

2024 SESSION DIGEST OF ENACTMENTS

Comprising All Public Laws through the 123rd Indiana General Assembly, Second Regular Session (2024). (Updated 3/8/2024.)

DIGEST OF HB 1001 (Updated March 8, 2024 4:53 pm - DI 110)

Education and higher education matters. Amends the definition of "eligible student" to include a sibling of a student with a disability with regards to the education scholarship account program (ESA). Provides that the sibling may not use the ESA account for certain ESA qualified expenses. Provides that an annual grant amount awarded under the career scholarship account (CSA) program may be used for costs related to obtaining a driver's license if certain conditions are met. Establishes conditions regarding the amount of funds that may be used from CSA annual grant amounts for transportation costs. Amends certain requirements regarding ESA and CSA participating entities regarding providing evidence of unencumbered assets. Changes certain CSA application time frames from seven days to 30 days. Requires each state educational institution to provide to the commission for higher education (commission) certain information regarding degrees, degree completion, faculty members, administrative support staff, costs, compensation, and debt loads. Requires the commission to prepare longitudinal analysis regarding certain data. Requires each private postsecondary educational institution and each out-of-state public and nonprofit degree granting institution that offers instructional or educational services or training in Indiana to provide to the department of education information to carry out certain reporting requirements and requirements related to the Indiana Graduates Prepared to Succeed dashboard. Allows for the revocation of an out-of-state public or nonprofit degree granting institution's authorization if the institution fails to provide the information. Adds teaching to the employment sectors eligible for the next level jobs employer training grant program. Amends requirements regarding: (1) eligibility for career coaching grants; and (2) instruction on career awareness.

DIGEST OF HB 1002 (Updated March 8, 2024 5:00 pm - DI 106)

Enforcement of equal educational opportunity. Defines "antisemitism", specifies that the public policy of the state is to provide educational opportunities free of religious discrimination, and provides that antisemitism is discrimination on the basis of race, creed, religion, or national origin.

DIGEST OF HB 1003 (Updated March 5, 2024 10:48 am - DI 140)

Administrative law. Makes the office of administrative law proceedings the ultimate authority in any administrative proceeding under its jurisdiction. Provides certain exceptions. Provides that the bill applies to certain proceedings filed after June 30, 2024. Specifies when a state agency may be required to pay reasonable attorney's fees for judicial review proceedings. Outlines procedures for the ultimate authority regarding nonfinal orders and procedures to file objections to final orders. Permits a final order to be corrected by means of a motion to correct error. Provides that the court shall decide all questions of law, including any interpretation of a federal

or state constitutional provision, state statute, or agency rule, without deference to any previous interpretation made by the state agency. Provides that a court is not bound by a finding of fact made by the ultimate authority if the finding of fact is not supported by the record. Requires the state agency to transmit the agency record to the court for judicial review. Eliminates the office of environmental adjudication and transfers proceedings to the office of administrative law proceedings. Creates requirements for administrative law judges that are assigned to certain environmental matters. Provides that until the office of administrative law proceedings adopts or amends rules related to environmental matters, it must continue to follow and implement rules under 315 IAC. Requires the office of administrative law proceedings to continue to index and make publicly available, in a substantially similar online searchable format, the final orders of contested appeals currently maintained by the office. Makes conforming changes.

DIGEST OF HB 1004 (Updated March 8, 2024 2:42 pm - DI 144)

Pension matters. Provides that a state employee may affirmatively elect to enroll in the deferred compensation plan prior to the auto enroll date on day 31 of the state employee's employment. Removes a provision that sets a maximum employer surcharge for the legislators' defined benefit plan, state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan, public employees' retirement fund, and Indiana state teachers' retirement fund (fund). Requires the board of trustees of the Indiana public retirement system (board) to develop the technological and administrative capabilities sufficient to categorize fund members into separate groups in which: (1) certain members receive a service based thirteenth check; and (2) certain members receive a cost of living adjustment. Requires the board to set the surcharge rates at a level to actuarially prefund: (1) annual indexed thirteenth checks for all current retired members and beneficiaries retired before July 1, 2025; and (2) 1% annual cost of living adjustments to future in-payment members and beneficiaries retired on or after July 1, 2025. Provides that the board shall not reduce the surcharge rates from the prior year. Allows the board to increase the surcharge rates by not more than 0.1% of payroll from the prior year. Requires certain political subdivisions to present to the interim study committee on pension management oversight regarding a delinquent employee retirement plan offered by the political subdivision. Requires, effective July 1, 2025, the trustee of the state police pension trust to maintain two supplemental allowance reserve accounts for the purpose of paying postretirement benefit adjustments. Increases the maximum date that a member or participant of certain retirement funds can participate in the deferred retirement option plan from 36 to 60 months. Requires the member or participant to notify their employer if the member or participant elects to enter or extend the deferred retirement option plan. Provides for a thirteenth check in 2024 for certain members, participants, or beneficiaries of the: (1) Indiana state teachers' retirement fund; (2) Indiana public employees' retirement fund; (3) state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan; (4) state police pre-1987 benefit system; and (5) state police 1987 benefit system.

DIGEST OF HB 1021 (Updated February 26, 2024 4:09 pm - DI 140)

Green alert for missing at risk veterans. Defines "veteran at risk". Creates the green alert program

to provide for public notification regarding missing veterans at risk. Changes the name of the Indiana clearinghouse for information on missing children and missing endangered adults to the Indiana clearinghouse for information on missing children, missing veterans at risk, and missing endangered adults (clearinghouse). Makes conforming changes to the duties of the clearinghouse. Creates certain duties and reporting requirements for law enforcement agencies concerning missing veterans at risk. Provides immunity for a broadcaster who broadcasts, or an electronic billboard operator who displays, a green alert notification and a person who establishes or maintains a green alert website under an agreement with the state police department. Makes technical corrections.

DIGEST OF HB 1025 (Updated February 20, 2024 2:35 pm - DI 140)

Mixed beverages. Adds a definition of "mixed beverage". Allows the holder of a wine wholesaler's permit to take certain actions concerning mixed beverages and flavored malt beverages.

DIGEST OF HB 1026 (Updated February 27, 2024 3:25 pm - DI 140)

Commission, committee, and board administration. Specifies certain duties and responsibilities relating to the operations of various task forces, committees, boards, and councils (statutory entities). Renames the Indiana code revision commission, probate code study commission, and other statutory entities. Specifies that certain statutory entities are subject to the general law governing legislative committees rather than to the law governing the statutory list of interim study committees. Authorizes a designee of the revisor of statutes to serve as a member of the uniform law commission (ULC). Repeals statutes governing the Medicaid oversight committee and relocates them to the law governing interim study committees. Identifies certain state employees serving on statutory entities by their specific job titles. Provides for the reimbursement of expenses of state employees, lay persons, and members of the general assembly serving on statutory entities. Specifies the expiration dates of the terms of members of certain statutory entities. (The introduced version of this bill was prepared by the code revision commission.)

DIGEST OF HB 1027 (Updated February 27, 2024 3:29 pm - DI 140)

Fire department work schedule. Provides that a fire department may deviate from the required maximum work hours for members of the fire department only if authorized by a collective bargaining agreement, memorandum of understanding, or other similar written mutual agreement with an exclusive recognized representative of employees of the fire department.

DIGEST OF HB 1032 (Updated February 27, 2024 3:30 pm - DI 140)

Legislative notaries. Makes stylistic and technical changes to the statute that confers notarial powers on members of the general assembly, the principal clerk of the house of representatives, and the principal secretary of the senate. Provides that the power of a legislative notary expires:

(1) on the date the current term of office of the individual expires, if the individual is a member of the general assembly; or (2) on the date the term of the current general assembly expires, if the individual is the principal clerk of the house of representatives or the principal secretary of the senate. (Current law does not state when the power of a legislative notary expires.) Provides that a legislative notary must indicate on a document that the legislative notary signs the date the legislative notary's power expires. (Under current law, a legislative notary who is a member of the general assembly must indicate on the document when the individual was elected to the general assembly. The law does not currently impose such a requirement on the principal clerk of the house of representatives or the principal secretary of the senate.) Provides that a legislative notary may administer oaths, protest notes, and checks without attesting the act by a seal. Specifies that the word "seal" does not need to be contained within an electronic seal or official seal.

DIGEST OF HB 1034 (Updated February 20, 2024 2:35 pm - DI 140)

Insurance and transfer on death deeds. Extends insurance coverage on property transferred by a transfer on death transfer following the death of the insured after December 31, 2024, for property and casualty insurance and liability insurance other than title insurance and certain insurance relating to bonds and mortgages. Allows certain warning language to be included in a transfer on death deed executed after December 31, 2024. Provides that a failure by a beneficiary to file an affidavit in the office of the recorder of the county in which the real property is located or a delay by the county recorder in recording the affidavit does not affect the validity of the transfer on death transfer to the beneficiary. Provides that until the affidavit is recorded, the transfer on death beneficiary or beneficiaries named in the transfer on death deed and the estate of the deceased owner are jointly and severally liable for property taxes assessed with respect to the real property for assessment years beginning with the assessment year in which the owner's death occurs. Provides that if a transferee obtains a property and casualty insurance policy or liability insurance policy insuring the real or personal property the transferee acquired or received through a transfer, the transferee is not an insured on the insurance policy of the transferor once the transferee's property and casualty insurance policy or liability insurance policy becomes effective.

DIGEST OF HB 1042 (Updated February 29, 2024 3:19 pm - DI 140)

Transition to teaching scholarships. Defines "teacher" for the next generation Hoosier educators and next generation Hoosier minority educators scholarship programs and funds. Provides that an applicant may meet certain scholarship qualifications by being employed as a full-time teacher for five years. Provides that an applicant for a transition to teaching scholarship after June 30, 2024, must be a member of a household with an annual income of \$100,000 or less. Provides that any balance in the next generation Hoosier educators scholarship fund remaining after the award of next generation Hoosier educators scholarships for a fiscal year may be used to fund additional transition to teaching scholarships. Removes a provision concerning the reduction of scholarships if certain limits are exceeded.

DIGEST OF HB 1047 (Updated February 27, 2024 3:34 pm - DI 140)

Sexual offenses. Provides that an action for injury to a person that results from the sexual abuse of a child, that has expired under the current statute of limitations, may be commenced before July 1, 2025, against specified entities seeking bankruptcy protection, if certain circumstances exist. Provides that certain images created by artificial intelligence or similar means constitute an "intimate image" for purposes of: (1) a civil action involving nonconsensual pornography; or (2) the crime of distributing an intimate image. Specifies that an intimate image, for purposes of the criminal offense, must appear to depict the alleged victim. Exempts certain news media and internet and cloud service providers from the criminal offense under certain circumstances. Provides that "peep", for purposes of the voyeurism statute, includes the use of a concealed camera with the intent of capturing an intimate image. Makes conforming amendments.

DIGEST OF HB 1051 (Updated February 26, 2024 4:11 pm - DI 140)

Communication between caregivers and parents. Provides that supporting and facilitating two-way communication between parents and foster parents or kinship caregivers is a state policy.

DIGEST OF HB 1058 (Updated February 20, 2024 2:39 pm - DI 140)

Breast cancer screening and services. Specifies that coverage of breast cancer rehabilitative services and reconstructive surgery incident to a mastectomy includes chest wall reconstruction and aesthetic flat closure. Requires a facility performing a mammography examination to provide: (1) an assessment of the patient's breast tissue density using specified classifications; (2) written notice to the patient and the referring provider; and (3) concerning the notice to the patient, specified notification language depending on whether the facility determined the patient to have dense breast tissue or not dense breast tissue. Requires the medical licensing board of Indiana to amend an administrative code rule to remove references to "high breast density" and to align with the breast tissue density classifications in this act.

DIGEST OF HB 1064 (Updated February 27, 2024 3:36 pm - DI 140)

DCS technical changes and adoption subsidies. Relocates the definition of "foster youth". Defines "licensed kinship caregiver". Makes the following changes with regard to state adoption subsidies: (1) Removes the age requirement for eligibility. (2) Provides that a child who is a ward of the department of child services (DCS) is considered hard to place for purposes of eligibility. Removes language regarding medical passports. Provides that if a child in foster care receives medical care, the person having custody of the child shall inform the provider that the child is in foster care and require a copy of the medical treatment record to be sent to the DCS local office. Provides that DCS shall not make an out-of-home placement of a child in a home if a person residing in the home has been convicted of a nonwaivable offense. Makes technical and conforming changes.

DIGEST OF HB 1067 (Updated March 8, 2024 9:44 pm - DI 147)

Human services matters. Establishes the special service review team to review denied applications and applications for which a determination has not been made for the community integration and habilitation waiver. Limits the geographical area of review. Establishes reporting requirements. Requires the division of disability and rehabilitative services to obtain consent from a waiver applicant in order to share the application and information accompanying the application with the review team. Provides immunity for an employee who obtains consent and provides the information in good faith. Provides that the review team expires December 31, 2026. Makes changes to the situations in which an emergency placement priority may be provided for individuals under a Medicaid waiver. Amends the membership of and provisions concerning: (1) the Indiana state commission on aging; and (2) the community and home options to institutional care for the elderly and disabled board. Requires the services for individuals with intellectual and other developmental disabilities task force (task force) to establish, not later than May 1, 2024, a subcommittee to make recommendations to the task force regarding the Medicaid buy-in program and benefit related barriers to employment for individuals with intellectual and developmental disabilities. Requires the subcommittee to prepare and submit recommendations to the task force. Changes the expiration date of the task force. Requires the division of disability and rehabilitative services to provide quarterly updates to the division of disability and rehabilitative services advisory council regarding the implementation of recommendations made by the task force. Authorizes the office of the secretary of family and social services (office of the secretary) to implement a risk based managed care program for certain Medicaid recipients. Requires the office of Medicaid policy and planning to convene a workgroup and, with managed care organizations, to conduct a claims submission testing period before the risk based managed care program is established. Provides that, during the first 210 days after the risk based managed care program is implemented, a provider that experiences a financial emergency due to claims payment issues shall receive temporary emergency assistance from the managed care organizations with which the provider is contracted. Requires the office of the secretary and the division of mental health and addiction to include each community mental health center that meets certain requirements in the community mental health services demonstration program (program), if Indiana is approved to participate in the program and as a state plan amendment for specified reimbursement after the program. Allows the office of the secretary and the division of mental health and addiction to apply for a Medicaid state plan amendment or waiver to allow for Medicaid reimbursement for eligible certified community behavioral health clinic services by certain Medicaid providers, if Indiana is not approved to participate in the program.

DIGEST OF HB 1068 (Updated February 20, 2024 2:39 pm - DI 140)

Unlicensed real estate solicitors. Defines an "unlicensed real estate solicitor". Requires an unlicensed real estate solicitor to include a specific disclosure on all solicitations promoting the unlicensed real estate solicitor's intent to purchase a residential, single-family home. Provides requirements for listing agreements and buyer agency agreements. Provides remedies to a

homeowner that enters into an agreement with an unlicensed real estate solicitor. Provides that it is a deceptive act enforceable by the attorney general for an unlicensed real estate solicitor to solicit the sale or purchase of real estate without the required disclosure.

DIGEST OF HB 1070 (Updated February 20, 2024 2:44 pm - DI 140)

Mental health grants. Allows the division of mental health and addiction to award mental health grants to for-profit community mental health organizations if a nonprofit organization does not qualify for the grant.

DIGEST OF HB 1084 (Updated March 7, 2024 3:45 pm - DI 101)

Privacy of firearms financial transactions. Amends the statute establishing the right of a member of: (1) the general assembly; (2) the professional staff of the general assembly; or (3) the Indiana lobby registration commission; to carry a handgun within the state capitol building and on the property of the state capitol complex by specifying that the right applies to any such member who is not prohibited under state or federal law from possessing a handgun. (Current law provides that the right applies to a member who: (1) possesses a valid Indiana license to carry a handgun; and (2) is otherwise permitted to possess a handgun.) Adds a new chapter to the Indiana Code article governing state officers to provide that any of the following state officers who is not prohibited from possessing a handgun under state or federal law has the right to carry a handgun within the state capitol building and on the property of the state capitol complex: (1) The attorney general. (2) The secretary of state. (3) The state comptroller. (4) The treasurer of state. Prohibits a governmental entity or any other person from knowingly or willfully keeping any list, record, or registry of: (1) privately owned firearms; or (2) the owners of firearms; with respect to Indiana consumers. Defines a "firearms code" as a merchant category code approved by the International Organization for Standardization specifically for firearms retailers. Provides that in a payment card transaction, a merchant acquirer or a payment card network may not: (1) assign; or (2) require the assignment of; a firearms code in a way that distinguishes a firearms retailer with at least one physical location in Indiana from general merchandise retailers or sporting goods retailers. Prohibits a financial services provider from declining or otherwise refusing to process a lawful payment card transaction based solely on the assignment or nonassignment of a firearms code to the payment card transaction. Prohibits a financial services provider from disclosing a financial record that: (1) is related to a payment card transaction; and (2) includes protected financial information, including a firearms code used, collected, or assigned in violation of the bill's provisions. Specifies that the bill's provisions apply only to a payment card transaction that is initiated after September 30, 2024, at a firearms retailer that is physically located in Indiana. Provides that the applicable primary financial regulator with jurisdiction over a financial services provider subject to the bill's provisions is responsible for enforcing the financial services provider's compliance with those provisions. Provides that, with respect to any person that is not a financial services provider subject to regulation by a financial regulator, the attorney general is responsible for enforcing the bill's prohibition against knowingly or willfully keeping any list, record, or registry of: (1) privately owned firearms; or (2) the owners of firearms. Provides that upon receiving notice of an alleged violation of this prohibition, the attorney general shall

investigate the alleged violation in accordance with the attorney general's investigative demand procedures, subject to the statutory confidentiality provisions that apply to such procedures.

DIGEST OF HB 1086 (Updated March 7, 2024 3:25 pm - DI 87)

Alcoholic beverage sales. Allows a bar or restaurant (retailer) to prepare, sell, and deliver alcoholic beverages for carry-out to a customer on the licensed premises in sealed, nonoriginal containers (qualified containers). Defines: (1) "craft manufacturer's permit" as a small brewery permit, farm winery permit, or artisan distiller's permit; and (2) "craft manufacturer" as the holder of a "craft manufacturer's permit". Requires, after June 30, 2024, liquor liability insurance or an endorsement with coverage of at least \$500,000 to obtain or renew a retailer's or craft manufacturer's permit. Provides that if an establishment operates under both a retailer's permit and a craft manufacturer's permit, the insurance coverage requirements apply to the establishment and not to each permit individually. Requires compliance with the insurance coverage requirement not later than January 1, 2025, for a permit issued before July 1, 2024. Prohibits a retailer from doing the following: (1) Allowing a game on the licensed premises that: (A) is determined by the quantity of alcoholic beverages consumed by a patron; or (B) awards alcoholic beverage prizes, unless the alcohol beverages are charity gaming prizes or sold in a charity auction event. (2) Selling or serving an unlimited or indefinite amount of alcoholic beverages for a fixed price. Allows a retailer or craft manufacturer to reduce or increase the price of alcoholic beverages during a part of the day. Specifies that the alcohol and tobacco commission may revoke the privilege of selling alcoholic beverages: (1) in qualified containers for carry-out; or (2) for a reduced or increased price; for violations of certain conditions.

DIGEST OF HB 1090 (Updated February 19, 2024 3:50 pm - DI 140)

Transportation matters. Provides that a conveyance to the state is excepted from the definition of a "conveyance document" requiring a sales disclosure form. Amends the annual reporting requirements for the Indiana department of transportation. Requires a unit to hold a public hearing before agreeing with a railroad to the closure of a public railroad crossing within the unit's jurisdiction. Allows evidence of a failure to comply with passenger restraint system statutes to be admitted in a civil action as to mitigation of damages for a plaintiff who is at least 15 years of age or older. Provides that an engineering and traffic investigation is not required to decrease the speed limit to 20 miles per hour on a highway with a functional classification of minor collector or local road in an urban district.

DIGEST OF HB 1092 (Updated March 4, 2024 4:59 pm - DI 140)

Financial responsibility for aircraft. Amends the definition of "operation of aircraft" or "operate aircraft" for purposes of the aircraft financial responsibility act. Increases the minimum amount of loss resulting from bodily injury, death, or property damage in an aircraft accident required to be reported to the Indiana department of transportation (department) from \$100 to \$7,500. Requires certain information to be included in a report of an aircraft accident. Requires the owner

or operator of an aircraft to provide the information required to be reported to the department to a damaged or injured party or a damaged or injured party's representative upon request. Removes the department from a provision allowing certain entities to maintain an action to enjoin a person from engaging in the operation of an aircraft for failure to comply with the aircraft financial responsibility requirements. Specifies how payments shall be made from a security deposit. Specifies the fee for service of process on the secretary of state. Adds an additional insured to certain provisions in the aircraft financial responsibility act. Makes corresponding changes. Makes technical corrections.

DIGEST OF HB 1093 (Updated March 5, 2024 11:49 am - DI 140)

Employment of minors. Provides certain exemptions from the employment of minors law. Repeals a provision concerning conditions for the employment of a minor as a performer. Provides exemptions from certain hour and time restrictions for the employment of a minor who is at least 14 years of age and less than 16 years of age. Removes language providing that a minor who is at least 14 years of age and less than 16 years of age may only work until 7 p.m. on a day that precedes a school day from June 1 through Labor Day. Repeals provisions concerning hour and time restrictions for the employment of a minor who is at least 16 years of age and less than 18 years of age. Specifies that the prohibition on a minor from working in a hazardous occupation does not apply to a minor who is at least 16 years of age and less than 18 years of age who is employed in agriculture. Repeals a provision concerning restrictions on an employer who employs a minor to work after 10 p.m. and before 6 a.m. Makes corresponding changes.

DIGEST OF HB 1101 (Updated February 20, 2024 2:46 pm - DI 140)

Courts for children three years of age and younger in need of services. Establishes a safe baby court as a type of problem solving court. Provides that a child in need of services is an eligible individual for purposes of a problem solving court program.

DIGEST OF HB 1102 (Updated March 8, 2024 11:08 am - DI 148)

Child care. Revises the definition of "child care home". Limits the number of children under twelve months of age that may be provided care in a child care home. Provides that certain child care programs are exempt from licensure. Amends certain licensing requirements for a class II child care home and a child care center. Provides that certain child care providers are eligible for voucher payments. Allows certain child care programs at schools to provide services to business employees' children when the business enters into a contract with the school and certain conditions are met.

DIGEST OF HB 1104 (Updated February 29, 2024 3:20 pm - DI 140)

School safety. Provides that a school safety plan developed by a school corporation or charter school must establish an armed intruder drill protocol. Requires safe school committees to develop a policy that considers the effect of armed intruder drills on the safety and mental health of students, faculty, and staff. Prohibits an armed intruder drill that includes sensory components

or activities from: (1) requiring student participation; or (2) taking place during regular school hours if a majority of the student body is present on school property. Allows a school corporation or charter school that: (1) employs a school resource officer; or (2) enters into a contract or a memorandum of understanding with a local law enforcement agency, private entity, or nonprofit corporation to employ a school resource officer; to participate in the 1977 fund. Provides that a school resource officer hired or rehired after June 30, 2024, who is a member of the 1977 fund shall remain in the 1977 fund. Provides that a school resource officer may become a member of the 1977 fund by meeting certain age and training requirements. Makes corresponding changes.

DIGEST OF HB 1106 (Updated February 26, 2024 4:21 pm - DI 140)

Regulated amusement devices. Provides that the department of homeland security (department) shall not inspect, and operating permits are not required for, certain regulated amusement devices. Provides that the department may perform an inspection of an exempted regulated amusement device only if a valid complaint or incident is reported to the department concerning the regulated amusement device.

DIGEST OF HB 1108 (Updated February 26, 2024 4:26 pm - DI 140)

Development restrictions on slopes. Prohibits a unit from preventing development exclusively on the basis of slope, if the predevelopment slope of the site is less than 25%, unless the site is within a watershed area of a reservoir that is a source of a municipality's drinking water.

DIGEST OF HB 1120 (Updated March 8, 2024 9:06 pm - DI 120)

State and local administration. Increases the assessed value limit for the disabled veteran property tax deduction from \$200,000 to \$240,000. Allows that, for purposes of various property tax deductions, an individual has until January 15 of a calendar year in which property taxes are first due and payable to complete, date, and file the required certified statement with the county auditor. Extends through 2025 the expiration of the threshold amounts used for determining whether a political subdivision's project is a controlled project and whether the petition and remonstrance process or the referendum process applies based on the political subdivision's total debt service tax rate. Specifies that a political subdivision's total debt service tax rate does not include a tax rate approved by voters for a referendum debt service tax levy. Extends the current cap on operating referendum tax that may be levied by a school corporation to taxes due and payable in 2025, and provides a formula to determine the cap for that year. Reestablishes, and enumerates requirements and procedures for, a petition and remonstrance and a referendum for controlled projects funded by debt service if the project scope changes from the purpose initially advertised to taxpayers. Adds trailer provisions pertaining to SEA 228-2024 regarding alcoholic beverage taxes on liquor, wine, and hard cider. Requires the state fair commission to approve future dates of the state fair and the state fair board to advise the commission on future dates of the state fair. Provides that a state employee may affirmatively elect to enroll in the deferred compensation plan prior to the auto enroll date on day 31 of the state employee's employment.

Requires, effective July 1, 2025, the trustee of the state police pension trust to maintain a supplemental allowance reserve account for the purpose of paying postretirement benefit adjustments. Requires certain political subdivisions to present to the interim study committee on pension management oversight concerning a delinquent employee retirement plan offered by the political subdivision. Increases the maximum date that a member or participant of certain retirement funds can participate in the deferred retirement option plan from 36 to 60 months. Removes a reference in current law to outstanding bonds for which a fee replacement appropriation was made in a provision prohibiting a state educational institution from issuing bonds for refunding or advance refunding of outstanding bonds without approval of the budget agency and the board of trustees of the issuing state educational institution making certain findings. Provides that grant awards authorized in the 2023 budget bill and awarded after December 31, 2024, for regional mental health facility grants to counties for use in constructing new facilities or renovating existing facilities to provide mental health services for certain incarcerated individuals may not exceed \$5,000,000 per county (instead of \$2,500,000 per county). Prohibits a unit from entering into a sister city or cooperative agreement with a city, town, province, county, school, college, or university located in a foreign adversary. Provides parameters for the northwestern Indiana regional planning commission, beginning with calendar year 2025 and for each year thereafter through calendar year 2029, to annually adjust each participating county's portion of the budget. Authorizes the office of the secretary of family and social services (office of the secretary) to implement a risk based managed care program for certain Medicaid recipients. Requires the office of Medicaid policy and planning to convene a workgroup and, with managed care organizations, to conduct a claims submission testing period before the risk based managed care program is established. Authorizes the establishment of home health agency cooperative agreements and provides for the expiration of those provisions on June 30, 2027. (A similar law enacted in 2022 expired on July 1, 2023.) Specifies that a home health agency may contract directly or indirectly through a network of home health agencies. Provides that distributions for curricular materials may not be considered for purposes of determining whether a school corporation met the requirement to expend a minimum amount of state tuition support for teacher compensation. Repeals the requirement that each school maintained by a school corporation and each charter school establish a curricular materials account. Requires a public school to deposit distributions for curricular materials in: (1) the education fund of the school corporation that maintains the school; or (2) the fund in which a charter school receives state tuition support. Adds a provision to allow a redevelopment commission to expend revenues from its allocation fund that are allocated for police and fire services on both capital expenditures and operating expenses as authorized in the 2023 session in HB 1454. Provides that, if a township transitions from a single township firefighting and emergency services fund to two separate funds as authorized under current law, the township legislative body must approve a transfer of the remaining cash balance from the single fund to the two new separate funds and determine the amounts attributable to each fund. Requires the office of the secretary to present to the Medicaid oversight committee a detailed plan for monitoring expenses of the complete Medicaid program. Requires the office of the secretary to present to the budget committee a policy to set a required minimum percentage of the reimbursement for personal care services under the home and community-based services waivers that must be paid to the individual

providing the direct service. Provides that, if the county fiscal body of Howard County makes certain findings, the Howard County fiscal body may adopt an ordinance that would impose the innkeeper's tax on a person engaged in the business of renting or furnishing rooms, lodgings, or accommodations located within an inn, a hotel, or a motel for a period of more than 30 days. (Current law limits the imposition of the innkeeper's tax to renting or furnishing rooms, lodgings, or accommodations for periods of less than 30 days.) Provides that an ordinance would not apply to existing rooms, lodgings, or accommodations that were not subject to the 30 day threshold prior to January 1, 2024. Provides that an ordinance may not become effective until after April 30, 2024, and must expire before July 1, 2025. Requires the county fiscal body, if an ordinance is adopted, to reduce the tax for any person subject to the innkeeper's tax from 8% (current law) to 6% until the ordinance expires. Allows the county fiscal body to return the tax rate to 8% after the ordinance expires. Reinstates a provision that was repealed in SEA 325-2023 (P.L.182-2023) that includes as a "homestead" property that is an individual's principal place of residence, is located in Indiana, and is owned by an entity, if the individual is a shareholder, partner, or member of the entity that owns the property. Amends a redevelopment commission provision defining "residential property" to apply to allocation areas established after June 30, 2025 (rather than June 30, 2024). Amends certain language in provisions in HEA 1199-2024. Makes amending changes to the Grant County local income tax special purpose rate added in HEA 1121-2024. Requires the state and local tax review task force to study several additional topics during the 2024 legislative interim. Makes technical corrections. Makes conforming changes.

DIGEST OF HB 1121 (Updated March 4, 2024 5:00 pm - DI 140)

Local income taxes. Extends the expiration of provisions concerning a county with a single voting bloc and the allocation of votes for a local income tax council. Specifies the amount of revenue from a local income tax rate imposed for correctional facilities and rehabilitation facilities in a county that may be used for operating expenses of those facilities. Allows a county fiscal body to adopt a local income tax rate for an acute care hospital located in the county to be used only for the operating expenses of the acute care hospital. Provides that, for the purpose of distributing the local income tax (LIT), if two or more school corporations or civil taxing units merge or consolidate to form a single school corporation or civil taxing unit, the school corporation or civil taxing unit is entitled to the combined pro rata distribution of the LIT revenue allocated to each applicable school corporation or civil taxing unit in existence on January 1 of the immediately preceding calendar year prior to the merger or consolidation. Provides that the department of local government finance shall make certain adjustments pertaining to the distribution of LIT for Floyd County in 2025, which provide that the Highlander Fire Protection District (district) shall receive an amount equal to the combined distribution that would have been distributed to the Greenville Fire Protection District (FPD) and the Lafayette Fire Protection District (FPD) in 2024, but for their elimination resulting from the merger to establish the district. Requires corresponding adjustments in 2025 to reduce the distribution for each applicable civil taxing unit and school corporation in Floyd County, excluding the district, by an amount that equals the proportionate share of the amount of LIT received in 2024 of the combined distribution that would have been distributed to the Greenville FPD and the Lafayette

FPD in 2024, but for their elimination. Provides that funds accumulated from a Perry County special purpose tax rate to construct or improve the county jail after the redemption of bonds issued or final payment of lease rentals due under a lease shall be transferred to a county capital project fund to be used to finance capital projects within Perry County. (Current law specifies that such remaining funds are to be transferred to the county jail operations fund to be used for financing the maintenance and operations of the Perry County detention center.) Allows Grant County, under specified circumstances, to adopt an ordinance to impose a special purpose local income tax rate to fund and finance the construction of a county jail. Provides, for purposes of calculating distributions of the financial institutions tax to local taxing units, how to calculate distributions for a taxing unit that did not receive distributions in 2012 because the unit was subsequently established from the merger or consolidation of two or more taxing units that received distributions from the financial institutions tax fund in 2012. Provides, for purposes of calculating qualified distributions of the commercial motor vehicle excise tax to local taxing units, how to calculate base revenue distributions for a taxing unit that did not receive a base revenue distribution in 2001 because the taxing unit was subsequently established from the merger or consolidation of two or more taxing units that received base revenue distributions in 2001. Provides that, for purposes of determining the apportionment or distribution of the motor vehicle excise tax, that the county auditor may make adjustments to reflect the merger or consolidation of two or more taxing units. Authorizes Knox County to impose its innkeeper's tax at a rate of 8% (instead of 6% under current law). Provides that, if the tax rate is increased to more than 6%, the portion of the tax rate that exceeds 6% expires on December 31, 2045. Authorizes the city of Hammond to impose a food and beverage tax. Authorizes the town of Cicero to impose a food and beverage tax.

DIGEST OF HB 1122 (Updated February 26, 2024 4:26 pm - DI 140)

Underground facility protection. Amends the law governing demolitions and excavations in the area of underground facilities as follows: (1) Provides that for purposes of required notifications regarding excavation or demolition: (A) the time of receipt of a notice is the time as observed in Indianapolis ("prevailing time"); and (B) a "working day" is the period of time beginning at 7 a.m. and ending at 6 p.m. prevailing time. (2) Defines the "tolerance zone" of a physical plant for purposes of the clearance that must be maintained between the physical plant and an excavation or demolition. (3) Provides that the route or boundary of a proposed excavation or demolition may be marked by electronic means approved by the Indiana Underground Plant Protection Service (association). (4) Requires documentation of required actions through submission of electronic positive responses to the association. (5) Provides that: (A) notice of intent to conduct an excavation or demolition must be received by the association not more than 10 calendar days (rather than 20 calendar days, under current law) before the commencement of the work; and (B) a notice is considered received by the association at the prevailing time the association receives the notice from the person responsible for the excavation or demolition. (6) Provides that a notice of intent to conduct an excavation or demolition may specify a starting date and time of the excavation or demolition, which may not be later than 10 days after the time of the association's receipt of the notice, and that required notifications, communication, and marking with regard to

the excavation or demolition must be completed not later than: (A) the starting date and time specified in the notice, if the notice specifies a starting date and time; or (B) 7 a.m. prevailing time on the next working day that follows the elapse of two full working days after the association's receipt of the notice; whichever is later. (7) Provides that a notice of intent to conduct an excavation or demolition expires at 11:59 p.m. prevailing time 20 days after the date the notice is submitted to the association. (8) Requires that the association develop and implement guidelines to provide notice to an operator regarding the association's receipt of a notice of intent of: (A) an excavation or demolition; or (B) preliminary engineering studies or construction planning activities; at the prevailing time the association receives the notice of intent. (9) Requires a person responsible for an emergency excavation or demolition to provide notice to the association in the manner prescribed by the association. (Under current law, notice of an emergency excavation or demolition must be provided orally.) Makes technical corrections.

DIGEST OF HB 1123 (Updated February 26, 2024 4:29 pm - DI 140)

Child advocacy centers. Provides that the department of child services may use a child advocacy center to coordinate a multidisciplinary team for responding to reports involving child abuse or neglect. Requires the child advocacy center to: (1) coordinate a multidisciplinary team that consists of specified professionals; (2) ensure that the multidisciplinary team members have specified training; (3) provide a dedicated child-focused setting designed to provide a safe, comfortable, and neutral place for a forensic interview and other child advocacy center services; (4) use written protocols; (5) use a case tracking system to provide information on essential demographic and case information; and (6) verify that multidisciplinary team members responsible for providing medical evaluations and mental health services have specified training. Provides civil immunity for a child advocacy center's employees, volunteers, and board members under certain circumstances. Allows otherwise confidential information regarding an investigation of child abuse or neglect to be made available to a child advocacy center when the child advocacy center has before it an investigation of child abuse or neglect in which it is facilitating a forensic interview or facilitating a case discussion or case review.

DIGEST OF HB 1133 (Updated February 27, 2024 3:49 pm - DI 140)

Use of digitally altered media in elections. Defines "fabricated media" as any of the following: (1) An audio or visual recording of an individual's speech, appearance, or conduct that has been altered without the individual's consent such that: (A) the media conveys a materially inaccurate depiction of the individual's speech, appearance, or conduct as recorded in the unaltered recording; and (B) a reasonable person would be unable to recognize that the recording has been altered. (2) An artificially generated audio or visual imitation of an individual that: (A) has been created without the individual's consent; (B) is sufficiently lifelike that a reasonable person would be unable to distinguish the speech or appearance of the imitation from the speech or appearance of the individual; and (C) is used to convey a fictional depiction of the individual's speech, appearance, or conduct. (3) Audio or visual media depicting the speech, appearance, or conduct of an artificially generated person, the appearance or speech of which is not a

recognizable imitation of an identifiable individual. Requires certain election campaign communications that contain fabricated media to include a disclaimer. Allows a candidate depicted in fabricated media that does not include a required disclaimer to bring a civil action against specified persons.

DIGEST OF HB 1135 (Updated February 29, 2024 3:33 pm - DI 140)

Cosmetology apprenticeships. Provides that an individual who completes a United States Department of Labor registered apprenticeship program to practice cosmetology may take the cosmetologist licensure examination and, upon passage of the examination, practice as a cosmetologist.

DIGEST OF HB 1137 (Updated March 8, 2024 12:02 pm - DI 152)

Release for religious instruction. Requires a principal to allow a student to attend religious instruction conducted by certain entities following the principal's receipt of written notice from the student's parent.

DIGEST OF HB 1138 (Updated February 26, 2024 4:32 pm - DI 140)

Professional licensing matters. Removes references to a quality review in provisions relating to the licensing of accountants. Requires the Indiana board of accountancy (board) to adopt rules requiring the firm to allow the administering entity to provide access to the results of its most recently accepted peer review and other objective information to the board. Removes language requiring the administering entity to make a peer review report available to the oversight committee not more than 30 days after the issuance of the peer review report. Provides that the results of a peer review may be treated as a complaint submitted by the board. Removes language requiring the peer review committee issuing a report to cooperate with an investigation of a complaint. Allows the use of certain titles by an individual who is enrolled in or has graduated from a school or college of architecture or an accredited curriculum of landscape architecture. Specifies that the renewal of a professional geologist license after June 30, 2025, requires continuing education. Allows certain individuals to take various licensing examinations early if certain conditions are met. Increases the number of clinical or supervised hours certain individuals may obtain through virtual supervision.

DIGEST OF HB 1142 (Updated March 4, 2024 5:01 pm - DI 140)

Hoosier first responder medal of honor. Establishes the Hoosier first responder medal of honor (medal). Provides that the department of homeland security (department) may determine an Indiana first responder is eligible for the Hoosier first responder medal of honor if the Indiana first responder distinguishes themselves conspicuously by gallantry and intrepidity at the risk of the Indiana first responder's life above and beyond the call of duty while engaged in an act of public service. Provides that, upon approval of a nomination by the department, the department

shall notify the entity employing the Indiana first responder or for which the Indiana first responder volunteers of the nomination. Provides that the entity shall notify a member of the general assembly who represents the district in which the entity is located of the Indiana first responder's nomination. Provides that the member of the general assembly shall recommend the Indiana first responder for the medal to the governor. Provides that, if the department determines that an Indiana first responder nominated to the department does not meet the eligibility requirements to receive the medal, the department may make recommendations to the entity that employs the Indiana first responder or for which the Indiana first responder volunteers of other forms of recognition for the Indiana first responder. Provides that the governor may award the medal to the Indiana first responder or the Indiana first responder's next of kin at a public ceremony.

DIGEST OF HB 1143 (Updated February 26, 2024 4:32 pm - DI 140)

Disposal of firearms via trade for new equipment. Permits a law enforcement agency to dispose of certain confiscated firearms by trade with a licensed firearms dealer, a licensed firearm manufacturer, or another law enforcement agency in exchange for new firearms and other law enforcement equipment. Sets forth the recording and reporting requirements for the trade of firearms by a law enforcement agency.

DIGEST OF HB 1158 (Updated February 29, 2024 3:36 pm - DI 140)

County contracts. Provides that for counties other than Marion County, contracts entered into by the county (including contracts executed by county elected officers) must meet certain requirements. Allows the county executive to adopt an ordinance that delegates authority to other county elected officers and employees to approve contracts. Requires county elected officers to have certain contracts: (1) executed by the county executive; or (2) submitted for review by the county attorney and county executive. Provides that if the county attorney advises the county executive that a contract of a county elected officer does not comply with state law or the public purchasing or bidding laws, the county executive may disapprove the contract. Allows the county executive to void a contract if a county officer fails to comply with the review process.

DIGEST OF HB 1160 (Updated March 4, 2024 5:02 pm - DI 140)

Civil proceeding advance payment contracts and commercial litigation financing. Prevents a CPAP provider from making any decision, having any influence, or directing the consumer claimant or the consumer claimant's attorney with respect to the conduct of the underlying civil proceeding. Provides that a commercial litigation financier may not provide funding to a commercial litigation financing agreement that is financed by a foreign entity of concern. Prevents a party from sharing information subject to a court order to seal or protect that is received in the course of the civil proceeding with a commercial litigation financier. Provides that a commercial litigation financier may not make any decision, have any influence, or direct the plaintiff with respect to the underlying civil proceeding. Specifies that a commercial litigation

financing agreement is subject to discovery. Requires the plaintiff or the plaintiff's attorney to provide written notice of a commercial litigation financing agreement if the agreement is directly or indirectly financed by a foreign person.

DIGEST OF HB 1162 (Updated March 8, 2024 5:14 pm - DI 137)

Bureau of motor vehicles. Makes a technical correction regarding the calculation of a county's allocation from the motor vehicle highway account fund. Provides that a commercial driver's license and a commercial learner's permit may be issued as a mobile credential. Repeals language allowing the bureau of motor vehicles (bureau) to issue a driver's license or identification card to a person granted parole. Adds a wearable device that blocks, in whole or in part, the field of vision of the person wearing the device to the definition of a "telecommunications device". Clarifies that only handheld telecommunications devices may be used in conjunction with hands free or voice operated technology while operating a motor vehicle. Requires the bureau to state on each of its forms the law or rule making the form necessary. Prohibits the bureau from requiring a person to appear in person for the renewal of a registration for a collector vehicle, a historic vehicle license plate, or an authentic license plate from the model year of a collector vehicle. Allows an individual who is at least 18 years of age and holds a valid commercial driver's license to be issued a hazardous materials endorsement. Amends provisions regarding proof of a veteran's discharge from the armed forces or its reserves or the national guard. Changes the number of commercial vehicles that must be owned for the state department of revenue to issue a license plate for each commercial vehicle from 25 to five. Amends provisions requiring the bureau to provide notice to allow the bureau to provide notice electronically when the individual has indicated a preference for receiving electronic notices from the bureau. Provides that a driver's license or identification card expires upon the bureau receiving notice of the death of the holder. Allows an individual to electronically apply for the individual's driver's license or learner's permit to be converted into an identification card. Provides that the owner, lessor, or operator of a commercial motor vehicle or a person who leases or rents a commercial motor vehicle to another person is not civilly liable for a tort claim based on the failure to install optional equipment on a commercial motor vehicle unless certain circumstances exist. Deletes provisions allowing the bureau to suspend or revoke the registration of an individual convicted of certain crimes.

DIGEST OF HB 1163 (Updated February 20, 2024 2:46 pm - DI 140)

Certificates of public convenience and necessity. Provides that: (1) a rural electric membership corporation (REMC); (2) a nonprofit corporation that is an electric cooperative and that has at least one member that is an REMC; and (3) certain corporations resulting from a merger or consolidation of an REMC and a telephone cooperative corporation; are exempt from the requirement that a public utility obtain a certificate of public convenience and necessity before beginning the construction, purchase, or lease of certain facilities to be used for furnishing public utility service.

DIGEST OF HB 1179 (Updated March 5, 2024 12:15 pm - DI 140)

State educational institutions. Requires a state educational institution (institution) to disclose certain foreign gifts and contracts received or entered into after December 31, 2020. Requires the commission to establish and maintain a website for accessing information about disclosed gifts and contracts. Authorizes the commission to provide for an audit of an institution's use of a disclosed gift, or the proceeds of a disclosed contract, received or entered into after June 30, 2021, and before July 1, 2024. Authorizes the attorney general to bring a cause of action to enforce the disclosure statute. Requires the board of trustees of an institution to adopt a policy prohibiting the transfer, licensing, or sublicensing of intellectual property developed using the institution's resources to: (1) a business entity organized under the laws of a foreign adversary; (2) a business entity headquartered in a foreign adversary; or (3) a business entity or other entity, including a governmental entity, that is owned or controlled by citizens of, or is directly controlled by the government of, a foreign adversary. Requires the board of trustees of each institution to adopt a policy prohibiting an employee or contractor of the institution from making a public statement in the employee's or contractor's official capacity unless the statement: (1) relates to the operation of the institution, or to an institution sponsored event; or (2) has been approved by the board of trustees. Prohibits an institution from using state funds or resources to: (1) engage or contract with an individual associated with a foreign terrorist organization or a state sponsor of terror; or (2) support the activities of a foreign terrorist organization or a state sponsor of terror.

DIGEST OF HB 1181 (Updated March 4, 2024 5:04 pm - DI 140)

Horticultural matters. Provides that the state seed commissioner shall use certain federal agricultural seed and vegetable seed standards as the state germination standards and requirements for agricultural seeds and vegetable seeds. Makes conforming changes.

DIGEST OF HB 1182 (Updated February 20, 2024 2:50 pm - DI 140)

Regulation of controlled substances. Relocates requirements that the board of pharmacy must comply with when adopting interim rules declaring a substance a synthetic drug from the professional licensing law to the statutes governing administrative rulemaking. Makes certain changes to the lists of controlled substances.

DIGEST OF HB 1183 (Updated March 8, 2024 2:29 pm - DI 137)

Foreign ownership of land. Provides that, beginning July 1, 2024, a prohibited person may not purchase, lease, or acquire a parcel of real property that is: (1) located in Indiana; and (2) located within a 10 mile radius of a military installation; with certain exceptions. Provides that, beginning July 1, 2024, a prohibited person may not acquire or lease agricultural land or a mineral right or water or riparian right on agricultural land located in Indiana. Provides certain enforcement powers to the attorney general for a transfer of land in violation of the law.

DIGEST OF HB 1194 (Updated March 5, 2024 12:16 pm - DI 140)

State administration. Changes the name of the northwest Indiana law enforcement academy and the northwest Indiana law enforcement training center. Removes the research and information consortium from the composition of the Indiana criminal justice institute (institute). Provides that the board of trustees of the institute shall designate four subcommittees. Provides for the continued existence of the institute's division of victim services. Provides that the board of trustees for the criminal justice institute must approve certain official actions. Repeals a provision concerning certain joint applications for a particular federal grant. Allows the institute to refer a matter to the inspector general. Changes requirements for a state entity purchasing or leasing a vehicle. Allows for advances of certain grant funds administered by the institute to be awarded before July 1, 2025. Makes conforming changes.

DIGEST OF HB 1197 (Updated February 27, 2024 4:21 pm - DI 140)

Alcohol and tobacco commission. Allows the alcohol and tobacco commission (commission) to provide notices electronically. Allows the commission to issue 10 new three-way permits to the city of Noblesville, allowing the issuance of: (1) three new three-way permits in 2024; (2) three new three-way permits in 2025; and (3) four new three-way permits in 2026; with any permits not issued in a year allowed to be issued in a subsequent year. Allows the commission to issue two new three-way permits to the city of Delphi. Amends certain provisions regarding the sale of alcoholic beverages from a bar of a restaurant for on-premises consumption. Allows a designated smoking area on the outside patio or terrace of a hotel if: (1) the designated smoking area is delineated from the rest of the outside patio or terrace by a barrier that is at least 18 inches in height; (2) the designated smoking area is located at least 20 feet from any entrance to the hotel; and (3) individuals less than 21 years of age are not allowed in the designated smoking area. Repeals provisions related to beer gardens and patio alcohol service for certain premises. Exempts a food hall that: (1) contains not less than 10 distinct nonaffiliated food and beverage vendors; and (2) is located within a mixed use development or redevelopment project with a total investment of at least \$100,000,000; from certain requirements that apply to the issuance of a food hall master permit. Repeals a provision concerning residency requirements for beer wholesalers. Removes the requirement that a property tax clearance form provided to the alcohol and tobacco commission include an embossed seal from the county treasurer. Includes a craft manufacturer in the definition of a host permittee for purposes of a temporary craft manufacturer hospitality permit. Modifies the definition of "designated permittee" in relation to a designated refreshment area. Replaces references to the federal bureau of alcohol, tobacco, and explosives with the federal Alcohol and Tobacco Tax and Trade Bureau or its successor agency.

DIGEST OF HB 1199 (Updated February 29, 2024 3:13 pm - DI 140)

Economic enhancement district. Requires the legislative body to provide notice and conduct a public hearing before a proposed economic enhancement district may be established. Amends the definition of "economic enhancement project". Amends the required contents of an ordinance to

establish an economic enhancement district. Increases the number of members of an economic enhancement board from eight to nine and amends the composition of the board. Requires an economic enhancement district to expire not later than 10 years from the date of the adoption of an ordinance. Repeals a provision that allows an economic enhancement district to be extended. Requires that an ordinance establishing an economic enhancement district must be adopted on or before December 31, 2024. Provides that if the legislative body of a city has adopted an ordinance to establish an economic enhancement district before the effective date of this bill, that ordinance shall be void, but may be revised and reenacted by the legislative body by the adoption of a new ordinance, which must comply with the provisions added in the bill. Makes a technical correction.

DIGEST OF HB 1203 (Updated February 20, 2024 2:54 pm - DI 140)

Xylazine. Makes possession of xylazine a Class A misdemeanor, and increases the penalty to a Level 6 felony if the person has a prior xylazine related conviction. Makes dealing in xylazine a Level 5 felony, and increases the penalty to a Level 4 felony if the person has a prior xylazine related conviction. Exempts certain persons using, distributing, or manufacturing xylazine for veterinary purposes.

DIGEST OF HB 1204 (Updated March 4, 2024 5:05 pm - DI 140)

Publication of public notices. Allows a political subdivision to publish notice in the print or electronic edition of a newspaper or locality newspaper that issues a print edition not more than three times a week. Allows, if a newspaper or locality newspaper issues a print edition not more than two times a week, a political subdivision to publish notice: (1) in the print edition or on the newspaper or locality newspaper's website; or (2) if the newspaper or locality newspaper does not have a website, in the print edition or the political subdivision's official website. Allows a notice regarding the sale of certain tracts of real property by a political subdivision to be published solely on the official website of the political subdivision. Provides that if the assessed value of a tract is less than \$10,000, based on the most recent assessment of the tract or of the tract of which it was a part before it was acquired, the disposing agent or redevelopment commission is not required to have the tract appraised.

DIGEST OF HB 1205 (Updated February 20, 2024 2:57 pm - DI 140)

Mental health standards and reporting. Requires the secretary of family and social services to provide that the standards for services provided by recovery community organizations for behavioral health recovery, when used as a recovery community organization, be certified through a certain entity and meet other standards established by the division of mental health and addiction. Specifies information that must be reported by a community mental health center as part of the community mental health center's annual report.

DIGEST OF HB 1206 (Updated February 20, 2024 2:57 pm - DI 140)

Voting by small water and wastewater utilities. Amends as follows the statute setting forth the procedures by which certain small water or wastewater utilities may withdraw from and return to the jurisdiction of the Indiana utility regulatory commission (IURC): (1) Specifies that a sewage disposal company that is subject to the jurisdiction of the IURC for having been issued more than one enforcement order from the department of environmental management (department) may not seek to withdraw from the IURC's jurisdiction during the rate regulation period prescribed in the statute setting forth various requirements with respect to wastewater utilities that have been issued one or more enforcement orders by the department. (2) Authorizes a member or shareholder of the utility to cast a vote by secret absentee ballot on the question of the IURC's jurisdiction over the utility. (3) Provides that notice of the meeting on the question of the IURC's jurisdiction over the utility must be sent not less than 45 days (instead of 30 days, under current law) before the meeting and must include: (A) instructions regarding how a member or shareholder who wishes to cast a vote by absentee ballot may request an absentee ballot; (B) a statement that a request for an absentee ballot precludes a member or shareholder from voting in person at the meeting held on the question of withdrawal from the IURC's jurisdiction; (C) instructions for returning or delivering an absentee ballot; and (D) the deadline for returning an absentee ballot, which must be: (i) not earlier than 10 calendar days; and (ii) not later than five calendar days; before the meeting on the question, along with information as to when an absentee ballot will be considered received by the board. (4) Provides that the 5% quorum required for members or shareholders to transact business and to take official action regarding the question of the IURC's jurisdiction over the utility includes votes cast by absentee ballot. (5) Provides that if: (A) a utility successfully withdraws from the IURC's jurisdiction; (B) after the withdrawal, a referendum is held on the question of the utility returning to the IURC's jurisdiction; and (C) less than a majority of the votes cast are in favor of returning to the IURC's jurisdiction; another referendum on the question of returning to the IURC's jurisdiction may not be conducted for two years (instead of four years, under current law) following the date of the meeting at which the vote is conducted. (6) Makes conforming changes.

DIGEST OF HB 1209 (Updated February 27, 2024 4:21 pm - DI 140)

Rule against perpetuities. Adds provisions regarding a second power of appointment. Extends the period of time for which certain nonvested property interests are valid from 90 years to 360 years after the interest is created. Extends the period of time for which certain powers of appointment are valid under specified conditions from 90 years to 360 years. Makes conforming changes.

DIGEST OF HB 1216 (Updated March 5, 2024 12:16 pm - DI 140)

Medicaid reimbursement for certain detainees. Removes provisions in current law specifying that services provided to an individual while the individual is committed to a facility for mental health services are medically necessary when provided in accordance with generally accepted clinical care guidelines. Requires Medicaid reimbursement for Medicaid covered services provided to a Medicaid recipient while the individual is detained to a facility for mental health services. Sunsets this provision on June 30, 2025. Requires, on or before February 1, 2025, the

office of the secretary of family and social services to report to the budget committee certain information for Medicaid claims data ranging from July 1, 2024, to December 31, 2024. Amends the requirements for an application for detention.

DIGEST OF HB 1222 (Updated February 27, 2024 4:21 pm - DI 140)

Residential real estate service agreements. Defines a "residential real estate service agreement" as an agreement: (1) under which a service provider agrees to provide one or more services: (A) in connection with the maintenance, purchase, or sale of residential real estate; and (B) that are not to be performed in their entirety within one year after the agreement is entered into; and (2) that: (A) purports to run with the land or to be binding on future owners; (B) allows for the assignment of the right to provide one or more of the services under the agreement without the consent of the owner of the residential real estate; or (C) purports to create a lien or an encumbrance on, or a security interest in, the residential real estate. Provides that a residential real estate service agreement that is entered into after March 14, 2024, is void and unenforceable. Prohibits a person from recording after March 14, 2024, a residential real estate service agreement in Indiana, regardless of when the residential real estate service agreement is entered into. Provides that a county recorder, or an employee of a county recorder, who records a residential real estate service agreement that is presented to the county recorder's office for recording is not civilly liable under the bill's provisions, regardless of when the recording occurs. Provides that if a residential real estate service agreement (agreement) is recorded in Indiana after March 14, 2024, any person with an interest in the residential real estate that is the subject of the agreement may: (1) apply to a court in the county in which the agreement is recorded for a declaratory judgment declaring the agreement unenforceable; and (2) recover the person's actual damages against any service provider that: (A) is a party to the agreement; and (B) recorded, or caused to be recorded, the agreement. Provides that a service provider that: (1) enters into a residential real estate service agreement with any person; or (2) records, or causes to be recorded, a residential real estate service agreement in Indiana; after March 14, 2024, commits a deceptive act that is subject to the remedies and penalties under the deceptive consumer sales act (act), including an action by the attorney general under the act. Provides that the bill's provisions do not apply to: (1) a residential real estate service agreement entered into before March 15, 2024 (except as otherwise provided in the bill); or (2) certain specified products, contracts, rights, agreements, services, or liens.

DIGEST OF HB 1231 (Updated February 26, 2024 4:35 pm - DI 140)

Service of safety orders and penalty assessments. Permits the commissioner of labor or the commissioner's representative to serve safety orders or penalty assessments by electronic mail. Expands where the commissioner of labor or the commissioner's representative may serve physical copies of safety orders or penalty assessments.

DIGEST OF HB 1233 (Updated February 20, 2024 3:16 pm - DI 140)

Robotics competition program. Amends the robotics competition program (program) definition of "allowable expenses" to allow a robotics competition team to use grant funds on expenses associated with a robotics competition. (Current law allows expenditures for expenses associated with attendance at a robotics competition.) Amends the program definition of "eligible school" to include a nonpublic school accredited by a national or regional accreditation agency that is recognized by the state board of education. Amends the program definition of "eligible team" to include a community based robotics competition team. Requires the department of education (department) to consider the number of participants when developing a guideline to award grants. Requires the department to award grants for each school year not later than August 1 of the applicable school year. Specifies that the program and any participation by a team mentor and team coach in the program is not subject to collective bargaining.

DIGEST OF HB 1235 (Updated February 27, 2024 5:48 pm - DI 140)

Prohibited causes of action concerning firearms. Provides that only the state of Indiana may bring or maintain an action by or on behalf of a political subdivision against a firearm or ammunition manufacturer, trade association, seller, or dealer, concerning certain matters. Prohibits a political subdivision from otherwise independently bringing or maintaining such an action. Specifies exceptions.

DIGEST OF HB 1238 (Updated February 29, 2024 3:38 pm - DI 140)

Competency evaluation. Requires the division of mental health and addiction to establish a training program to certify a competency evaluator to assist a court in determining competency. Provides that certain licensed individuals may examine a defendant and testify as to whether the defendant can understand the criminal proceedings and assist in the preparation of the defendant's defense. Allows a court to dismiss criminal charges, without prejudice if the defendant has a certain diagnosis and the defendant is charged with a misdemeanor or Level 6 felony. Makes conforming changes.

DIGEST OF HB 1240 (Updated March 5, 2024 12:16 pm - DI 140)

Criminal law issues. Makes numerous changes to the criminal law, including: (1) changing references from "county prosecuting attorney" to "prosecuting attorney"; (2) specifying the membership of county school safety commissions; (3) removing and replacing the organized theft statute; (4) increasing the penalty for fraud and battery under certain circumstances; and (5) defining "abusive head trauma" and permitting it to be used as an aggravating circumstance. Makes unlawful carrying of a handgun by a child a waivable offense. Specifies that "telephone sales call" includes certain types of electronically transmitted information. Makes certain other changes for consistency.

DIGEST OF HB 1242 (Updated March 5, 2024 12:16 pm - DI 140)

Excess liability trust fund. Allows the department of environmental management (IDEM) to pay an excess liability trust fund claim to replace an underground petroleum storage tank being decommissioned and replaced with an underground or aboveground petroleum storage tank. Provides that remaining funds that have not been allocated at the end of the fiscal year shall roll over to the next year and be used to decommission and replace underground petroleum storage tanks.

DIGEST OF HB 1243 (Updated March 8, 2024 9:17 pm - DI 110)

Various education matters. Makes various changes to the education law concerning the following: (1) Indiana diploma requirements and designations and satisfying certain course requirements by obtaining a diploma. (2) The criteria to receive a waiver from postsecondary readiness competency requirements. (3) The minimum number of alternate diplomas that may be counted in determining a school's or school corporation's graduation rate. (4) Use of the terms "statewide assessment program" and "statewide summative assessment". (5) The responsibilities of the state advisory council on the education of children with disabilities. (6) The criteria an individual must meet to participate in the Indiana high school equivalency diploma program. Establishes notice and posting requirements regarding school corporations that fail to meet: (1) certain expenditure requirements regarding full-time teacher salaries; or (2) the percentage of state tuition support that must be expended on teacher compensation. Provides that the amount a school corporation expends on teacher compensation shall also include amounts the school corporation expends on certain dropout recovery education services. Provides that state tuition support for certain virtual students is not included in determining the amount a school corporation expends on teacher compensation. Requires the following: (1) Each public high school to offer, after June 30, 2028, at least once each school year at least one computer science course as a separate subject in the public high school's curriculum. (2) The department of education (department), in revising and updating academic standards, to consider integrating: (A) computer science; and (B) data literacy and data science; standards into a subject area being revised. (3) Beginning with the cohort of students who are expected to graduate from a public school or a state accredited nonpublic school in 2029, a student to successfully complete instruction on computer science as a separate subject before the student may graduate. (4) Each public school to participate in an annual statewide survey concerning school fees charged to students or parents to be eligible to receive a distribution from the curricular materials fund. (5) The department to develop proposals to align diploma waiver statutes with new diploma requirements. (6) Charter schools to post certain information. Provides that the state board of education (state board) may allow a computer science course to satisfy one or more diploma course requirements. Removes provisions regarding the application and waiver of requirements concerning: (1) certain expenditure requirements regarding full-time teacher salaries; and (2) the percentage of state tuition support that must be used for teacher compensation. Removes provisions that have expired concerning high school graduation requirements and graduation waivers. Removes language concerning the disqualification of certain students for state scholarships, grants, or assistance administered by the commission for higher education and provides that a student may not receive or use any state scholarships, grants, or assistance

administered by the commission for certain noncredit-bearing, nondegree seeking courses. Amends the expiration date for the high school equivalency pilot program to June 30, 2026. (The current expiration date is June 30, 2024.) Allows school corporations to provide certain notices regarding expulsion meetings by electronic mail. Provides each school corporation, charter school, and state accredited nonpublic school shall include in its curriculum for students enrolled in grade 8, 9, 10, 11, or 12 (instead of all high school students) instruction concerning personal financial responsibility. Provides that a literacy achievement grant is not subject to collective bargaining. Provides that a school corporation may include instruction regarding Internet safety in the school corporation's curriculum. Requires the department to approve previously developed age appropriate curricula concerning Internet safety not later than July 1, 2025. Requires the office of management and budget to establish a kindergarten through grade 12 data governance team. Establishes the duties of the data governance team, including the submission of a report to the legislative council. Requires, not later than July 1, 2024, the department to: (1) establish an online, self-paced professional development module with regard to mathematics; (2) develop math descriptions correlated to proficiency level descriptors to track proficiency at the student level; (3) create and identify dedicated math resources to assist with intervention and enrichment opportunities and instructional strategies; and (4) post the resources on the department's website. Requires, not later than December 1, 2024, the department to submit a plan to the legislative council that includes: (1) strategies for the early identification of students who are at risk of not meeting grade level proficiency in mathematics; and (2) recommendations for high quality intervention policies for mathematics. Defines "literacy coach" and requires literacy coaches to prioritize certain duties. Provides for the availability of certain grants for literacy coaches. Establishes certain restrictions and requirements regarding visiting teacher licenses. Requires the department and the commission for higher education, in conjunction with the state board, to partner with teacher preparation programs to receive an outside evaluation of teacher preparation reading instruction programs. Requires the department to develop guidelines regarding the use of curriculum or content that prepares elementary school teacher candidates in math instruction. Provides that a student's latest statewide assessment program test results are included on the student's transcript upon request of the student. Provides that successful completion of an International Baccalaureate diploma program course (course) shall count for high school credit. Provides that any rule adopted by the state board or the department concerning certain diplomas must provide that successful completion of a course is credited toward fulfilling the requirements of certain diplomas. Provides that high school students who have taken a course examination and received a score of four or higher on the examination are entitled to postsecondary academic credit at state educational institutions under certain conditions. Amends the requirements to receive a literacy endorsement. Requires the governing body of each school corporation to have a policy regarding the participation of habitually truant students in extracurricular and co-curricular activities.

DIGEST OF HB 1258 (Updated March 8, 2024 11:59 am - DI 147)

Food regulation. For provisions governing home based food products, repeals the term

"potentially hazardous food product" and defines "time temperature control for safety food". Requires a local health department to: (1) issue a mobile retail food establishment permit and inspect a mobile retail food establishment in accordance with administrative rules adopted by the Indiana department of health (state department); and (2) establish an annual permit fee not to exceed \$200. Requires a local health department, not later than January 1, 2025, to begin: (1) receiving applications for mobile retail food establishments; (2) collecting annual permit fees; (3) issuing mobile retail food establishment permits; and (4) conducting inspections of mobile retail food establishments. Prohibits, beginning January 1, 2025, a person from operating a mobile retail food establishment without a mobile retail food establishment permit from the local health department. Provides that a local health department may not adopt standards concerning mobile retail food establishments that are more stringent than the rules adopted by the state department.

DIGEST OF HB 1259 (Updated March 8, 2024 5:25 pm - DI 104)

Health care matters. Establishes the therapeutic psilocybin research fund, administered by the division of mental health and addiction, to provide financial assistance to research institutions in Indiana to study the use of psilocybin to treat mental health and other medical conditions. Sets forth clinical study requirements. Requires a research institution that receives a grant to conduct a clinical study to prepare and submit a report to the interim study committee on public health, behavioral health, and human services, the Indiana department of health, and the division of mental health and addiction. Allows, rather than requires, the Indiana department of health to grant an extension to the hospital for the filing of certain reports. Removes the requirement that a clinical preceptor must have at least 18 months of experience as a licensed nurse. Allows the majority of nursing program faculty to be part-time employees of an approved postsecondary educational institution or a hospital that conducts the nursing program. Allows the holder of a student permit issued by the respiratory care committee to perform certain respiratory care procedures on certain child patients. Provides that an individual who previously was employed to provide supervised surgical assistance in a health care facility may provide surgical assistance in a health care facility. Requires a contract with a third party administrator, pharmacy benefit manager, or prepaid health care delivery plan to provide that the plan sponsor has ownership of the claims data. Allows a contract holder to request an audit of a pharmacy benefit manager one time per calendar year and not earlier than six months after a previously requested audit. Allows a plan sponsor that contracts with a third party administrator, the office of the secretary of family and social services that contracts with a managed care organization to provide services to a Medicaid recipient, or the state personnel department that contracts with a prepaid health care delivery plan to provide group health coverage for state employees to request an audit one time in a calendar year and not earlier than six months after a previously requested audit. Sets forth requirements concerning an audit. Voids a provision in the Indiana Administrative Code relating to physician referrals for acupuncture services.

DIGEST OF HB 1264 (Updated February 29, 2024 4:28 pm - DI 140)

Election security. Provides that a political subdivision that conducts or administers an election

may not join the membership of, or participate in a program offered by, a person who has directly financed certain elections activities. Specifies proof of residency requirements that apply to certain individuals who register to vote in person at a registration agency. Makes conforming amendments to provisions that concern proof of residency requirements that apply to certain individuals who register to vote by mail. Requires the statewide voter registration system (SVRS) to contain a feature that identifies voter registrations that list a potential nonresidential address. Specifies a process that a county voter registration official must follow if this feature identifies a voter registration that lists a potential nonresidential address. Allows the secretary of state to contract with a company to receive commercially available data. Requires the National Voter Registration Act (NVRA) official or a contractor to use this information to identify a voter whose residence may have changed. Requires the NVRA official to compare the SVRS with the bureau of motor vehicles list of temporary credentials. Specifies a process that must be followed if evidence exists that a registered voter is not a citizen of the United States. Requires the state to provide to each county voter registration office information concerning a voter who is disqualified or potentially disqualified as a prospective juror from jury service because the voter is not a United States citizen. Specifies the actions a county voter registration office must take concerning certain juror information. Provides that a voter shall mark the voter's political party ballot selection on the electronic poll book instead of communicating the selection to the poll clerks. Requires an electronic poll book to permit reports to be electronically transmitted by the county election board to a political party or independent candidate who is eligible to appoint a watcher. (Current law applies this requirement to a political party or independent candidate who has appointed a watcher.)

DIGEST OF HB 1265 (Updated March 8, 2024 1:50 pm - DI 140)

Various elections matters. Defines "candidate" for the purpose of provisions concerning early and late candidate vacancies. Modifies the definition of "chute". Defines "scantron" and provides that a scantron complies with certain absentee ballot endorsement requirements if it is endorsed with the initials of certain individuals. Allows a circuit court clerk, voter registration official, or county election board to make certain filings by fax or electronic mail. Extends the: (1) expiration date of a provision concerning local redistricting; and (2) deadline for a redistricting authority to take specified actions. Requires the county election board of a county that is not designated as a vote center county to establish a plan that specifies the method and timing of providing absentee reports to persons who are entitled to receive the reports. Specifies that a nondiscriminatory uniform policy concerning certain voter registration information must apply to all records maintained in the computerized list, including election administration records and absentee activity reports. Requires the NVRA official to conduct, at least once each calendar year, a review and identification of particular voter registration records. Specifies that a provision concerning the delivery, retention, confidentiality, and disposal of election materials does not prohibit county election officials from performing a duty under statutes concerning provisional voting. Exempts a political party office on a primary ballot from the ballot arrangement requirement that all candidates for the same office appear on the same page or screen. Permits certain persons credentialed by the Indiana protection and advocacy services commission to be in

the polls during an election. Allows a county election board that adopted a resolution for a primary election allowing absentee voting at satellite offices to amend the resolution, by unanimous vote, to modify, for the subsequent general or municipal election, the locations and hours of the satellite offices. Requires each member of an absentee voter board to sign and print the member's name on a voter's affidavit after the voter has signed and dated the affidavit. Allows a vote center plan amendment to be filed with the election division by fax or electronic mail. Modifies provisions applicable to the notice that must be sent to a voter when a signature mismatch has occurred. Allows a voter to deliver a signature verification affidavit signed by the voter to an absentee voter board at a circuit court clerk's office or satellite location during the period of early voting. Provides that the county election board or board of elections and registration shall not reject an absentee ballot with a missing security envelope signature in certain circumstances if the voter delivers an affidavit of unsigned ballot that is signed by the voter to an absentee voter board at a circuit court clerk's office or satellite location during the period of early voting. Specifies certain employment provisions that apply when a county election board appoints a member of an absentee voter board, absentee ballot counter team, or courier team. Specifies the deadline that applies to fill certain candidate vacancies when the vacancy is due to the successful challenge of a candidate in a judicial proceeding. Prohibits the appointment of a particular person to fill a vacancy by a political party that differs from the party with which the person affiliated when the person was defeated in a primary election or a town or state convention. Specifies the circumstances that create a late candidate vacancy. Extends certain early candidate vacancy provisions to apply to late candidate vacancies. Requires that action to fill a late candidate vacancy be taken not later than 6 a.m. on election day. Modifies a provision concerning the delivery and retention of affidavits. Permits the bureau of motor vehicles to disclose certain identifying information for voter registration and election purposes under certain laws. Prescribes the ballot language for the proposed constitutional amendment that would remove the state superintendent of public instruction from the line of succession to the governor. Makes conforming amendments.

DIGEST OF HB 1274 (Updated March 4, 2024 5:06 pm - DI 140)

Indiana semiquincentennial license plate. Provides for a semiquincentennial license plate. Establishes the semiquincentennial trust fund.

DIGEST OF HB 1276 (Updated March 4, 2024 5:08 pm - DI 140)

Notice of a public hearing or meeting. Provides that the commissioner of the department of environmental management (department) may, not later than 10 days after the last day of a public comment period, decide to hold a public hearing or meeting before the issuance or denial of a permit. Requires the department to provide notice if a public hearing or meeting will be held.

DIGEST OF HB 1277 (Updated February 29, 2024 4:28 pm - DI 140)

State administration of federal BEAD program. Specifies that the existing Indiana statute

concerning the awarding of grants by the office of community and rural affairs for certain eligible broadband projects does not apply to subgrants awarded by the Indiana broadband office (office) under the federal Broadband Equity, Access, and Deployment (BEAD) Program (program). Establishes a new Indiana Code chapter governing the administration of the program by the office. Requires the office to administer the program in Indiana in compliance with all mandatory provisions set forth in: (1) the federal Infrastructure Investment and Jobs Act (Act); and (2) the BEAD Notice of Funding Opportunity (BEAD NOFO); with respect to the program. Provides that before awarding a subgrant to an eligible broadband service provider during any round of funding under the program, the office shall submit to the budget committee for review the proposed amount and terms of the subgrant. Provides that in awarding subgrants for the deployment of a broadband network using program funds, the office may not exclude cooperatives, nonprofit organizations, public-private partnerships, private companies, public or private utilities, public utility districts, or local governments from eligibility for those funds, as set forth in the Act. Provides that the final proposal submitted by the office to the National Telecommunications Information Administration (NTIA) with respect to the program must include the specifications for the required low cost broadband service option that are set forth in the office's initial proposal, as submitted to and approved by NTIA.

DIGEST OF HB 1278 (Updated February 29, 2024 4:31 pm - DI 140)

IURC and office of energy development matters. Repeals the Indiana Code provisions concerning the following obsolete programs and funds administered by the Indiana office of energy development (office): (1) The alternative fuel fueling station grant program. (2) The alternative fuel vehicle grant program for local units. (3) The Indiana coal research grant fund. (4) The office of alternative energy incentives. (5) The alternative energy incentive fund. (6) The center for coal technology research. Makes conforming amendments to other sections of the Indiana Code that reference the repealed provisions. Repeals, in the Indiana Code chapter governing the Indiana recycling market development board (board), a provision that authorizes the office to establish and administer a revolving loan program to make low interest loans for energy efficiency or recycling market development projects. Relocates that provision to the Indiana Code chapter governing the office and removes from the provision language authorizing the office to consult with the board in establishing and administering the program. Provides that, notwithstanding the statutory requirements for a local unit to be certified as a commercial solar energy ready community or a wind energy ready community, the commercial solar and wind energy ready communities development center may make a reasonable determination to certify a unit as a commercial solar energy ready community or a wind energy ready community if the unit: (1) has adopted a commercial solar or wind power regulation and the unit's regulation does not: (A) materially differ from applicable industry or regulatory standards; or (B) otherwise materially affect the ability of a project owner to develop a commercial solar project or wind power project in the unit; or (2) has other clear standards for the construction, installation, siting, modification, operation, or decommissioning of commercial solar or wind power systems and the unit's clear standards meet specified requirements. Amends the Indiana Code section concerning a rate case in which a utility seeks an increase in revenues exceeding \$2,500,000, and with

respect to which a public hearing is required, to provide that the Indiana utility regulatory commission (IURC) shall conduct at least one public hearing in one of the following, as determined by the IURC: (1) The largest municipality located within the utility's service area. (2) The municipality containing the largest number of customers served by the utility. (3) The county containing the largest number of customers served by the utility. (Current law requires the IURC to conduct the public hearing in the largest municipality located within the utility's service area.) Makes a corresponding change to the statute concerning rural electric membership corporations. Repeals a provision in the statute concerning incentives for clean energy projects that requires eligible businesses under the statute to file with the lieutenant governor a monthly report concerning purchases of: (1) Illinois Basin coal for energy production or generation; and (2) fuel or energy produced by a coal gasification facility or by a nuclear energy production or generating facility.

DIGEST OF HB 1284 (Updated February 20, 2024 3:47 pm - DI 140)

Deposit account agreements. Provides that a deposit account agreement between a depository financial institution and a depositor may be changed or amended from time to time, subject to the terms of the deposit account agreement. Provides that a depositor's continued maintenance of a deposit account after the effective date of any change or amendment to the deposit account agreement, as described in a written notice from the depository financial institution, constitutes prima facie evidence of the depositor's intent to accept the change or amendment.

DIGEST OF HB 1302 (Updated February 26, 2024 4:43 pm - DI 140)

Emergency medical services. Provides that not later than July 15, 2024, the county executive shall provide the department of homeland security (department) certain information relating to each emergency medical services (EMS) provider in the county. Provides that not later than August 15, 2024, the department, in consultation with the Indiana emergency medical services commission, shall prepare and submit a report to the general assembly relating to the provision of EMS. Urges the legislative council to assign to the appropriate study committee the topic of improving the provision of EMS throughout Indiana.

DIGEST OF HB 1306 (Updated February 20, 2024 3:47 pm - DI 140)

Live transmission and archiving of IURC meetings. Exempts the Indiana utility regulatory commission (IURC) from providing a live transmission of hearings regarding which a stenographic record is required to be made and kept by statute. Adds language to the chapter in the Indiana Code governing the IURC to require the IURC to provide on a publicly accessible platform a live transmission of any IURC proceeding that will include: (1) an examination of witnesses; (2) a nonprocedural discussion between one or more parties to the proceeding; (3) questions from one or more of the commissioners regarding the substance of the case; or (4) a contested procedural matter. Requires the IURC to issue a general administrative order to implement a policy that governs the live transmission of IURC proceedings and that includes

processes: (1) by which members of the public may request and access the live transmission of an IURC proceeding; and (2) for archiving the live transmission of an IURC proceeding.

DIGEST OF HB 1310 (Updated February 26, 2024 4:51 pm - DI 140)

Children in need of services. Provides that if a child has been removed from the child's parent for at least 12 of the most recent 22 months at the time of a periodic case review, the child's permanency plan must include at least one intended permanent or long term arrangement for care and custody of the child other than reunification of the child with the child's parent, guardian, or custodian. Provides that concurrent planning must be implemented if the child has been removed from the child's parent for at least 12 of the most recent 22 months at the time of a permanency hearing. Provides that the department may not: (1) take adverse action against a foster parent's license; or (2) remove a child from the home of a foster parent, relative of the child, or de facto custodian; on the basis of the foster parent, relative, or de facto custodian filing a notice with the court that a petition is required to be filed, but has not been filed, to terminate the parent-child relationship with regard to the child.

DIGEST OF HB 1320 (Updated March 4, 2024 5:13 pm - DI 140)

Building regulation. Defines, for purposes of the unsafe building law, a "building or structure". Increases from \$10,000 to \$25,000 the estimated cost of work required by an order of a unit's enforcement authority which the unit's enforcement authority may perform using its own workers and equipment. Provides, with certain exceptions, that a governmental body may not regulate or restrict, by regulation or otherwise, the continued residential use of a mobile home, a manufactured home, or an industrialized residential within a mobile home community based on certain characteristics of the structure. Provides that a mobile home, manufactured home, or industrialized residential structure on private property constituting a legal, nonconforming use, may not be replaced with a mobile home, manufactured home, or industrialized residential structure that is older or smaller than the legal, nonconforming structure being replaced. Makes certain changes to local planning and zoning standards and requirements relating to manufactured homes.

DIGEST OF HB 1328 (Updated February 29, 2024 4:32 pm - DI 140)

Department of local government finance. Provides that a county fiscal body may provide a stipend, not to exceed \$2,500, to a circuit court clerk that serves as a voter registration officer each year in which a general election is held. Requires a political subdivision to upload to the Indiana transparency website any contract: (1) related to the provision of fire services or emergency medical services; or (2) entered into with another unit or entity that provides fire services or emergency medical services. Requires a political subdivision to annually attest that the political subdivision uploaded any contract related to the provision of fire services or emergency medical services as a part of the political subdivision budgeting process and specifies the consequence for failure to satisfy the attestation requirement. Provides that for purposes of

public purchasing, the term "public funds" does not include proceeds of bonds payable exclusively by, or used by, a private entity. Provides a 15% procurement price preference to a business offering to provide supplies or services under a contract awarded by a state agency to a business that provides "specialized employee services" to its employees. Extends the duration of an entrepreneur and enterprise district (district) to the later of: (1) December 31, 2029 (rather than December 31, 2024); or (2) five years after the date the district is designated. Amends provisions of a statute pertaining to the assessment of rental property. Requires the department of local government finance (department) to notify the county assessor of the department's tentative assessment, or information related to tentative valuation changes, of a utility company's distributable property not later than June 1. Reinstates a provision that was repealed in SEA 325-2023 (P.L.182-2023) that includes as a "homestead" property that is an individual's principal place of residence, is located in Indiana, and is owned by an entity, if the individual is a shareholder, partner, or member of the entity that owns the property. Requires a county auditor to submit an amended certified statement of the assessed value for the ensuing year to the department by the later of: (1) September 1; or (2) 15 days after the certified statement is submitted to the department. Requires the proper officers of a political subdivision that desire to appropriate more money for a particular year than the amount prescribed in the budget for that year as finally determined to hold a public hearing after submitting information regarding the proposed additional appropriation to the department's computer gateway. Provides for a maximum property tax levy increase for Knox Township in Jay County. Prohibits certain civil taxing units that determine they cannot carry out their governmental functions for an ensuing calendar year under various levy limitations from submitting an appeal unless the civil taxing unit receives approval from the appropriate fiscal body to submit the appeal. Similarly prohibits a participating unit of a fire protection territory from submitting an appeal unless each participating unit of the fire protection territory has adopted a resolution approving submission of the appeal. Requires the department, regarding the referendum process for bonds or leases for certain projects, to certify its approval or recommendations to the county auditor and the county election board not more than 10 days after both the required certification of the county auditor and the language of the public question are submitted to the department for review. Provides for the staggering of terms for property tax assessment board of appeals members. Provides that if the department determines that certified computer software or a certified provider is not in compliance with certain specifications or standards or the rules of the department, the department may request that the provider develop a corrective action plan. Provides that a contract with a computer provider under a corrective action plan is not void unless the department: (1) determines that the provider has failed to substantially correct the noncompliance; and (2) revokes the provider's certification. Establishes corrective action plan provisions for noncompliant computer providers. Provides the amount of the additional penalty added to taxes payable if a person fails to file a personal property return within 30 days after the due date. Amends a provision regarding the local income tax rate for local costs of the state judicial system in the county. Requires the department to approve a lower levy freeze tax rate if it finds that the lower rate, in addition to: (1) the supplemental distribution as determined in an adopted resolution; and (2) the amount in certain repealed stabilization funds, as applicable; would fund the levy freeze dollar amount. Provides that certain acute care hospitals may apply to the division

of mental health and addiction for certification as a community mental health center. Requires the division of mental health and addiction to review applications for certification as a community mental health center: (1) to ensure an applicant meets certain standards; and (2) without consideration for previously established exclusive geographic primary service restrictions. Requires the department to send its decision regarding referendum language to the governing body of a school corporation not more than 10 days after: (1) the certification of the county auditor; and (2) the resolution is submitted to the department. Provides that, for purposes of the transportation levy component of an operations fund property tax levy, a school corporation, whose budget for the upcoming year is subject to review by a fiscal body, may not submit an appeal to the department unless the school corporation receives approval from the fiscal body. Provides that a county fiscal body may establish a salary schedule that includes a stipend, not to exceed \$2,500 in a year, to be paid to the county auditor for duties when warranted as determined by the county fiscal body. Requires a county recorder to provide the owner of a farm with: (1) a copy of the recorded document that contains the name of the owner's farm; and (2) documentation of a description of the land to which the name of the farm applies. Provides that for a county having a United States government military base that is scheduled for closing, the expiration date of the allocation area may be extended for the purposes of paying certain expenses. Repeals a provision that prohibits a local unit from amending the boundaries of an economic improvement district (EID). Instead, allows a local unit to amend the boundaries of an EID only if an owner of real property wishes to include the owner's real property in the EID and voluntarily enters into a written agreement with the legislative body of the local unit in which the owner requests and consents to increasing the boundaries of the EID to include the owner's real property. Specifies that, for real property subject to such a written agreement that is subsequently sold to a new owner, the new owner of that real property may opt out of the prior owner's agreement. Provides that no ordinance or safety board action to fix compensation may provide for any increase in the compensation of any member of a police department or fire department, or any other appointee, from the prior budget year if the city has not fixed a budget, tax rate, and tax levy for the ensuing budget year. Allows a qualified taxpayer to file a property tax exemption application before September 1, 2024, for eligible property for assessment dates beginning within assessment dates occurring within the six years prior to the assessment date at issue. Provides that if a qualified taxpayer files a property tax exemption application for eligible property: (1) the property tax exemption for the eligible property is allowed and granted for the applicable assessment date by the county assessor and county auditor of the county in which the eligible property is located; and (2) the qualified taxpayer is not required to pay any property taxes, penalties, interest, or tax sale reimbursement expenses with respect to the eligible property for the applicable assessment date. Provides that, to the extent the qualified taxpayer has paid any property taxes, penalties, or interest with respect to the eligible property for an applicable assessment date, the qualified taxpayer is entitled to a refund of the amounts paid.

DIGEST OF HB 1329 (Updated March 8, 2024 2:25 pm - DI 87)

Local government matters. Reduces the membership of the board of directors of the Indiana stadium and convention building authority (board) from seven members to three members.

Provides that the director of the budget agency or the director's designee serves as chair of the board. Authorizes the solid waste management district of Vanderburgh County to make grants and loans for certain purposes. Provides that with certain exceptions a governmental entity is prohibited from requiring that a Class 2 structure or a residential onsite sewage system be inspected when a property is sold or transferred. Allows a governmental entity to require certain inspections of properties located in that part of St. Joseph County containing a designated sole source aquifer only if it has been more than 15 years since: (1) the property was last sold or transferred; or (2) the Class 2 structure or system was constructed or installed. Provides, for purposes of posting a license bond, that a political subdivision may not impose any requirement for the political subdivision to be identified as an obligee on the license bond other than the requirement in statute. Provides that certain obligors may initiate a civil action against a political subdivision that does not recognize or does not allow an obligor to post a license bond that satisfies certain requirements. Provides that, if the obligor prevails in the action, the obligor shall be awarded an amount equal to: (1) 300% of the cost of obtaining the license bond; (2) compensatory damages; and (3) reasonable attorney's fees. Provides that if a contractor: (1) has posted a license bond to obtain one license from a political subdivision; and (2) is required to obtain another license from the political subdivision to perform work that the contractor intends to perform; the contractor may not be required to post a second license bond as a condition of obtaining the second license if the type of work that the first license authorizes the contractor to perform is so closely related to the type of work that the second license will authorize the contractor to perform that both types of work are typically involved in a single residential construction project. Provides that a city, town, or county that requires a building permit for the construction of a Class 2 structure may provide for the inspection to be conducted by: (1) an individual employed by the city, town, or county, or by another city, town, or county, as a building inspector; (2) a registered architect; (3) a registered professional engineer; (4) a certified building official; or (5) a licensed home inspector.

DIGEST OF HB 1332 (Updated March 8, 2024 3:32 pm - DI 141)

Insurance matters. Establishes the insurance producer education and continuing education commission with appointments to the commission by the commissioner of the department of insurance (department). Repeals the insurance producer education and continuing education advisory council. Repeals the law requiring an alien or foreign insurance company to annually submit to the department a condensed statement of its assets and liabilities and requiring the department to publish the statement in a newspaper. Adds to the law on the regulation of insurance holding company systems provisions concerning liquidity stress testing according to the framework established by the National Association of Insurance Commissioners. Amends the law on insurance administrators to set forth certain circumstances under which an insurance administrator is required to apply to Indiana for a license. Requires an insurer to mail a written notice of nonrenewal to an insured at least 60 days before the anniversary date of the policy if the coverage is provided to a municipality or county entity. Provides that if a party to a health provider contract intends to terminate the contractual relationship with another party to the health provider contract, the terminating party must provide written notice to the other party of the

decision to terminate the contractual relationship not less than 90 days before the health provider contract terminates. Amends the law on individual prescription drug rebates and the law on group prescription drug rebates to authorize the department to adopt rules for the enforcement of those laws and to specify that a violation of either of those laws is an unfair or deceptive act or practice in the business of insurance. Requires an insurer to only offer to plan sponsors the following plans: (1) A plan that applies 100% of the rebates to reduce premiums for all covered individuals equally. (2) A plan that calculates defined cost sharing for covered individuals of the plan sponsor at the point of sale based on a price that is reduced by an amount equal to at least 85% of all of the rebates received or estimated to be received by the insurer. Changes the date of applicability for provisions regarding a notice of material change from after June 30, 2024, to after June 30, 2025. Amends the property and casualty insurance guaranty association law concerning the allocation, transfer, or assumption by one insurer of a policy that was issued by another insurer.

DIGEST OF HB 1336 (Updated February 29, 2024 4:34 pm - DI 140)

Loan brokers. Removes references to principal manager and principal manager license from the Indiana Code. Makes conforming changes.

DIGEST OF HB 1337 (Updated March 4, 2024 5:13 pm - DI 140)

HOA regulation of beekeeping. Provides that a homeowners association may regulate the number and location of beehives on properties. Provides that a homeowners association may not: (1) regulate the number and location of beehives that are located on a property before the regulations are adopted; and (2) prohibit beekeeping on property that complies with state law, if the beehives are actively maintained for pollination or production of honey. Provides when a homeowners association may prohibit beekeeping within 100 feet of a property.

DIGEST OF HB 1338 (Updated March 5, 2024 12:46 pm - DI 140)

Security of property and meeting decorum. Allows the governing bodies of certain local government agencies (local agencies) to adopt rules or policies governing the conduct of meetings. Provides that a rule or policy may provide that the presiding member of the governing body of the local agency may: (1) issue warnings to disruptive attendees and direct them to leave the meeting on the third warning; and (2) direct a law enforcement officer to remove disruptive attendees. Provides that the rules and policies must be posted at the meeting entrance or announced before taking public testimony. Specifies that a provision of the tort claims law providing immunity to a government entity or employee in adopting and enforcing a law or rule applies. Provides that a person commits criminal trespass by knowingly or intentionally: (1) entering a locked area without permission; or (2) refusing to leave an area not publicly accessible after being asked to leave by a law enforcement officer or agent of the property owner or

operator. Specifies that: (1) the public access counselor serves at the pleasure of the governor; and (2) when issuing an advisory opinion, the public access counselor may consider only the plain text of the public access laws and valid Indiana court opinions. Provides that a committee appointed directly by the governing body or a governing body's designee does not constitute a governing body that is subject to the open door law if the committee: (1) is appointed for the sole purpose of receiving information, deliberating, or making recommendations to the governing body; and (2) has not more than one member of the governing body as a member.

DIGEST OF HB 1352 (Updated March 4, 2024 5:14 pm - DI 140)

Inspection of residential onsite sewage systems. Establishes when certain officials may inspect a residential onsite sewage system or nonresidential onsite sewage system. Allows a nonresidential onsite sewage system to be installed in a lot if at least one site on the lot is determined to be suitable for the installation of the nonresidential onsite sewage system. Provides that a county onsite waste management district (district) or local health department may not assess a periodic permit or inspection fee that exceeds the actual cost of the inspection incurred by the district or local health department on an onsite sewage system or an onsite residential sewage discharging disposal system.

DIGEST OF HB 1359 (Updated March 8, 2024 9:05 pm - DI 116)

Probate. Extends insurance coverage on property transferred by a transfer on death transfer following the death of the insured after June 30, 2025, for property and casualty insurance and liability insurance other than title insurance and certain insurance relating to bonds and mortgages.

DIGEST OF HB 1369 (Updated February 26, 2024 4:51 pm - DI 140)

Family and juvenile law matters. Amends the definition for "act of rape", only for the purposes of IC 31-35-3.5 (termination of parent-child relationship of an individual who committed an act of rape), to include child molestation and sexual misconduct with a minor. Provides that the department of child services or a court shall consider ensuring the child's safety to be the most important consideration in the determination of a child's best interests under family and juvenile law. Provides that there is a rebuttable presumption that a child is a child in need of services if the state establishes that the child lives in the same household as an adult who was a perpetrator of a child fatality or near fatality that may have been the result of abuse, abandonment, or neglect. Adds sexual misconduct with a minor as an offense that may be alleged in a petition to terminate the parent-child relationship when a child is conceived as a result of the offense. Amends the circumstances under which a court may terminate the parent-child relationship with regard to a child in need of services.

DIGEST OF HB 1380 (Updated March 8, 2024 9:17 pm - DI 152)

Various education matters. Requires the secretary of education to prepare and submit to the general assembly the following: (1) A plan to establish a pilot program concerning the use, operation, and management of school facilities to promote student learning and outcomes. (2) A plan to establish a pilot program concerning student transportation. Provides that the commission on seclusion and restraint in schools (commission) must include eliminating or minimizing the need for use of time-out in its model restraint and seclusion plan. Requires the commission to meet biannually (instead of annually, under current law), and requires the commission to submit a biannual report to the state advisory council on the education of children with disabilities. Makes various changes to innovation network school and participating innovation network charter school provisions regarding the following: (1) The terms that must be included in an agreement entered into between: (A) an innovation network team and the governing body of a school corporation; and (B) an organizer and the governing body of a school corporation. (2) Restrictions on altering an agreement. (3) Restrictions on a school corporation charging a participating innovation network charter school for goods and services. (4) Required distribution of state tuition support to participating innovation network charter schools. (5) Restrictions regarding altering the use of a facility occupied by an innovation network school or participating innovation network charter school. Provides that a school corporation may use the school corporation's operations fund for transportation of school children to certain: (1) apprenticeship programs; (2) career and technical education programs; (3) modern youth apprenticeships; and (4) work based learning courses. Makes changes to the student learning recovery grant program concerning the following: (1) The establishment of the program is subject to available funding. (2) The purpose for which the program was established with regard to disruption in education caused by the coronavirus disease pandemic and insufficient alternatives. (3) The limitation of the program to only certain state fiscal years. (4) Allowing the department of education (department) to require matching grant amounts. Provides that a student's Indiana enrichment scholarship account terminates under conditions established by the department (instead of October 1, 2024). Provides that the governing body of a school corporation, the organizer of a charter school, or the chief administrative officer of a nonpublic school system shall authorize the absence and excuse of each secondary school student who is not a habitual truant and is ordered to active duty with the armed forces of the United States, including their reserve components or the Indiana National Guard for at least 15 days in a school year. Provides that the office of administrative law proceedings (office) has jurisdiction over hearing officers authorized to conduct hearings required by the Individuals with Disabilities Education Act (IDEA). Requires the office to: (1) determine the cost of conducting hearings; and (2) after July 1, 2025, assess a fee, based on the weighted ADM count, for each school corporation and charter school that is sufficient to cover the costs. Amends the date by which a student has to be a certain age to be eligible to participate in a school scholarship program and the Indiana education scholarship account program. Removes a condition with regard to requiring certain school corporations to accept transferring students who do not have legal settlement in the school corporation. Provides that a transferee corporation may not require a parent or student requesting transfer to the school corporation to pay transfer tuition or any other fee associated with the transfer of the student. Removes a provision that requires use of certain federal funds under the Indiana student enrichment grant program. Makes certain changes to the referendum time line. Repeals the

following provisions regarding the student learning recovery grant program: (1) The appropriation in the 2021 fiscal year. (2) The expiration of the program. Repeals provisions regarding the expiration of the Indiana student enrichment grant program. Provides that a state educational institution (institution) must implement a policy to publish information concerning any act of hazing committed by a member of a group or organization that is adjudicated by the institution. Requires an institution to publish a public report concerning certain information about an investigation that results in a finding that hazing was committed. Specifies what an institution is required to publish on a website in connection with the public report concerning hazing. Allows an individual who is at least 16 years of age to enroll in and attend a training program for certification as a Firefighter I, Firefighter II, or emergency medical technician.

DIGEST OF HB 1383 (Updated February 6, 2024 2:53 pm - DI 140)

Wetlands. Clarifies various wetland definitions. Eliminates certain wetland rulemaking requirements. Provides that certain wetland activity requires state authorization. Clarifies the compensatory mitigation that must be offered to offset certain wetland activity. Makes conforming changes and technical corrections.

DIGEST OF HB 1385 (Updated March 8, 2024 3:41 pm - DI 141)

Emergency medical services. Establishes the community cares initiative grant pilot program for the purpose of assisting in the costs of starting or expanding mobile integrated health care programs and mobile crisis teams in Indiana. Establishes the community cares initiative fund. Requires a health plan operator to provide payment to a nonparticipating ambulance service provider for ambulance service provided to a covered individual: (1) at a rate not to exceed the rates set or approved, by contract or ordinance, by the county or municipality in which the ambulance service originated; (2) at the rate of 400% of the published rate for ambulance services established under the Medicare law for the same ambulance service provided in the same geographic area; or (3) according to the nonparticipating ambulance provider's billed charges; whichever is less. Provides that if a health plan operator makes payment to a nonparticipating ambulance service provider in compliance with these requirements: (1) the payment shall be considered payment in full, except for any copayment, coinsurance, deductible, and other cost sharing amounts that the health plan requires the covered individual to pay; and (2) the nonparticipating ambulance service provider is prohibited from billing the covered individual for any additional amount. Provides that the copayment, coinsurance, deductible, and other cost sharing amounts that a covered individual is required to pay in connection with ambulance service provided by a nonparticipating ambulance service provider shall not exceed the copayment, coinsurance, deductible, and other cost sharing amounts that the covered individual would be required to pay if the ambulance service had been provided by a participating ambulance service provider. Requires a health plan operator that receives a clean claim from a nonparticipating ambulance service provider to remit payment to the nonparticipating ambulance service provider not more than 30 days after receiving the clean claim. Provides that if a claim received by a health plan operator for ambulance service provided

by a nonparticipating ambulance service provider is not a clean claim, the health plan operator, not more than 30 days after receiving the claim, shall: (1) remit payment; or (2) send a written notice that: (A) acknowledges the date of receipt of the claim; and (B) either explains why the health plan operator is declining to pay the claim or states that additional information is needed for a determination whether to pay the claim. Removes the requirement that a health plan operator negotiate rates and terms with any ambulance service provider willing to become a participating provider, but retains the requirement that the state negotiate rates and terms with any ambulance service provider willing to become a participating provider.

DIGEST OF HB 1387 (Updated February 29, 2024 4:39 pm - DI 140)

Housing development. Makes various changes to the residential housing infrastructure assistance program. Expands the definition of "economic development facilities" applicable to the economic development and pollution control statutes to include facilities for housing for purposes of redevelopment commission programs outside Indianapolis for age-restricted housing or residential housing development. Makes a technical correction.

DIGEST OF HB 1401 (Updated March 8, 2024 11:58 am - DI 148)

Various natural resources matters. Pauses all tax sales on mineral interests for one year. Increases the maximum dry weight for a "recreational off-highway vehicle". Provides that certain fees established by the natural resources commission (commission) do not constitute a rule. Adds language to youth hunting and trapping license provisions providing that the nonresident youth turkey licenses include all yearly stamps to hunt wild turkeys and that the resident and nonresident youth license remains valid for the remainder of the license period even after the license holder turns 18 years of age. Provides that certain licenses may still be used if the license holder moves out of state. Provides that a person may perform certain activities without obtaining a permit from the department of natural resources (department). Allows the commission to adopt rules regarding certain activities that are permitted without a license. Establishes requirements for constructing certain structures in a floodway. Requires the department to take certain steps before: (1) making a determination when the department is reviewing the department mapping data being applied to a parcel of real property; and (2) submitting department mapping data in preparation of the Federal Emergency Management Agency flood hazard map. Allows certain persons to request a review by the department of the department mapping data applying to the parcel of real property. Requires the department, in reviewing the department mapping data applying to a parcel of real property, to use a detailed hydrologic modeling method and perform a site investigation. Requires the department to notify certain persons within 90 days after determining that a parcel of real property: (1) is included in a flood plain or floodway; or (2) is no longer included in a flood plain or floodway. Establishes the STREAM act fund. Makes technical and conforming changes. Makes an appropriation.

DIGEST OF HB 1412 (Updated February 19, 2024 4:35 pm - DI 140)

Canine standard of care. Sets forth regulations concerning the retail sale of dogs. Requires retail pet stores, animal care facilities, and animal rescue operations to register with the board of animal health. Establishes mandatory disclosures and warranties for a retail pet store selling dogs. Establishes a random inspection program for commercial dog breeders, commercial dog brokers, and retail pet stores beginning July 1, 2025. Voids local ordinances prohibiting the sale of dogs at retail pet stores.

DIGEST OF HB 1417 (Updated March 4, 2024 5:16 pm - DI 140)

Agricultural matters. Requires the department of agriculture to conduct an economic impact study that includes an analysis of the economic value to communities of every acre of farmland.

DIGEST OF HB 1418 (Updated February 29, 2024 4:39 pm - DI 140)

Forensic diversion and drug courts. Provides that a pregnant woman charged with a drug crime may be referred to a forensic diversion program or a drug court at an initial hearing.

DIGEST OF HB 1422 (Updated February 26, 2024 4:51 pm - DI 140)

Trafficking of harmful substances in jails. Defines "chemical intoxicant" and increases the penalty for trafficking with an inmate if the trafficked article is a chemical intoxicant.

DIGEST OF HB 1426 (Updated March 5, 2024 1:08 pm - DI 140)

Long acting reversible contraceptives. Requires a hospital that operates a maternity unit to ensure that a woman who is: (1) giving birth in the hospital; and (2) eligible for or receiving Medicaid assistance; has the option, if not medically contraindicated, of having a long acting reversible subdermal contraceptive implanted after delivery and before the woman is discharged. Allows a hospital to be exempt from the requirement if the hospital has a faith based objection. Requires the office of the secretary of family and social services to reimburse the hospital for the following provided to a Medicaid recipient: (1) A long acting reversible subdermal contraceptive, including the cost of stocking the long acting reversible subdermal contraceptive. (2) Placement of the long acting reversible subdermal contraceptive. Provides that the reimbursement must be separate from, and in addition to, the reimbursement for maternity services for the Medicaid recipient. Sunsets the provisions being added in the bill on June 30, 2025. Requires the office of the secretary of family and social services to develop a billing process that maximizes federal funding for purposes of the long acting reversible contraceptives reimbursement for a Medicaid recipient.

DIGEST OF SB 1 (Updated February 27, 2024 2:44 pm - DI 140)

Reading skills. Provides that the department of education (department) may grant certain

individuals a waiver that provides an exception to the literacy endorsement requirements if the department submits a report to the legislative council by a specified date. Requires certain schools, beginning with the 2024-2025 school year, to offer summer school courses for students who are not reading proficient or are at risk of not being reading proficient as indicated on the determinant evaluation of reading skills approved by the state board of education (evaluation). Expands eligibility for funding for summer school courses. Requires certain summer school courses to be taught by a teacher, instructor, or tutor who is trained in the science of reading. Provides that if a student does not achieve a 90% attendance rate in a summer reading course, the student is required to participate in an individual reading plan in the following school year. Requires the department of education to procure a universal screening assessment (assessment) that meets certain criteria. Requires certain schools to administer the assessment to students in kindergarten through grade 2 who are not on track for reading proficiency by grade 3 as determined by the department. Requires the state board of education to establish a method for virtual administration of the ILEARN statewide assessment. Provides that a vendor must supply a student's assessment results to the student and the student's parents. Applies the reading deficiency remediation plan (plan) to public schools, charter schools, state accredited nonpublic schools, and eligible schools. Makes the following changes to the plan: (1) Beginning with evaluations administered in the 2024-2025 school year, requires retention of a student in grade 3 in addition to remediation if the student has not achieved a passing score on the evaluation. (2) Requires schools to notify a student's parent of certain assessment results, interventions, or remedial actions provided to the student. (3) Requires schools to monitor the progress of students who have failed to achieve a passing score on the evaluation or the statewide assessment program test. (4) Requires schools to provide reading instruction aligned with the science of reading to all students in kindergarten through grade 8. (5) Requires schools to administer the evaluation to students who are in grade 2. (6) Requires a student to take the evaluation until certain conditions are met. (7) Requires school reporting on interventions for certain students at risk of not being reading proficient and for certain students who do not achieve a valid passing score on the determinant evaluation of reading skills. Creates exceptions to the grade 3 retention requirement for a student who meets certain criteria. Requires the governing body of a school to establish a procedure allowing a parent or guardian of a student to appeal the student's retention under the plan. Requires the department to notify the parent or guardian of a child enrolled in kindergarten of the retention requirements under the plan.

DIGEST OF SB 2 (Updated March 4, 2024 2:01 pm - DI 140)

Child care. Requires the Indiana economic development corporation to annually report to the general assembly regarding funds dedicated to supporting child care under specified state and federal programs. Defines an "out-of-school-time program". Requires the office of the secretary of family and social services (FSSA) to publish on the FSSA website a dashboard providing monthly information regarding state and federal child care subsidies available to Indiana residents. Provides that a household is eligible to begin receiving assistance under the federal Child Care and Development Fund (CCDF) voucher program if the household, at the time of FSSA's initial determination of the household's income eligibility: (1) has a household income that does not exceed 85% of Indiana's state median income for the household's family size; (2)

includes an individual who is employed by a licensed child care center, a licensed child care home, or a licensed or registered child care ministry; and (3) otherwise meets federal eligibility requirements for the CCDF program. Provides, with respect to the individual with certification in cardiopulmonary resuscitation (CPR) required to be present at all times when a child is in the care of a child care provider that is eligible to receive reimbursement through the CCDF program, that the individual is not required to be recertified in CPR annually. Provides that: (1) the early learning advisory committee must commission a third party evaluation to assess existing regulations for child care providers not later than May 1, 2024 (rather than July 1, 2024, under current law); and (2) FSSA must initiate the process of amending FSSA's rules in consideration of the findings of the third party evaluation not later than July 1, 2024. Requires, not later than September 30, 2024, the early learning advisory committee to: (1) complete a study regarding compensation in Indiana for early childhood educators and caregivers at out-of-school-time programs; (2) create an online dashboard to allow access to compensation data; and (3) issue a report containing the committee's findings and recommendations. Amends provisions regarding the On My Way Pre-K voucher program (program) to: (1) provide eligibility for children of child care employees; and (2) amend references to funds provided to children under the program as prekindergarten vouchers, rather than grants. Requires FSSA to establish a micro facility pilot program, under which FSSA shall: (1) develop a regulatory model that: (A) is applicable only to certain licensed or registered child care providers that provide child care for not less than three children and not more than 30 children for at least four hours per day (micro facilities); and (B) incorporates waivers or variances from FSSA's rules applicable to certain child care providers; (2) apply the regulatory model to at least three micro facilities and evaluate the operation of the micro facilities under the regulatory model; and (3) not later than October 1, 2026: (A) make a determination as to whether FSSA will adopt rules specific to micro facilities that incorporate some or all aspects of the regulatory model; and (B) submit to the general assembly a report regarding the pilot program. Requires FSSA to do the following: (1) Amend FSSA's rules to define a "substitute educator" caregiver type for purposes of FSSA's rules pertaining to all categories of child care providers regulated by FSSA. (2) Amend FSSA's rules to allow an employee of a child care provider who: (A) is 16 or 17 years of age; (B) is assigned to a lead caregiver who supervises the employee at all times during which the employee is supervising a child; (C) is never left alone with a child; and (D) meets specified qualifications; to be counted in child/staff ratios for school age child care rooms. (3) Amend FSSA's rules to allow an employee of a child care provider who: (A) is at least 18 years of age; and (B) meets specified qualifications; to serve as the staff person in charge of an infant/toddler room. (4) Issue a report to the general assembly not later than October 31, 2024, documenting the results attributable to: (A) the employer sponsored child care fund; and (B) the employer child care expenditure credit. (5) Study, in collaboration with other specified state agencies, opportunities for resource sharing across state agencies and local units of government to facilitate the fingerprinting of individuals for purposes of conducting national criminal history background checks and issue a report to the governor and the general assembly regarding the results of the study. Makes technical corrections.

Fiscal and administrative matters. Specifies that certain workforce related programs must be reviewed by the legislative services agency at least once rather than every five years. Requires the budget agency to biennially prepare a list of dedicated funds that have not been used in the previous two state fiscal years. Makes technical corrections to various statutes concerning rulemaking. Requires agencies to submit a copy of the notice of the first public comment period and regulatory analysis to the small business ombudsman. Provides that the legislative notice required for rule readoptions must be submitted not later than January 1 of the year preceding the year in which the rule expires. Provides that the publisher of the Indiana Register shall assign a document control number when an agency submits the legislative notice during rule readoption instead of when the agency submits the notice of proposed readoption. Provides that an agency may adopt interim rules to implement a reduction, a full or partial waiver, or an elimination of a fee, fine, or civil penalty included in an administrative rule. Requires the budget agency to transfer money in the phase out trust fund on or before June 30, 2024, to the Medicaid contingency and reserve account. Expires the phase out trust fund on July 1, 2024, and makes corresponding changes. Specifies certain deadlines within the statutes governing an agency's failure to enact required licensure rules. Requires an agency to conduct a regulatory analysis for certain proposed rules, including if the implementation and compliance costs are at least \$1,000,000. Provides that if a proposed rule has implementation and compliance costs of at least \$1,000,000, the following: (1) The rule cannot be published in the Indiana Register until the budget committee has reviewed the rule. (2) The budget agency and the office of management and budget may not approve any part of the proposed rule prior to review of the proposed rule by the budget committee. Provides that for a provisional rule or an interim rule that has implementation and compliance costs of at least \$1,000,000, the governor may not approve a rule prior to the budget committee's review of the rule. Requires the office of management and budget to notify the legislative council of certain proposed rules that have a fiscal impact of over \$1,000,000 over the course of two years. Removes references concerning the adoption of an emergency rule. Amends a reference from emergency rules to provisional or interim rules under certain circumstances. Makes conforming changes.

DIGEST OF SB 5 (Updated February 27, 2024 2:49 pm - DI 140)

Lead water line replacement and lead remediation. Specifies that, for purposes of the statute concerning the replacement of customer owned lead service lines by water utilities, a municipally owned utility includes a utility company owned, operated, or held in trust by a consolidated city. Provides that the following apply with respect to the owner of a building, structure, or dwelling, other than a multi-family residential property that contains more than four dwelling units, that is served by a customer owned lead service line within or connected to a water utility's system: (1) That upon request by the water utility, the owner shall replace, or cause to be replaced, the customer owned portion of the lead service line by: (A) enrolling in the water utility's lead service line replacement program; or (B) replacing the customer owned portion of the lead service line through the owner's own agents or contractors and at the owner's own expense. (2) That if the owner: (A) does not enroll in the water utility's lead service line replacement program; (B) does not replace the customer owned portion of the lead service line; or (C) fails to communicate with the water utility regarding the replacement; the water utility or the water

utility's agent may enter the property to replace the customer owned portion of the lead service line. (3) That the: (A) water utility; and (B) occupant of the property, if the property is occupied by a person other than the owner; are not liable to the owner with respect to any replacement made under these provisions. (4) That if a water utility attempts to avail itself of the remedies set forth in these provisions and is prevented from doing so by the owner of the property, the water utility may, in accordance with state law, disconnect water service to the owner's property. Provides that the following apply with respect to the owner of a multi-family residential property that contains more than four dwelling units: (1) That the owner may elect to participate in the water utility's lead service line replacement program. (2) That the owner must communicate to the water utility the owner's election to participate not later than 45 days after receiving the water utility's request. (3) That if the owner does not communicate the owner's election to participate within this 45 day period, the owner, or any future owner of the property, is responsible for replacing the customer owned portion of the lead service line through the owner's own agents or contractors and at the owner's own expense. Provides that in the case of a: (1) building; (2) structure; or (3) dwelling; that a water utility has determined to be abandoned or unserviceable, the water utility may disconnect water service to the property and require the owner, or any future owner, of the property to install a new service line. Provides that these provisions may be incorporated, without the need for further approval by the Indiana utility regulatory commission (IURC), into a water utility's lead service line replacement plan that has been previously approved by the IURC.

DIGEST OF SB 6 (Updated February 20, 2024 2:32 pm - DI 140)

Reading proficiency. Requires the department of education (department) to develop a method to identify students in grade 4 through grade 8 who: (1) did not pass the determinant evaluation of reading skills approved by the state board of education; and (2) are at risk of not being proficient in reading as determined by Lexile scores on the statewide summative assessment. Requires the department to develop guidance for schools regarding how to support students who are at risk of not being proficient in reading.

DIGEST OF SB 8 (Updated March 7, 2024 3:39 pm - DI 110)

Higher education matters. Requires each high school to: (1) beginning with the 2024-2025 school year, offer the Indiana college core (college core); or (2) not later than October 1, 2024, submit a plan or report that meets certain requirements to the commission for higher education (commission). Provides that: (1) a student who successfully completes an eligible course under the college core is entitled to secondary credit toward graduation requirements; and (2) the student's transcripts must reflect the secondary credit. Establishes the reverse transfer program for community college associate degrees. Requires each state educational institution (institution) to prepare and submit a report to the commission that includes information regarding a determination by the institution of the feasibility and advisability of establishing and conferring associate degrees to certain students. Establishes certain requirements for the commission regarding the reports. Requires each institution that offers baccalaureate degrees to establish a

policy to review each of the institution's four year baccalaureate degree program offerings to determine the feasibility of providing each in a specifically structured manner to allow a full-time student to complete the baccalaureate degree within three years. Requires, not later than July 1, 2025, each institution to offer at least one baccalaureate degree program specifically structured to allow a full-time student to complete the baccalaureate degree within three years. Requires an institution to provide an annual report to the commission regarding offering four year baccalaureate degree programs completed in three years. Expands the schools to which requirements regarding secondary credit apply. Changes the name of the statewide transfer general education core to the Indiana college core. Requires the commission, in coordination with the department of education (department) and institutions, to maintain and post a list and syllabus or course outline record of each eligible college core course. Requires, by July 1, 2025, the department to partner with one or more institutions or approved postsecondary educational institutions to provide online access to the college core through the course access program. Provides that credit equivalencies, including the college core, for all Cambridge International Advanced A and AS Level examinations must be updated annually and sent by each institution to the commission by June 1 each year. Provides that each institution shall post these annually updated credit equivalencies on the institution's website by July 1 each year. Provides that the commission shall post the annually updated credit equivalencies on the commission's student transfer of credit portal by July 1 each year.

DIGEST OF SB 9 (Updated February 27, 2024 2:59 pm - DI 140)

Notice of health care entity mergers. Requires health care entities to provide notice of certain mergers or acquisitions to office of the attorney general. Specifies notice requirements. Requires the office of the attorney general to review the information submitted with the notice. Allows the office of the attorney general to: (1) analyze in writing any antitrust concerns with the merger or acquisition; and (2) issue a civil investigative demand for additional information. Specifies that the information is confidential.

DIGEST OF SB 15 (Updated March 8, 2024 12:33 pm - DI 116)

Military benefits and services poster. Requires that the Indiana department of labor consult with the Indiana department of veterans' affairs to create and distribute a veterans' benefits and services poster. Provides that the veterans' benefits and services poster must contain certain information. Requires that Indiana employers with more than 50 full-time employees (or their equivalent) display the veterans' benefits and services poster in a conspicuous place.

DIGEST OF SB 16 (Updated March 4, 2024 2:06 pm - DI 140)

Guardians ad litem in adoption pilot program. Establishes a guardian ad litem pilot program in LaPorte County, Marshall County, and Starke County. Requires a court to appoint a guardian ad litem in an adoption proceeding if a parent of the child has an intellectual disability and is subject to a guardianship.

DIGEST OF SB 17 (Updated February 27, 2024 3:20 pm - DI 140)

Age verification for material harmful to minors. Requires an adult oriented website operator that displays material harmful to minors to use a reasonable age verification method to prevent a minor from accessing an adult oriented website. Creates a cause of action to permit: (1) the parent or guardian of a child harmed by a violation of the age verification requirement to obtain monetary damages, injunctive relief, and reasonable attorney's fees; and (2) any other person to bring an action to obtain injunctive relief and reasonable attorney's fees. Prohibits a person that conducts age verification from retaining the identifying information of an individual seeking to access an adult oriented website that displays material harmful to minors, and permits an individual whose identifying information is retained to bring an action to obtain monetary damages, injunctive relief, and reasonable attorney's fees. Requires adult oriented website operators to use commercially reasonable methods to secure all information collected and transmitted. Provides that the attorney general may bring an action to obtain an injunction, a civil penalty of not more than \$250,000, or the attorney general's reasonable costs in investigating and maintaining the action. Provides that when the attorney general has reasonable cause to believe that any person has engaged in, is engaging in, or is about to engage in a violation, the attorney general is empowered to issue civil investigative demands under IC 4-6-3-3 to investigate the suspected violation. Requires verification information of minors to be kept confidential with certain exceptions. Adds verification information to the definition of "personal information". Adds a violation of IC 24-4-23 as a deceptive act.

DIGEST OF SB 18 (Updated March 7, 2024 4:19 pm - DI 149)

Various probate matters. Expands the definition of a "health care representative". Creates a procedure to transfer the interest of certain single member, limited liability companies to a legatee or heir of the member upon the member's death. Provides that certain provisions in a will or revocable trust in favor of the testator's or trust settlor's former spouse are revoked upon dissolution or annulment of the marriage. Specifies that the provisions in favor of the testator's or trust settlor's former spouse are reinstated if the testator or the settlor remarries the former spouse. Provides that a court may order a convicted felon to serve as a domiciliary personal representative under certain circumstances. Provides that a claim by the estate recovery unit is forever barred unless the estate recovery unit takes certain action against the decedent's estate not later than 120 days after the date of death of the decedent. Provides that a personal representative or a trustee is not required to distribute particular assets based upon the potential gain or loss that a distributee would realize if the assets were sold. Provides that a verified petition for the issuance of a confidential health disclosure order must state whether the alleged incapacitated person cannot provide or has refused to provide written authorization for disclosure of certain medical information. Provides that a document creating a power of attorney that does not contain a notary and preparation statement may be recorded with the county recorder if the document meets certain criteria. Provides signature formats for an attorney in fact to use when signing an instrument on behalf of a principal. Provides recording requirements when including cross-references to a previously recorded document. Requires the endorsement of the county auditor to

record a transfer on death deed and instrument. Specifies who an owner may designate as a grantee in a beneficiary designation instrument. Clarifies the form and scope of a transfer on death instrument. Resolves a technical conflict with HEA 1034-2024. Makes conforming and technical changes. (The introduced version of this bill was prepared by the probate code study commission.)

DIGEST OF SB 19 (Updated February 19, 2024 4:24 pm - DI 140)

License suspension. Allows the BMV to add an additional compliance period for those seeking material error review regarding certain license suspensions.

DIGEST OF SB 20 (Updated February 19, 2024 4:27 pm - DI 140)

Municipal riverfront development district permits. Specifies that the alcohol and tobacco commission may issue restaurant permits for a municipal riverfront development district established by a town.

DIGEST OF SB 23 (Updated March 8, 2024 10:50 am - DI 116)

Damage to a penal facility. Provides that a person who recklessly, knowingly, or intentionally damages a component of an automatic building fire suppression system that is located in a penal facility commits criminal mischief, a Level 6 felony.

DIGEST OF SB 29 (Updated February 20, 2024 2:35 pm - DI 140)

Town party conventions. Specifies the manner of nomination applicable to a candidate for town office in a small town, based on the year in which the election occurs. Modifies the deadlines for: (1) filing a copy of an ordinance establishing a primary election for nomination of major political party candidates; and (2) holding a town convention.

DIGEST OF SB 33 (Updated February 27, 2024 3:21 pm - DI 140)

Distributions of public safety income tax revenue. Defines "courtroom costs". Provides that a county fiscal body may adopt an ordinance to impose a tax rate for: (1) in the case of a tax rate adopted before January 1, 2024, county staff expenses of the state judicial system in the county; or (2) in the case of a tax rate adopted after December 31, 2023, courtroom costs of the state judicial system in the county. Provides that the revenue shall be used by the county: (1) in the case of the tax rate adopted before January 1, 2024, only for paying for county staff expenses of the state judicial system in the county; and (2) in the case of a tax rate adopted after December 31, 2023, only for paying the courtroom costs of the state judicial system in the county. Provides that the local income tax revenue spent by each county may not comprise more than 50% of the county's total operational staffing expenses related to the courtroom costs of the state judicial system in any given year. Provides that a township fire department, volunteer fire department,

fire protection territory, or fire protection district may apply to the county adopting body for a distribution of local income tax revenue that is allocated to public safety purposes. Requires the county adopting body to review certain submitted applications at a public hearing.

DIGEST OF SB 34 (Updated February 27, 2024 3:25 pm - DI 140)

Occupational licensing. Requires the professional licensing agency (agency) to study universal occupational licensing laws enacted in other states. Requires the agency to submit a report with findings and recommendations to the general assembly not later than October 31, 2025. Extends certain dates and expands certain duties regarding the comprehensive review of occupational licensing by public agencies. Delays the date that certain individuals may begin to file a petition to repeal or modify certain occupational regulations. (The introduced version of this bill was prepared by the interim study committee on employment and labor.)

DIGEST OF SB 35 (Updated February 20, 2024 2:36 pm - DI 140)

Technical corrections. Addresses technical issues in the Indiana Code, including those related to spelling, tabulation, formatting, grammar, and cross-references. Repeals an empty chapter. Relocates, without change, provisions enacted at an incorrect citation or at conflicting citations. Resolves technical conflicts from the 2023 legislative session. Changes references from the auditor of state to the state comptroller, and provides directions for publication of affected provisions. Makes conforming amendments. (The introduced version of this bill was prepared by the code revision commission.)

DIGEST OF SB 36 (Updated February 20, 2024 2:40 pm - DI 140)

Interference with boundary marker. Creates a civil penalty for a person who knowingly or intentionally disturbs or removes a boundary marker, and permits a court to order a person who disturbs or removes a boundary marker to pay for the cost of reestablishing the boundary marker.

DIGEST OF SB 37 (Updated February 27, 2024 3:30 pm - DI 140)

Oversight of convention and visitor bureau. Provides that, in making appointments to the convention and visitor bureau, the appointing authority shall give sole consideration to individuals who are employed as executives or managers in certain businesses (instead of either knowledgeable about or employed as executives or managers). Provides that Before December 20 of each year, the convention and visitor bureau ("bureau") shall prepare a budget for expenditures during the following year, taking into consideration the recommendations made by a qualified corporation and submit the budget to the county council for its review and approval. Provides that an expenditure may not be made unless it is in accordance with an appropriation made by the county council in the manner provided by law. Provides that a budget prepared by the bureau and approved by the county council must be published on the department of state revenue's interactive and searchable website. Provides that the bureau may expend money from

the alternate revenue fund to promote and encourage conventions, trade shows, visitors, special events, sporting events, and exhibitions in the county. Delays the date by which a proposal for the development, operation, and an ownership share in a Lake County convention and event center is considered timely.

DIGEST OF SB 48 (Updated February 27, 2024 3:30 pm - DI 140)

State educational institution information. Requires a state educational institution to prominently display hyperlinks to certain college scorecard information on the state educational institution's website and degree web pages.

DIGEST OF SB 49 (Updated February 27, 2024 3:33 pm - DI 140)

Catastrophically disabled veteran hunting. Provides that catastrophically disabled veterans may hunt on the same free hunting days as those designated for youth hunters by the director of the department of natural resources. Defines "catastrophically disabled".

DIGEST OF SB 58 (Updated February 19, 2024 4:27 pm - DI 140)

Restaurant carryout sales. Exempts a specialty or gourmet market holding a retailer's permit with carryout privileges that was initially issued in September 2019 from the gross retail income requirements to sell alcoholic beverages for carryout.

DIGEST OF SB 65 (Updated March 4, 2024 2:22 pm - DI 140)

Salvage motor vehicles. Allows an automotive salvage recycler or an agent of an automotive salvage recycler to apply for a certificate of authority for a motor vehicle on behalf of the seller with all required information collected at the point of sale. Sets forth reporting requirements for automotive salvage recyclers. Requires notice to be provided to the law enforcement agency with jurisdiction over an automotive salvage recycler's established place of business if, when applying for a certificate of authority, the automotive salvage recycler or an agent of the automotive salvage recycler learns: (1) the motor vehicle was reported stolen; or (2) the owner of the motor vehicle does not match the individual who provided the automotive salvage recycler with the motor vehicle.

DIGEST OF SB 70 (Updated February 20, 2024 2:40 pm - DI 140)

Bail and release review commission. Establishes the bail and release review commission to review data concerning bail, bail reform, pretrial release, and related matters. Provides that the commission expires June 30, 2026.

DIGEST OF SB 80 (Updated March 8, 2024 8:55 pm - DI 112)

Code publication amendments. Makes Indiana Code publication amendments. Repeals and relocates a specific Indiana Code definitions chapter for organization of the defined terms by alphabetical order and to provide for future expansion of the chapter. Makes conforming cross-reference updates. Resolves technical conflicts between various enrolled acts passed during the 2024 legislative session.

DIGEST OF SB 104 (Updated February 26, 2024 5:54 pm - DI 140)

Veterinary medicine. Requires the state police department to disclose to the board of veterinary medicine (board) the criminal history or activity of veterinary license or certificate holders or applicants. Requires veterinarians and veterinary technicians to disclose certain information when renewing a license or registration certificate electronically and requires the board to compile that information into an annual report. Provides that a licensed veterinarian is not required to obtain a controlled substance registration or separate controlled substance registration if certain criteria are met. Permits a veterinarian or a registered veterinary technician to renew an expired license or registration certificate more than three years after the date of the expiration.

DIGEST OF SB 109 (Updated February 20, 2024 2:45 pm - DI 140)

Adult protective services. Allows the division of aging to contract with a person qualified to provide adult protective services. Removes language that allowed the division to contract with a governmental entity if a prosecuting attorney decides not to enter into a contract.

DIGEST OF SB 132 (Updated February 27, 2024 3:48 pm - DI 140)

Professions and professional services. Authorizes the office of the secretary of family and social services to implement a risk based managed care program for certain Medicaid recipients. Requires the office of Medicaid policy and planning to convene a workgroup and, with managed care organizations, to conduct a claims submission testing period before the risk based managed care program is established. Provides that, during the first 210 days after the risk based managed care program is implemented, a provider that experiences a financial emergency due to claims payment issues shall receive temporary emergency assistance from the managed care organizations with which the provider is contracted. Amends statutes concerning Medicaid provider agreements, health insurance reimbursement agreements, and Medicare supplement insurance to specify that a 15 day period consists of 15 business days. Requires the Indiana department of health to grant a hospital an extension of time to file the hospital's fiscal report if the hospital shows good cause for the extension. Removes an expired provision concerning hospital fiscal reports. Eliminates the requirement that a provider who is licensed in Indiana, physically located outside Indiana, but providing telehealth services to patients who are in Indiana, file a certification constituting a waiver of jurisdiction. Makes a number of changes in the law concerning health facility administrators, including eliminating the requirement that a health facility administrator display the individual's license in a prominent location in the

individual's principal office and providing that a particular course of study for administrators in training is not mandatory. Specifies: (1) the manner in which certain nurse applicants may demonstrate English proficiency; (2) that a graduate of a foreign nursing school must pass a specified examination; and (3) additional credentialing verification assessment organizations for certain nurse applicants. Prohibits a third party administrator or another person from arranging for a dental provider to provide dental services for a dental plan that sets the amount of the fee for any dental services unless the dental services are covered services under the dental plan. Provides that a contracting entity (a dental carrier, a third party administrator, or another person that enters into a provider network contract with providers of dental services) may not grant a third party access to the provider network contract or to dental services or contractual discounts provided pursuant to the provider network contract unless certain conditions are satisfied. Provides that when a dental provider network contract is entered into, renewed, or materially modified, any provider that is a party to the network contract must be allowed to choose not to participate in the third party access. Prohibits a contracting entity from: (1) altering the rights or status under a provider network contract of a dental provider that chooses not to participate in third party access; or (2) rejecting a provider as a party to a provider network contract because the provider chose not to participate in third party access. Authorizes the insurance commissioner to issue a cease and desist order against a person that violates any of these prohibitions and, if the person violates the cease and desist order, to impose a civil penalty upon the person and suspend or revoke the person's certificate of authority. Provides that if a covered individual assigns the covered individual's rights to benefits for dental services to the provider of the dental services, the dental carrier shall pay the benefits assigned by the covered individual to the provider of the dental services. However, prohibits the provider from billing the covered individual (except for a copayment, coinsurance, or a deductible amount) if the provider is in the dental carrier's network. Requires the Indiana state board of nursing to amend a specified administrative rule to conform with this act. Requires the medical licensing board to study certain rules concerning office based setting accreditations and report to the general assembly.

DIGEST OF SB 135 (Updated February 20, 2024 2:50 pm - DI 140)

Redistricting deadline. Requires certain redistricting authorities to redistrict or recertify election districts before June 30, 2025, if the election district does not have an office on the ballot during the 2024 general election. Requires certain redistricting authorities to redistrict or recertify election districts after January 1, 2025 and before June 30, 2025, if the election district does have an office on the ballot during the 2024 general election. Assesses a penalty if a redistricting authority fails to redistrict or recertify election districts. Makes conforming changes.

DIGEST OF SB 140 (Updated March 8, 2024 10:55 am - DI 150)

Natural resources. Provides that a person may perform certain activities without obtaining a permit from the department of natural resources (department). Provides certain guidelines for cutting, relocating, or removing logs that are crossways in a channel. Provides that a person who removes a logjam from a river or stream: (1) is not required to cut a log or separate a tree from its

root system if, in the opinion of the person, the cutting would create an unreasonable risk of bodily harm to the person; and (2) need not remove the dislodged logs from the floodplain if the logs are dried and burned so completely as to eliminate the potential for a new logjam. Permits a person to remove a logjam or mass of wood debris from a river or stream with mechanical equipment appropriate to the task of removing logjam or debris. Authorizes a person to remove debris from a stream under certain conditions without needing a permit from the department. Exempts the state and a county, city, or town from submitting various documents when applying for certain floodway permits. Requires the Indiana state department of agriculture to oversee and take all actions necessary to prepare and publish an updated version of the Indiana Drainage Handbook.

DIGEST OF SB 146 (Updated February 20, 2024 2:51 pm - DI 140)

Youth employment. Allows a person who is at least 18 years of age to ring up a sale of alcoholic beverages in the course of the person's employment. Allows a waiter, waitress, or server who is at least 18 years of age to serve alcoholic beverages in a dining room of a restaurant or hotel under certain conditions. Provides certain exemptions from the employment of minors law. Provides, for purposes of the reporting requirement applicable to an employer that employs a specified number of minors, that: (1) a minor's date of hire is the first date on which the minor performs work for the employer; and (2) an employer must report any new or changed information not later than the fifteenth and last business days of each month. Provides that a civil penalty for a violation of certain provisions regarding the employment of minors may not be assessed for a violation of 10 minutes or less.

DIGEST OF SB 148 (Updated March 8, 2024 11:25 am - DI 153)

Workforce data collection. Requires the division of disability and rehabilitative services (division), beginning 12 months after the direct support professional registry is implemented, to post monthly on the division's website the total number of individuals registered under the registry. Requires the division to present information concerning the total number of individuals registered to the division of disability and rehabilitative services advisory council at least quarterly. Requires reports of newly hired employees to be filed electronically. Requires employers to provide an employee's current primary standardized occupational classification code and starting compensation on a report of a newly hired employee. Provides that each workforce focused agency shall deliver a workforce related program report to the management performance hub. Requires the management performance hub to: (1) compile the workforce related program reports into an annual data product; and (2) make the data product available to each workforce focused agency. Makes conforming amendments.

DIGEST OF SB 149 (Updated March 4, 2024 2:22 pm - DI 140)

Tobacco. Prohibits a retail establishment from holding more than one active tobacco sales certificate (certificate) for a retail location at any time. Prohibits the alcohol and tobacco commission (commission) from issuing a certificate to certain persons. Provides that, if a majority interest in a business that holds a certificate is sold or transferred: (1) the new ownership must apply for a new certificate; and (2) the certificate and permit number held by the previous ownership are void 90 days after the sale or transfer of the ownership of the business. Specifies that an employee of a certificate holder (employee) must hold a valid: (1) driver's license issued by the state of Indiana or another state; or (2) identification card issued by the state of Indiana, another state, or the United States; to sell tobacco products. Requires an employee to have the driver's license, identification card, or a copy of these documents readily available to show an excise officer or law enforcement when selling tobacco products. Allows an employee who is unable to show these documents to provide certain evidence within five days. Permits the commission to impose a civil penalty on the certificate holder if an employee fails to timely produce this evidence. Provides that a person who recklessly, knowingly, or intentionally sells a tobacco product without a valid certificate commits a Class C infraction. Makes it a Class C misdemeanor for a person to operate a tobacco and vaping business within 1,000 feet of school property. Specifies exceptions.

DIGEST OF SB 150 (Updated March 7, 2024 3:42 pm - DI 119)

Artificial intelligence and cybersecurity. Creates the artificial intelligence task force (task force) to study and assess use of artificial intelligence technology by state agencies. Provides that political subdivisions, state agencies, school corporations, and state educational institutions (public entities) may adopt a: (1) technology resources policy; and (2) cybersecurity policy; subject to specified guidelines. Specifies requirements for: (1) public entities; and (2) entities other than public entities; that connect to the state technology infrastructure of Indiana. Provides, with regard to a licensing contract entered into by a state agency for use of a software application designed to run on generally available desktop or server hardware, that the contract may not restrict the hardware on which the state agency installs or runs the software. Provides that if a state agency enters into a contract with a person under which the state agency runs software on hardware owned or operated by the person, the office of technology shall ensure that the state agency fully complies with the licensing terms of all software run on the person's hardware. Provides that an executive or legislative state agency may submit to the office of technology and the task force an inventory of all artificial intelligence technologies in use, or being developed or considered by the state agency for use, by the state agency. Provides that, subject to specified exceptions: (1) title to any record of state government is held by the state; and (2) title to any record of a local government is held by that local government.

DIGEST OF SB 169 (Updated March 4, 2024 2:22 pm - DI 140)

Child caring institutions and group homes. Requires specified types of residential child care facilities to: (1) implement specified personnel policies, including with regard to: (A) minimum

qualifications for specified employee classifications; and (B) maintenance of personnel records; (2) comply with specified restrictions on caseloads; (3) obtain specified health records, immunizations, and examinations for each child under the facility's care; and (4) follow specified processes in providing medical care for children in the facility's care, including with regard to administering psychotropic medications. Provides that certain individuals at least 18 years of age but less than 21 years of age are included in the definitions for "child", "child abuse or neglect", and "victim of child abuse or neglect". Makes conforming and technical changes.

DIGEST OF SB 170 (Updated February 29, 2024 1:05 pm - DI 140)

Crimes and election workers. Defines "election worker" and makes it a Level 6 felony under certain circumstances to: (1) threaten an election worker; or (2) to obstruct, interfere with, or injure an election worker.

DIGEST OF SB 171 (Updated February 20, 2024 2:58 pm - DI 140)

Reunification plan for a child in need of services. Amends the circumstances under which reasonable efforts to reunify a child with the child's parent, guardian, or custodian or preserve a child's family are not required.

DIGEST OF SB 172 (Updated February 20, 2024 2:58 pm - DI 140)

Compensation for victims of violent crime. Amends definitions of emergency shelter care, motor vehicle, violent crime, and victim of a child sex crime. Changes out-of-pocket loss to out-of-pocket expenses. Provides that certain records obtained by the victim services division (division) of the criminal justice institute are to remain confidential. Provides that, where justice requires, the division may award compensation before an information or indictment is filed. Adds procedures for claim denial by the division. Provides that an award may not be made unless the claimant has incurred an out-of-pocket expense or loss of income that exceeds \$100. Adds that the division may order the payment of compensation for reasonable, documented expenses that were incurred within 180 days of the violent crime. Provides that the director may extend the 180 days to two years for mental health counseling. Requires written verification of all losses and expenses requested before making an award. Adds procedures for application denial and appeals. Repeals the law relating to payment of compensable losses, hearings concerning the merits of an application, decisions by a hearing officer, the reduction of awards, and appealing the findings of a hearing officer.

DIGEST OF SB 179 (Updated March 8, 2024 11:03 am - DI 134)

Commission on court appointed attorneys. Requires the justice reinvestment advisory council (council) to conduct a study on criminal indigency determinations by all Indiana trial courts. Requires the council to submit a report containing recommendations on specified topics to the legislative council before July 1, 2025. Changes the name of the Indiana public defender

commission to the Indiana commission on court appointed attorneys (commission). Provides that from July 1, 2025, through June 30, 2029, certain counties may be reimbursed for 40% of indigent defense services provided for misdemeanors in a superior or circuit court. (Current law excludes misdemeanors from reimbursement.) Requires the commission to submit a report to the legislative council and the budget committee not later than December 1, 2029, concerning the 40% reimbursement for indigent defense services provided for misdemeanors. Requires each clerk of the court to make an annual report to the commission concerning certain fees. Changes the distribution of fees for indigent defendant representation. Increases certain fees if a court finds a person is able to pay the cost of representation by counsel. Prohibits the commission from: (1) receiving additional appropriations from the general assembly for misdemeanor reimbursement; or (2) reimbursing certain counties for misdemeanor reimbursement; before July 1, 2029. Provides that each court in certain counties receiving reimbursement from the public defense fund shall require a person claiming indigency to submit a uniform form, prescribed by the office of judicial administration, to assist the court in determining whether the person is indigent. Specifies that such courts shall review or designate a staff member to review the form submitted to ensure accuracy of the information contained in the form. Allows such a court to request any additional information needed from the person to verify the accuracy of the information submitted in the form.

DIGEST OF SB 180 (Updated February 27, 2024 3:48 pm - DI 140)

Central bank digital currency. Prohibits a governmental body (defined as the state or a state agency) from: (1) accepting payment made with a central bank digital currency; or (2) requiring payment to be made with a central bank digital currency; for any service, tax, license, permit, fee, information, or other amount due the governmental body. Prohibits an administrative branch governmental body (defined as an entity of the administrative branch of state government) from advocating for or supporting the testing, adoption, or implementation of a central bank digital currency by the United States government. Defines "central bank digital currency" for purposes of these provisions.

DIGEST OF SB 181 (Updated February 27, 2024 3:49 pm - DI 140)

Citizenship and immigration status. Provides that, if the attorney general determines probable cause exists, the attorney general, rather than any person lawfully domiciled in Indiana, shall bring an action to compel a governmental body or postsecondary educational institution to comply with statutes requiring cooperation with federal immigration officials. Requires a court to apply a preponderance of the evidence standard to enjoin the violation of those statutes.

DIGEST OF SB 182 (Updated February 20, 2024 2:59 pm - DI 140)

Regulation of drones near correctional facilities. Provides that the crime of trafficking with an inmate includes the use of an unmanned aerial vehicle (drone) to deliver contraband, and that the crime of public safety remote aerial interference includes operation of a drone to intentionally

obstruct or interfere with the duties of a correctional officer, including a county jail officer.

DIGEST OF SB 183 (Updated February 27, 2024 3:49 pm - DI 140)

County option property tax exemption. Provides that a county fiscal body may adopt an ordinance to exempt mobile homes and manufactured homes located in the county from property taxation (exemption ordinance). Provides that for an annual assessment date in which an exemption ordinance is in effect, a county assessor shall not assess a mobile home or a manufactured home granted the property tax exemption. Specifies that the discretionary adoption of an exemption ordinance does not apply to mobile homes and manufactured homes that are assessed as: (1) inventory; or (2) real property; under the property tax laws and administrative rules. Makes conforming changes.

DIGEST OF SB 185 (Updated February 20, 2024 3:15 pm - DI 140)

Student use of wireless communication device. Requires each school corporation and charter school to: (1) adopt and implement a wireless communication device policy that governs student use of a wireless communication device; and (2) publish the policy on the school corporation's or charter school's website.

DIGEST OF SB 188 (Updated February 27, 2024 4:09 pm - DI 140)

Actions on deposit accounts. Provides that an action upon a deposit account must be commenced not later than two years (instead of six years under current law) after the cause of action accrues, regardless of whether the action is brought by a depositor or a depository institution..

DIGEST OF SB 189 (Updated February 26, 2024 5:56 pm - DI 140)

Locating and recovering wild game. Permits a person to use an unmanned aerial vehicle with infrared abilities to locate and recover a legally taken wild animal.

DIGEST OF SB 190 (Updated March 4, 2024 2:27 pm - DI 140)

State disaster relief fund. Makes changes to the permissible uses for the state disaster relief fund (fund). Makes changes to the requirements for an eligible entity to receive financial assistance from the fund. Makes changes to the calculations used to determine the amount of financial assistance an eligible entity may receive from the fund. Increases, from \$10,000 to \$25,000, the amount of loss that may be compensated for damages to an individual's property. Repeals provisions that: (1) provide a definition of "public facility"; (2) provide limitations for an entity suffering multiple disaster emergencies; and (3) provide requirements for an application of an eligible entity that is an individual to obtain financial assistance from the fund.

DIGEST OF SB 202 (Updated February 27, 2024 5:05 pm - DI 140)

State educational institution matters. Amends the duties of state educational institutions' diversity committees. Provides that certain offices or individuals established or employed by a state educational institution (institution) regarding diversity programming must include within the mission of the office or position programming that substantially promotes both cultural and intellectual diversity. Establishes various requirements and restrictions for institutions regarding free inquiry, free expression, and intellectual diversity that does the following: (1) Requires the establishment of certain policies regarding: (A) disciplinary actions for certain persons that materially and substantially disrupt protected expressive activity; (B) limiting or restricting the granting of tenure or a promotion if certain conditions related to free inquiry, free expression, and intellectual diversity are not met; and (C) disciplinary actions that will be taken if, after a review, a determination has been made that a tenured faculty member has failed to meet certain criteria related to free inquiry, free expression, and intellectual diversity. (2) Requires the review and consideration, at least every five years, of certain criteria related to free inquiry, free expression, and intellectual diversity. (3) Requires the establishment of a procedure that allows students and employees to submit complaints that a faculty member or contractor is not meeting certain criteria related to free inquiry, free expression, and intellectual diversity and establishes requirements regarding the procedure and submitted complaints. (4) Establishes consideration requirements before an institution renews an employment agreement or other contract with, makes a bonus decision regarding, or completes a review or performance assessment of a faculty member or contractor. (5) Prohibits requiring an applicant, employee, or contractor to pledge allegiance to or make a statement of personal support for: (A) certain policies or actions; or (B) political or ideological movements. (6) Establishes restrictions regarding awarding admission, enrollment, employment, benefits, hiring, reappointment, promotion, or granting tenure to an applicant, employee, or contractor on the basis of the viewpoints expressed in a submitted pledge or statement. (7) Requires certain information be included in an institution's programming for new students. (8) Requires the adoption of a statement on neutrality that makes a distinction between the official positions of an institution from the individual viewpoints of the institution's employees, contractors, students, and alumni. (9) Allows the commission for higher education (commission) to establish a survey that attempts to collect information from students regarding the current perceptions of whether free speech and academic freedom are recognized and fostered by an institution in a manner that welcomes expression of different opinions and ideologies and requires an institution to promote and provide the survey to students. (10) Establishes various reporting requirements by institutions or the commission concerning complaints submitted regarding faculty members or contractors who are not meeting certain criteria related to free inquiry, free expression, and intellectual diversity. (11) Provides that certain individuals may request the commission to review a final decision by an institution concerning a violation of these provisions. Provides that the commission may enter into an agreement with the office of administrative law proceedings to review violations of certain provisions and issue an opinion on behalf of the commission. Requires each institution to submit certain information by September 1, 2024, and on September 1 of each year thereafter.

Collaborative brewing. Allows a small brewery to manufacture beer for another small brewery if certain requirements are met.

DIGEST OF SB 206 (Updated February 27, 2024 5:05 pm - DI 140)

Environmental matters. Authorizes the department of environmental management (department) to use electronic means to deliver mail communications, send or publish notices, accept notices and permit applications, provide access to documents for public comment, and store documents for future access. Authorizes the use of electronic communications in proceedings involving regional water, sewage, and solid waste districts. Requires the IDEM to make a determination concerning prior approval for the construction or expansion of a biomass anaerobic digestion facility or biomass gasification facility not more than 90 days after the date on which the department receives the completed application. Eliminates a provision of law stating that a person constructing or expanding a biomass anaerobic digestion facility or a biomass gasification facility is not required to obtain the prior approval of the department if air pollution control permit requirements apply to the facility.

DIGEST OF SB 211 (Updated March 8, 2024 3:39 pm - DI 152)

Excellence in civic engagement designation and school meetings. Requires the department of education (department), in collaboration with the commission for higher education and subject to the approval of the state board, to establish an excellence in civic engagement designation. Requires the department to develop recommendations for an excellence in civics education designation for schools. Provides that the public hearing required before a school employer and school employee may privately negotiate certain matters may take place at a regular or special meeting of the school's governing body.

DIGEST OF SB 212 (Updated February 27, 2024 5:11 pm - DI 140)

Various education matters. Provides that the Indiana school for the blind and visually impaired board shall give preference to a candidate for the chief executive officer position who meets the qualifications for an Indiana teacher's certificate in the area of visual impairment disabilities, but shall not require a candidate for the chief executive officer position to meet the qualifications for an Indiana teacher's certificate in the area of visual impairment disabilities. Provides that, subject to approval by the Indiana school for the deaf board, the Indiana school for the deaf may partner with an existing nonprofit corporation to benefit the purposes of the school. Provides that the public meeting that must be held before a contract for employment is entered into by a governing body and a school superintendent may take place at a regular or special meeting of the governing body and does not have to happen at least seven days before the contract is entered into. Prohibits a teacher preparation program from using curriculum or content that is based on the three-cueing model. Provides that if only one new member is elected to the board of the governing body, a governing body may enter into a contract with a superintendent after the election. Repeals the primetime program. Amends the Indiana student enrichment grant program. Repeals provisions

regarding the primetime program.

DIGEST OF SB 215 (Updated February 20, 2024 3:17 pm - DI 140)

Medicare supplement insurance. Provides that after December 31, 2024, an issuer that makes a Medicare supplement policy or certificate available to persons at least 65 years of age must make the equivalent policy or certificate available to an individual under 65 years of age who is eligible for Medicare because of having a federally defined disability or end stage renal disease. (Under current law, an issuer that makes a Medicare supplement policy or certificate available to persons at least 65 years of age is required only to make a Plan A policy or certificate available to individuals under 65 years of age, and is required to make the Plan A policy or certificate available to an individual under 65 years of age who is eligible for Medicare because of having a federally defined disability but is not required to make the Plan A policy or certificate available to an individual under 65 years of age who is eligible for Medicare because of having end stage renal disease.) Provides that if an individual who is less than 65 years of age, who is eligible for Medicare because of having a federally defined disability or end stage renal disease, and who meets certain conditions as to application timeliness applies for a Medicare supplement policy or certificate, the issuer of the policy or certificate is prohibited from: (1) denying or conditioning the issuance or effectiveness of the individual's policy or certificate; (2) charging the individual a premium rate for a policy or certificate standardized as Plan A, B, or D that exceeds the premium rate the issuer charges an individual who is 65 years of age; (3) charging the individual a premium rate for any other standardized lettered policy or certificate that exceeds 200% of the premium rate the issuer charges an individual who is 65 years of age; or (4) issuing to the individual a policy or certificate that contains a waiting period or a preexisting condition limitation or exclusion. Provides for the expiration of Code provisions that would be superseded by the new requirements applying to issuers of Medicare supplement policies or certificates.

DIGEST OF SB 216 (Updated February 26, 2024 6:00 pm - DI 140)

Agriculture and pesticides. Requires the dean of agriculture of Purdue University to submit certain annual reports to the legislative council and the budget committee as well as to the governor. Makes several changes in the laws concerning pesticides and pesticide use and application. Adds and revises definitions of terms used in those laws. Provides for the adoption of certain pesticide requirements and standards set forth in federal regulations as state requirements and standards. Makes changes concerning who may use certain pesticides and the circumstances under which the pesticides may be used. Authorizes the state chemist to enter a premises to access copies of records but allows the person holding records to defer the state chemist's access for up to ten days. Provides that the state chemist may enter public or private or property to investigate conditions possibly resulting from pesticide use only if the state chemist has reasonable suspicion of a violation. Requires the state chemist, in a proceeding involving multiple counts of repeated incidents of the same violation, to limit the imposition of a civil penalty to five counts. Provides that any findings related to a violation must be disclosed to the alleged violator before a penalty is assessed. Provides that, absent evidence of wrongdoing by the

licensed pesticide business, any citation or civil penalty for a violation by an employee of a licensed pesticide business must be directed to the employee or the employee's supervisor instead of to the licensed pesticide business. Establishes requirements for individuals applying to become registered technicians. Establishes record keeping requirements for registered pesticide dealers, commercial applicators, and private applicators. Establishes restrictions and requirements concerning the application of pesticides on school property and pesticide use in a wellhead protection area. Sets forth acts for which the state chemist may impose a civil penalty or deny, suspend, or revoke a license, permit, or registration, including the application of a pesticide in a manner that allows it to drift from the target site, distributing a restricted use pesticide to a noncertified end user, and storing or disposing of a pesticide in violation of U.S. Environmental Protection Agency requirements.

DIGEST OF SB 220 (Updated February 27, 2024 5:11 pm - DI 140)

Financial institutions and consumer credit. Provides that a reference to federal law in: (1) the first lien mortgage lending act; (2) the Uniform Consumer Credit Code; or (3) the Indiana Code title governing financial institutions; is a reference to the law as in effect December 31, 2023 (rather than December 31, 2022, under current law). Amends Indiana Code provisions concerning accounting practices for credit unions to reflect a new accounting standard that replaces the allowance for loan and lease losses accounting methodology with the allowance for credit losses methodology, as required by the Financial Accounting Standards Board. Establishes a new chapter in the Indiana Code article containing general provisions with respect to financial institutions to require corporations (defined as certain financial institutions organized or reorganized under Indiana law) to notify the director of the department of financial institutions of a reportable cyber incident or notification incident in accordance with the same procedures required by the corporation's federal supervisory authority or federal insurer.

DIGEST OF SB 221 (Updated February 19, 2024 4:34 pm - DI 140)

State board of accounts. Limits the authority of the director of the special investigations department to investigations involving public monies that are the subject of financial examinations undertaken by the state board. Provides that an internal audit or risk assessment conducted by or on behalf of the state shall remain confidential, and that the state and other individuals may not divulge information related to an internal audit or risk assessment unless required to do so in accordance with a judicial order. Provides an exception allowing the state and other individuals to divulge information related to an internal audit or risk assessment to: (1) the state examiner; (2) the director of the office of management and budget; (3) an external auditor, in accordance with professional auditing standards; or (4) any other individual for any reason that constitutes good cause as determined by the state examiner and approved by the director of the office of management and budget. Provides that if a majority of a governing body is present during an exit conference, or any conference initiated by the state examiner to discuss an examination status, the governing body shall be considered in an executive session. Removes a mandatory requirement that city clerks attend the annual training institute conducted

by the state board of accounts. Limits the requirement that certain newly elected or appointed local officers complete five hours of approved training courses before the individual first takes office to only individuals first elected or appointed to the office of clerk-treasurer or city controller (and excluding city clerk). Requires an individual elected to the office of county auditor to annually certify completion of the individual's training requirements and file the certification with the state board.

DIGEST OF SB 222 (Updated March 8, 2024 2:21 pm - DI 154)

Automobile dealers. Amends the remedy procedure to repair a motor vehicle that is subject to a stop sale directive to include new motor vehicles. Requires a purchaser, customer, or transferee of a rebuilt or salvage vehicle to sign a written acknowledgment of receipt of the disclosure for a rebuilt or salvage vehicle. Requires the dealer services division of the secretary (secretary) to prescribe the form of the written disclosure for a rebuilt or salvage vehicle. Establishes a required training course that an applicant for a used motor vehicle dealer license must complete in order to obtain a used motor vehicle dealer license. Requires dealers to be able to provide to the secretary dealer records in an electronic format. Provides that a dealer has 10 business days to produce electronic dealer records after an investigating or auditing employee of the secretary requests the records. Requires any item that is not a part of the advertised sale price of a motor vehicle to be a separate line item in the contract for sale or lease.

DIGEST OF SB 225 (Updated February 20, 2024 3:19 pm - DI 140)

Exchange of insurance information after accident. Provides that a law enforcement officer present at the scene of an accident shall ensure that each operator complies with the duties required of an operator of a motor vehicle after an accident regardless of the apparent extent of the total property damage resulting from the accident.

DIGEST OF SB 226 (Updated March 8, 2024 2:29 pm - DI 151)

Attorney's fees. Increases: (1) the amount of attorney's fees that may be incurred by an offeror to \$250 per hour; and (2) the total amount of attorney's fees, costs, and expenses that may be awarded to not more than \$5,000; with respect to a qualified settlement offer.

DIGEST OF SB 228 (Updated March 4, 2024 2:35 pm - DI 140)

Various tax matters. Amends the economic threshold for sales tax nexus to remove the number of sales transactions in the state as one of the two current triggers that require retail merchants to collect and remit sales tax. Allows a retail merchant that receives 75% or more of its receipts from the sale of prepared food to elect to claim a sales tax exemption on transactions involving electricity equal to 50% of the tax imposed on the transactions. Makes certain changes to statutes of limitations provisions. Requires sheriffs to transfer funds collected through executions of tax

warrants twice a month electronically through the department of state revenue (department) payment portal. Specifies that the service of process fee for postjudgment service can only be assessed one time per case. Authorizes the department to disclose a taxpayer's name and other personal identification information with a tax preparer or tax preparation software provider in cases where the department suspects that a fraudulent return has been filed on behalf of a taxpayer and that the system of a taxpayer's previous year tax preparer or tax preparation software provider has been breached. Specifies the pass through entity tax liability for pass through entities in certain circumstances. Repeals an outdated provision that requires an owner of a truck stop to obtain a license from the department. Reorganizes certain retail merchant certificate provisions. Makes clarifying and technical changes.

DIGEST OF SB 232 (Updated February 29, 2024 1:08 pm - DI 140)

Statewide 911 system. Removes references to "enhanced 911 service". Increases the penalty for false informing if the false report is that a person is dangerous and certain other circumstances exist. Changes references from the "enhanced prepaid wireless charge" to the "911 service prepaid wireless charge". Provides that information relating to security measures or precautions used to secure the statewide 911 system may be excepted from public disclosure at the discretion of the statewide 911 board. Makes changes to or repeals certain definitions relating to the state 911 system. Provides that all originating service providers that provide 911 service for their customers: (1) shall connect to the state 911 system using an industry standard or functional equivalent; and (2) must establish and maintain the connection in accordance with all applicable regulatory requirements requiring service continuity and ensure access to public safety assistance. Provides that an emergency communications center included in the definition of PSAP may not be construed to create an additional PSAP. Makes a technical correction. Makes conforming amendments.

DIGEST OF SB 234 (Updated March 4, 2024 2:35 pm - DI 140)

Disaster emergency. Provides that a state of disaster emergency declared by the governor: (1) that applies to the entire state may not continue for more than 60 days unless a renewal is authorized by the general assembly; and (2) that only applies to part of the state may not continue for more than 30 days unless renewed by the governor. Provides that the renewal of a statewide disaster emergency authorized by the general assembly may continue for not more than 60 days. Specifies that if a state of disaster emergency that applies to the entire state has ended, the governor may not call a new state of disaster emergency that applies to the entire state unless the new disaster is wholly unrelated to the earlier disaster. Defines "wholly unrelated".

DIGEST OF SB 238 (Updated March 8, 2024 11:00 am - DI 129)

Innkeeper's tax. Authorizes Jefferson County to impose its innkeeper's tax at a rate of 8% (instead of 5% under current law). Provides that, if the tax rate is increased to more than 5%, the portion of the tax rate that exceeds 5% expires on December 31, 2045. Authorizes Elkhart

County to impose its innkeeper's tax at a rate of 8% (instead of 5% under current law). Provides that, if the tax rate is increased to more than 5%, the portion of the tax rate that exceeds 5% expires on December 31, 2045. Authorizes Knox County to impose its innkeeper's tax at a rate of 8% (instead of 6% under current law). Provides that, if the tax rate is increased to more than 6%, the portion of the tax rate that exceeds 6% expires on December 31, 2045.

DIGEST OF SB 241 (Updated February 20, 2024 3:26 pm - DI 140)

Taking bobcats. Requires the department of natural resources to establish and implement a season to take bobcats not later than July 1, 2025.

DIGEST OF SB 246 (Updated February 27, 2024 5:18 pm - DI 140)

Assessment of wetlands classified as wildlands. Provides that a parcel of land that: (1) is at least 1/2 of an acre in size; and (2) contains wetlands, as delineated by a person certified in wetland delineation; may be classified as wildlands for purposes of property tax assessment.

DIGEST OF SB 247 (Updated February 20, 2024 3:27 pm - DI 140)

Water and wastewater utility infrastructure. Amends the statute concerning the acquisition by a utility company of a water or wastewater utility to provide that if: (1) the appraised value of the utility property to be acquired does not exceed \$3,000,000; and (2) the purchase price for the utility property is less than the appraised value of the utility property; the acquiring utility company may submit to the Indiana utility regulatory agency (IURC) a filing under a procedure, based on the procedures set forth in the IURC's rules governing 30 day administrative filings, to include in the acquiring utility company's rate base specified costs associated with the acquisition. Sets forth certain information that must be included in an acquiring utility company's filing. Provides that if the IURC approves an acquiring utility company's filing, the IURC: (1) may only authorize that: (A) the full purchase price; and (B) estimated: (i) incidental expenses; and (ii) other costs of acquisition; be recorded as the acquiring utility company's net original cost of acquisition; and (2) shall provide that any estimated: (i) incidental expenses; and (ii) other costs of the acquisition; are subject to a reasonableness review as part of the acquiring utility company's next base rate case. Adds language specifying that the Indiana Code chapter that governs the transfer, acquisition, and improvement of utilities by municipalities applies to a municipally owned natural gas utility (in addition to a municipally owned electric, water, wastewater, or combined water and wastewater utility).

DIGEST OF SB 252 (Updated March 8, 2024 10:57 am - DI 87)

Notice publication. Changes the qualifications required for a newspaper to publish legal notices as follows: (1) A newspaper must have been published for 12 consecutive months (instead of three years). (2) A newspaper must have had an average paid circulation during the preceding year of at least 500 (instead of 200) that may include the number of website page views reported

by a website's host provider. (Current law only includes the average requested or paid circulation as reported in the United States Postal Service Statement of Ownership.) Requires a locality newspaper to have been published for 12 consecutive months (instead of three years) to be eligible to publish legal notices. Requires a paid circulation threshold for a newspaper published in a county of 2% of the county population. Makes technical corrections.

DIGEST OF SB 253 (Updated February 27, 2024 5:28 pm - DI 140)

Lake Michigan rescue equipment. Requires the owner of a pier or public access site on Lake Michigan to install public rescue equipment, including at least one ring life buoy, on the pier or public access site. Establishes requirements concerning ring life buoys installed on piers and public access sites. Provides that the end of the buoy line must not be secured to the shore. Requires a unit of local government that owns one or more piers or public access sites on Lake Michigan, at least twice per year, to publish on the unit's website a report on lakefront drownings that occur within 50 feet of the unit's piers or public access sites. Provides that if more than one fatal drowning occurs not more than 50 feet from a particular pier or public access site in a span of five years, the owner of the pier or public access site shall: (1) disseminate in the area of the pier or public access site a water safety plan pertaining to the pier or public access site; and (2) upgrade the public rescue equipment installed on the pier or public access site, such as by installing equipment that automatically contacts the local 911 service in an emergency.

DIGEST OF SB 256 (Updated March 8, 2024 8:48 pm - DI 129)

Fiscal matters. Provides that money in the attorney general contingency fee fund is continuously appropriated and is not subject to allotment. Reinstates provisions concerning meetings of the budget committee. Provides that money in the high tech crimes unit fund is continuously appropriated for purposes of the fund. Allows the Indiana economic development corporation (IEDC) to designate territory located in an existing allocation area as an innovation development district if certain conditions are met. Removes the sunset provision for when the IEDC may designate an innovation development district. Provides that if an existing allocation area is located in territory subsequently designated as an innovation development district, property tax increment revenue continues to be allocated to the existing allocation area and provides that the allocation area may not be renewed or extended until the term of the innovation development district expires. Extends the funding Indiana's roads for a stronger, safer tomorrow task force for one additional year. Provides that transfers may not be made by the budget agency, the state board of finance, or any entity from any source to the Indiana gaming commission without prior budget committee review. Provides that certain appropriations from the state gaming fund in the most recent biennial budget act may not be augmented. Amends certain language in the Medicaid oversight committee provisions in House Enrolled Act 1026.

DIGEST OF SB 260 (Updated March 7, 2024 3:40 pm - DI 129)

Neighborhood and individual development incentives. Defines a "community based

organization" as a private, nonprofit corporation whose board of directors is comprised of business, civic, and community leaders, and whose principal purpose includes the provision of low income housing. (Current law limits administration, through a financial institution, of an account to community development corporations.) Provides that: (1) the first \$1,500 (rather than \$800) is eligible for a state deposit in an individual's account; (2) the allocation, for each account that has been established, for not more than five years, is \$3 for each \$1 of the first \$1,500 (rather than the first \$400) an individual deposited into the individual's account; and (3) the amount of the allocation may not exceed \$4,500 (rather than \$2,400) for each account. Makes various changes to the administration of and procedure for claiming the neighborhood assistance tax credit and the individual development account tax credit. Removes a reference to an obsolete tax.

DIGEST OF SB 270 (Updated February 20, 2024 3:46 pm - DI 140)

Various education matters. Establishes limitations regarding the lease of school property. Amends the enrollment threshold regarding when a school building is considered underutilized. Makes changes regarding requiring (instead of allowing) a school building to be closed or made available for lease or purchase. Provides that school corporations that meet certain requirements regarding sharing operating referendum tax levy and school safety referendum tax levy revenue are not subject to the transfer of vacant school building provisions. Provides that no resolution, referenda, or distributed revenue prior to May 10, 2023, are effective to provide exemption from the transfer of vacant school building provisions. Exempts school corporations that have had a designation as a distressed political subdivision within the previous three years from the transfer of vacant school building provisions. Establishes additional requirements regarding notice, determinations, and appeals under the transfer of vacant school building provisions. Amends requirements with regard to: (1) bringing a civil action to enforce a final order to make a covered school building available for purchase or lease; (2) the time frame for which a school building must be used; and (3) transferring a school building back to a school corporation. Provides that, if a school corporation transfers a covered school building in violation of the transfer of vacant school building provisions, the transfer is void and allows for a court action with the award of attorney's fees. Changes certain formulas to reference property tax levies collected (current law references property tax levies imposed). Requires the commission for higher education to: (1) study and make recommendations; and (2) submit a report; regarding allowing Ivy Tech Community College to award bachelor's degrees and Vincennes University to offer additional programs that lead to a bachelor's degree. Makes conforming changes.

DIGEST OF SB 273 (Updated February 27, 2024 5:30 pm - DI 140)

Biomarker testing coverage. Requires a health plan (which includes a policy of accident and sickness insurance, a health maintenance organization contract, the Medicaid risk based managed care program, and a state employee health plan) to provide coverage for biomarker testing for the purposes of diagnosis, treatment, appropriate management, or ongoing monitoring of an enrollee's disease or condition when biomarker testing is supported by medical and scientific evidence. Requires the office of Medicaid policy and planning to provide biomarker testing as a

Medicaid program service, and to apply to the United States Department of Health and Human Services for approval of any waiver necessary under the federal Medicaid program for the purpose of providing biomarker testing. Provides that coverage is not required for biomarker testing for screening purposes. Provides that if a prior authorization requirement applies to biomarker testing, the health plan or a third party acting on behalf of the health plan must: (1) approve or deny a request for prior authorization; and (2) notify the covered individual of the approval or denial; in not more than five business days in the case of a nonurgent request or in not more than 48 hours in the case of an urgent request. Requires the office of the secretary of family and social services to report certain information to the budget committee on Medicaid reimbursement rates provided for biomarker testing.

DIGEST OF SB 281 (Updated February 26, 2024 6:01 pm - DI 140)

Child safety requirements for off-road vehicles. Provides that an individual less than 18 years of age is not required to wear a helmet while operating or riding on an off-road vehicle if certain requirements are met. Provides that a person may not knowingly authorize or permit an individual less than 18 years of age to operate or ride on an off-road vehicle in violation of the statute providing helmet requirements for off-road vehicle operators.

DIGEST OF SB 282 (Updated March 8, 2024 11:24 am - DI 110)

Absenteeism and school attendance. Amends the duties of an attendance officer and the state attendance officer. Requires, not later than November 1 of each year, the state attendance officer to submit a report to the legislative council containing recommended legislation based on the state attendance officer's discussions with attendance officers. Requires each governing authority of a school corporation and charter school to establish a truancy prevention policy regarding certain students in kindergarten through grade 6. Provides that a prosecuting attorney shall notify each parent of a child when an affidavit is filed regarding the child's compulsory attendance violations or if the child is a habitual truant.

DIGEST OF SB 286 (Updated February 20, 2024 3:46 pm - DI 140)

Selection of poet laureate. Amends the membership of the poet laureate selection committee. Provides that the selection committee shall meet on a biennial basis or as needed. Provides that a person selected as poet laureate may serve one additional consecutive term. Amends the commission's payments for the poet laureate.

DIGEST OF SB 290 (Updated March 4, 2024 3:04 pm - DI 140)

Criminal justice data. Requires the Indiana criminal justice institute and the department of correction to collect and distribute certain criminal justice data.