisdiction, subject only to the authority of the United States Army Corps of Engineers. Requires the department to coordinate with local governmental agencies for purposes of a seawall or revetment permit process. Provides that if a local governmental agency does not approve or deny the seawall or revetment permit within 30 business days, the permit is automatically approved and considered issued to the person. Makes conforming changes.
Current Status: 4/20/2023 - , (Bill Scheduled for Hearing)

- SB414 ONSITE SEWAGE SYSTEMS AND HOLDING TANKS (BYRNE G) Changes the definition of class III wetlands. Defines "onsite residential sewage discharging disposal system" to provide that the term includes a system that employs advanced treatment components not used in standard septic systems to reduce the concentration of the pathogenic constituents of the effluent to an acceptable level before the effluent is discharged. Allows point source discharge of treated sewage from an onsite residential sewage discharging disposal system to provide that the law applies to any county onsite waste management district instead of applying only to one particular county. Allows a local health department to issue an operating permit for an onsite residential sewage discharging disposal system within a county onsite waste management district: (1) to authorize the technical review panel, the Indiana department of health, or the environmental rules board to adopt guidelines for purposes of guiding local health departments in taking the actions and making the determinations required when issuing an operating permit for an onsite residential sewage discharging disposal system; (2) to provide that, if the amendment of the National Pollutant Discharge Elimination System (NPDES) general permit issued by the department of environmental management for the purposes of the county onsite waste management district law is necessary or advisable to enable onsite waste management districts established after June 30, 2023, to function properly and effectively, the department shall amend the general permit as soon as reasonably possible after June 30, 2023; and (3) to authorize the county executives of two or more counties to establish a single county onsite waste management district by entering into an interlocal cooperation agreement. Provides that septage that originates from a residential or commercial source may be held in one or more holding tanks of not more than 10,000 gallons until removed and transported from the site. Establishes requirements for septage holding tanks. Requires a permit from the local health department for the operation of a septage holding tank. Requires a septage tank owner to enter into a written contract with a septage management vehicle operator for regular removal of septage from the tank, to provide a copy of the contract to the local health department, and to provide proof to the local health department that the tank owner is regularly paying for the removal of septage from the holding tank. Requires a local health department to report to IDEM concerning the septage tanks in its jurisdiction.
Current Status: 4/20/2023 - , (Bill Scheduled for Hearing)
- SB417 VARIOUS TAX MATTERS (BALDWIN S) Makes certain changes to the nonprofit organization sales tax exemption threshold after which nonprofit organizations are required to collect state sales tax. Authorizes a county to impose a local income tax (LIT) rate for county staff expenses of the state judicial system in the county. Provides that the expenses paid from the LIT revenue may not comprise more than 50% of the county's total budgeted operational staffing expenses related to the state judicial system in any given year. Requires certain reporting requirements related to the use of the LIT revenue. Specifies a three business day grace period following the postmark date of a document during which the department of state revenue will consider the document received to be timely filed for purposes of a due date. Makes certain changes to the nonprofit organization sales tax exemption threshold after which nonprofit organizations are required to collect state sales tax.
Current Status: 4/19/2023 - Senate Concurred in House Amendments ; Roll Call 457: yeas 37, nays 5
- SB419 STATE TAX MATTERS (HOLDMAN T) Makes certain changes regarding net operating losses for purposes of determining state adjusted gross income. Provides that certain amounts for providing or expanding access to broadband service in Indiana may be subtracted from a taxpayer's state corporate adjusted gross income. Provides for successor liability for certain unpaid taxes following a business asset sale. Repeals an outdated provision requiring separate exemption certificates for manufacturers and wholesalers. Makes a clarifying change to the sales tax exemption that applies to power subsidiaries. Clarifies the acquisition date for purposes of adding back interest from tax exempt bonds issued by another state in determining Indiana adjusted gross income. Amends provisions regarding the exemption for certain income derived from patents. Provides that tax paid by an electing partnership is deposited in the state general fund. Makes clarifying changes and technical corrections to the affordable and workforce housing tax credit. Specifies the deposit and distribution of interest and penalties associated with certain taxes. Authorizes the department of state revenue to publish or disclose the status of a governmental or nonprofit entity's sales tax exemption certificate. Provides that a person who knowingly or intentionally sells, purchases, installs, transfers, or possesses: (1) an automated sales suppression device or a zipper; or (2) phantom-ware; commits a class A misdemeanor, and increases the penalty if certain circumstances exist. Makes clarifying and technical corrections to provisions under the electronic cigarette tax. Resolves conflicts occurring between P.L.1-2023 and SB 419. Makes certain changes and technical corrections to provisions contained in P.L.1-2023. Provides that an individual who is an Indiana resident and a member of a health care sharing ministry is entitled to an adjusted gross income tax deduction. Provides that, beginning January 1, 2026, an "eligible individual" for purposes of the achieving a better life experience (ABLE) program means an individual who during a taxable year: (1) is entitled to benefits based on blindness or disability under Title II or Title XVI of the federal Social Security Act and the blindness or disability occurred before the individual became 46 years of age (rather than 26 years of age under current law); or (2) has a disability certification that has been filed as set forth in Section 529A of the Internal Revenue Code. Requires a taxpayer to: (1) deduct from the taxpayer's adjusted gross income for a taxable year the amount of specified research or experimental expenditures paid or incurred by the taxpayer during the taxable year; and (2) add to the taxpayer's adjusted gross income an amount equal to the deduction claimed under Section 174 of the Internal Revenue Code for

the taxable year. Provides that certain transactions involving a person's acquisition of agricultural machinery, tools, or equipment are exempt from the application of the state gross retail tax. Provides that if an organization provides nonprofit agricultural organization insurance coverage, the organization is subject to a nonprofit agricultural organization health coverage tax unless the organization: (1) files a notice of election with the insurance commissioner and the commissioner of the department of state revenue on or before November 30 of a taxable year; and (2) states in the notice of election that the organization elects to be subject to state income tax for the taxable year. Provides that compensation received by an individual who: (1) is not a resident of Indiana; and (2) receives compensation for employment duties performed in Indiana for 30 days or less during the calendar year; is exempt from the adjusted gross income tax. Establishes a tax credit for an eligible taxpayer that employs certain individuals with a disability. Reduces the fee, from 15% to 10%, that the department of state revenue may charge a debtor for any debts collected as a collection fee for the department's services, not including local collection assistance fees. Provides that, for 2023, an ordinance or resolution to establish or expand a fire protection territory is adopted after the legislative body holds at least three public hearings to receive public comment on the proposed ordinance or resolution in which: (1) at least one public hearing must be held at least 25 days before the legislative body votes on the adoption of the ordinance or resolution; and (2) at least two additional public hearings must be held not later than five days before the legislative body votes on the adoption of the ordinance or resolution. Provides that the excess of the proceeds of the property taxes attributable to an increase in the property tax rate for a participating unit of a fire protection territory that is established after the establishment of a tax increment financing area located outside of Marion County shall be allocated to and distributed in the form of an allocated property tax revenue pass back to the participating unit of the fire protection territory and not to the redevelopment district. Provides that the difference between the amount of special fuel purchased by a compressed natural gas product fuel station and the amount of compressed natural gas product produced and sold by the compressed natural gas product fuel station is exempt from the special fuel tax. Provides a maximum tax rate that a county fiscal body may impose for correctional facilities and rehabilitation facilities. Provides a sales tax exemption for certain components of a solar or wind energy system. Provides that the distressed unit appeal board may employ staff (instead of an executive director). Repeals the fiscal and qualitative indicators committee (committee). Provides that part of the tax revenue that is allocated to public safety may be distributed to certain township fire departments, fire protection territories, or fire protection districts. Changes the definition of "Internal Revenue Code" in the adjusted gross income tax law to mean the Internal Revenue Code of 1986 as amended and in effect on January 1, 2023. Requires a redevelopment commission to provide an annual spending plan listing planned expenditures for the next calendar year. Allows a redevelopment commission to expend revenues from a tax increment financing district that are allocated for police and fire services on both capital expenditures and operating expenses. Provides a refundable tax credit for certain taxpayers based on the 2021 determination of state reserves. Adds nonprofit building corporations created by a municipal corporation to a provision concerning the purchase of municipal securities by the treasurer of state. Provides that the fiscal body of a county may adopt an ordinance to establish a property tax amnesty program and require a waiver of interest and penalties added before January 1, 2023, on delinquent taxes and special assessments on real property in the county if certain conditions are met. Exempts breastfeeding items from the state gross retail tax. Provides that contributions to a 529 college savings account or 529A ABLE account made after December 31, 2023, shall be considered as having been made during the taxable year preceding the contribution if certain conditions are met. Beginning in taxable year 2024, allows the Indiana economic development corporation to award a qualified taxpayer a historic rehabilitation tax cr

Current Status: 4/20/2023 - , (Bill Scheduled for Hearing)

SB434

ECONOMIC DEVELOPMENT IN LAKE COUNTY (MELTON E) Establishes the blighted property demolition fund (demolition fund). Provides that money in the demolition fund is to be used for costs associated with demolishing a qualified property located in the territory of a current or future transit development district or in the area surrounding the Gary Metro Center. Allows the Lake County fiscal body to adopt an increase in the county innkeeper's tax. Establishes the Lake County convention and economic development fund (convention fund). Provides that money in the convention fund may be used for purposes related to a convention center in Lake County. Establishes a local county fund known as the Lake County convention and event center reserve fund (reserve fund). Provides that the revenue received from an increase in the innkeeper's tax is deposited in the reserve fund. Provides that, beginning July 1, 2023, proposals may be submitted for construction and operation of a Lake County convention and event center to the Lake County board of commissioners. Provides minimum requirements for a proposal. Provides that if a proposal is approved, the Lake County convention center authority is established to provide general oversight. Establishes the Gary metro center station revitalization fund (metro center station fund). Establishes the Gary metro center station revitalization project board to provide oversight of the ongoing maintenance and operation of the Gary metro center station. Beginning after June 30, 2025, requires the department of state revenue to deposit certain amounts in each state fiscal year of the riverboat wagering tax revenue collected from a riverboat operating within the city of Gary in the demolition fund, the convention fund, and the metro center station fund. Provides that if an individual is a resident of one transit development district (district) and is employed within another district during a calendar year, the corresponding tax for the individual shall be attributed to the district in which the individual resides. Provides that if the department determines that the redetermination of an amount affects incremental tax amounts, the department shall recompute the incremental tax amounts and make any necessary adjustments to distributions or computations to reflect any redetermination. Provides that a municipality that includes more than one district may share its increment

revenue among the districts upon approval of the legislative body of the municipality.

Current Status: 4/19/2023 - Senate Advisors appointed Randolph Lonnie M, Charbonneau, Niemeyer and Dernulc

SB445

ELECTRONIC MONITORING STANDARDS (WALKER K) Permits the justice reinvestment advisory council to develop electronic monitoring standards and to submit an annual report as to the standards. Permits the justice reinvestment advisory council to conduct a workload study of electronic monitoring and home detention, make certain findings, and submit a report to the legislative council not later than July 1, 2025. Provides that a contract employee of a supervising agency is required to notify the supervising agency of certain actions with respect to a tracked individual not later than 12 hours after the action occurs. Requires this notification to be sent within 15 minutes if the tracked individual is serving a sentence for a crime of violence or a crime of domestic or sexual violence, and additionally requires the supervising agency to notify a vulnerable victim and request law enforcement to perform a welfare check, if there is a vulnerable victim. Specifies that a supervising agency must include in a quarterly report the number of tracked individuals who are on parole supervision and the number of false location alerts, device malfunctions, or both. Provides that a local supervising agency shall report directly to the local justice reinvestment advisory council each quarter, and that the division of parole services shall report to the statewide justice reinvestment advisory council each quarter. Requires the statewide justice reinvestment advisory council to transmit an annual electronic report to the legislative council and to the judicial conference of Indiana not later than March 15 of each year.

Current Status: 4/5/2023 - SIGNED BY GOVERNOR

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