

**Evansville Regional Economic Partnership Bill Report**  
Report created on March 23, 2023

**HB1001 STATE BUDGET** (THOMPSON J) Appropriates money for capital expenditures, the operation of the state, K-12 and higher education, the delivery of Medicaid and other services, and various other distributions and purposes. Provides that the auditor of state is also known as the state comptroller. Provides that, **MORE...**

**Current Status:** 2/27/2023 - Referred to Senate Appropriations

**Priority:** Tier 1 - High

**State Bill Page:** [HB1001](#)

**HB1002 EDUCATION AND WORKFORCE MATTERS** (GOODRICH C) Establishes the: (1) career scholarship account program; (2) career scholarship account program fund; (3) career scholarship account administration fund; (4) connecting students with careers fund; and (5) intermediary capacity building fund. Provides that the department of education, in consultation with the governor's workforce cabinet, shall designate and approve a sequence, course, modern youth apprenticeship, apprenticeship, or program of study that culminates in an approved credential and is offered by an employer that has partnered with an approved intermediary to offer the sequence, course, modern youth apprenticeship, apprenticeship, or program of study. Provides for revocation of the approval if the sequence, course, modern youth apprenticeship, apprenticeship, or program of study fails to achieve an adequate outcome, as determined by the department, in consultation with the governor's workforce cabinet. Establishes eligibility requirements to participate in the CSA program. **MORE...**

**Recent Status:** 2/28/2023 - Referred to Committee on Education and Career Development

**Priority:** Tier 1 - High

**State Bill Page:** [HB1002](#)

**HB1003 HEALTH MATTERS** (SNOW C) Allows a credit against the state tax liability of an employer with fewer than 50 employees if the employer has adopted a health reimbursement arrangement in lieu of a traditional employer provided health insurance plan and if the employer's contribution toward the health reimbursement arrangement meets a certain standard. Requires employers that are allowed the credit to report certain information to the department of insurance. Provides that the total amount of credits granted to employers may not exceed \$10,000,000 in a taxable year. Provides that the credit may be carried over for 10 years, but may not be carried back. Provides that a health care provider that enters into: (1) a value-based health care reimbursement agreement; and (2) an electronic medical record access agreement; with a health plan may qualify to participate in the health plan's program to reduce or eliminate prior authorization requirements. Requires a health plan that establishes a program to reduce or eliminate prior authorization requirements to provide certain information to health care providers concerning the program.

**Current Status:** 3/16/2023 - Committee Report amend do pass (yeas 7, nays 0) adopted; reassigned to Committee on Appropriations

**Priority:** Tier 1 - High

**State Bill Page:** [HB1003](#)

**HB1004 HEALTH CARE MATTERS** (SCHAIBLEY D) Allows a credit against an employer's state tax liability if the employer has adopted a health reimbursement arrangement. Requires certain employers that claim and are allowed the credit to report certain information to the department of insurance. Provides a credit against state tax liability to certain physicians who have an ownership interest in a physician practice and meet other eligibility criteria. Establishes the health care cost oversight board and sets forth duties of the board. Provides that specified health insurance payers are not required to accept a claim for a health care service if the claim does not contain the service facility location. Beginning in 2024, requires the department of insurance to calculate a national mean price and mean price for each Indiana nonprofit hospital system as a percentage of Medicare or using another nationally recognized metric. Requires the department to, beginning in 2026, take corrective action or assess a penalty against an Indiana nonprofit hospital system if the Indiana nonprofit hospital system exceeds specified percentages of the national means calculated by the department. Requires the department to annually report to the governor and the legislative council concerning the calculations and any corrective action or penalties assessed to an Indiana nonprofit hospital system. Allows for the provisional credentialing of physicians who establish or join an independent primary care practice. **MORE...**

**Current Status:** 3/1/2023 - Referred to Committee on Health and Provider Services

**Priority:** Tier 1 - High

**State Bill Page:** [HB1004](#)

**HB1005 HOUSING** (MILLER D) Establishes the residential housing infrastructure assistance program and residential housing infrastructure assistance revolving fund. Provides that the Indiana finance authority shall administer the fund and program. Provides that political subdivisions may apply to the fund for loans for certain infrastructure projects related to the development of residential housing. Provides that money in the fund may not be used for: (1) debt repayment; (2) maintenance and repair projects; (3) upgrading utility poles; or (4) consulting or engineering fees for studies, reports, designs, or analyses. Provides that loans from the fund must be allocated as follows: (1) 70% of the money in the fund must be used for housing infrastructure in municipalities with a population of less than 50,000. (2) 30% of the money in the fund must be used for housing infrastructure in all other political subdivisions. Requires the authority to establish a project prioritization system for the purpose of awarding loans from the fund, and specifies the criteria that must be included in the project prioritization system. Allows the authority to establish a leveraged loan program to or for the benefit of program participants. Requires the public finance director to prepare an annual report of the fund's activities for the legislative council and the budget committee.

**Recent Status:** 2/23/2023 - Referred to Senate Appropriations

**Priority:** Tier 1 - High

**State Bill Page:** [HB1005](#)

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

**Current Status:** 3/21/2023 - Committee Report amend do pass (yeas 7, nays 1) adopted; reassigned to Committee on Appropriations

**Priority:** Tier 1 - High

**State Bill Page:** [HB1006](#)

**HB1160 WORKFORCE TRAINING PILOT PROGRAM** (CLERE E) Requires the commission for higher education to establish an education and career support services pilot program. Establishes certain requirements for the education and career support services pilot program. Requires the office of the secretary of family and social services, in consultation with Erskine Green Training Institute and the department of workforce development, to establish a workforce training pilot program to provide training and other services to: (1) unemployed or underemployed individuals who are eligible to receive assistance under the Temporary Assistance for Needy Families (TANF) program; and (2) individuals with intellectual and other developmental disabilities. Requires Erskine to administer the pilot program. Requires the FSSA to contract with Erskine to cover the costs of the administration of the pilot program and any subsidized wages associated with the pilot program.

**Current Status:** 3/27/2023 - Senate Family and Children Services, (Bill Scheduled for Hearing)

**Priority:** Tier 1 - High

**State Bill Page:** [HB1160](#)

**HB1449 TWENTY-FIRST CENTURY SCHOLARS PROGRAM** (HARRIS JR. E) Amends the twenty-first century scholars program eligibility requirements for certain students. Provides that the commission for higher education shall do the following: (1) In cooperation with the department of education, identify students who meet the requirements to participate in the program. (2) Notify the student and the custodial parent or guardian of the student, if the student is an unemancipated minor, that: (A) the student is eligible to participate in the program; (B) the student must agree to the conditions required to participate in the program; and (C) the student has the right to opt out of the program at any time.

**Current Status:** 3/16/2023 - Committee Report amend do pass (yeas 13, nays 0) adopted; reassigned to Committee on Appropriations

**Priority:** Tier 1 - High

**State Bill Page:** [HB1449](#)

**HB1499 PROPERTY TAX MATTERS** (THOMPSON J) Provides that the circuit-breaker credit is equal to the amount by which a person's property tax liability attributable to the person's homestead exceeds, for property taxes first due and payable: (1) in 2024, 0.95%; and (2) in 2025, 0.975%; of the gross assessed value of the property that is the basis for determination of the property taxes. Increases the amount of the supplemental homestead deduction for property taxes first due and payable in 2024 and 2025. Provides that if a taxpayer presents an appraisal to the county property tax assessment board of appeals that meets specified requirements, the

appraisal is presumed to be correct. Provides that if the county board disagrees with the taxpayer's appraisal, the county board may seek review of the appraisal or obtain an independent appraisal. Provides that after the assignment of value, the parties shall retain their rights to appeal the assessment or assessments to the Indiana board of tax review. Provides that, notwithstanding any increase in assessed value of property from the previous assessment date, the total amount of operating referendum tax that may be levied by a school corporation for taxes first due and payable in 2024 may not increase by more than 3% over the maximum operating referendum tax that could be levied by the school corporation in the previous year. Increases the renter's state income tax deduction to \$4,000. Increases the residential property state income tax **MORE...**

**Current Status:** 3/1/2023 - Referred to Senate Tax and Fiscal Policy

**Priority:** Tier 1 - High

**State Bill Page:** [HB1499](#)

**HB1591 EDUCATION MATTERS** (BEHNING R) Amends the duties of the early learning advisory committee. Changes the prekindergarten pilot program to the prekindergarten program and removes the expiration date. Removes certain restrictions on how the office of the secretary of family and social services may award grants for the prekindergarten program. Provides that, at least once every five years, the office, in cooperation with the department of education, must carry out a longitudinal study regarding students who participate in the prekindergarten program. Requires the division of family resources to develop a schedule for child care and development fund reimbursement of child care providers under which the highest rate does not differ from the lowest rate by more than 50%. Amends requirements regarding cardiopulmonary resuscitation (CPR) for child care centers, child care homes, and child care ministries. Requires: (1) each public school to provide **MORE...**

**Current Status:** 3/23/2023 - Committee Report amend do pass (yeas 11, nays 2) adopted; reassigned to Committee on Appropriations

**Priority:** Tier 1 - High

**State Bill Page:** [HB1591](#)

**SB1 BEHAVIORAL HEALTH MATTERS** (CRIDER M) Provides that, subject to certain procedures and requirements, the office of the secretary of family and social services may apply to the United States Department of Health and Human Services: (1) for a Medicaid state plan amendment, a waiver, or an amendment to an existing waiver to require reimbursement for eligible certified community behavioral health clinic services; or (2) to participate in the expansion of a community mental health services demonstration program. Requires the division of mental health and addiction to establish and maintain a help line: (1) to provide confidential emotional support and referrals to certain resources to individuals who call the help line; and (2) that is accessible by calling a toll free telephone number. Establishes the Indiana behavioral health commission and sets forth the commission's membership. Changes the name of the "9-8-8 crisis hotline center" to "9-8-8 crisis response center". Makes conforming changes.

**Current Status:** 2/28/2023 – Referred to House Public Health

**Priority:** Tier 1 - High

**State Bill Page:** [SB1](#)

**SB2 TAXATION OF PASS THROUGH ENTITIES** (BALDWIN S) Authorizes certain pass through entities to make an election to pay tax at the entity level based on each owner's aggregate share of adjusted gross income. Provides a refundable tax credit equal to the amount of tax paid by the electing entity with regard to the owner's share. Allows a credit for pass through entity taxes that are imposed by and paid to another state. Makes certain changes to provisions that apply to taxpayers who file a combined return for the financial institutions tax. Makes conforming changes for purposes of partnership audit and administrative adjustments.

**Current Status:** 2/22/2023 - **SIGNED BY GOVERNOR**

**Priority:** Tier 1 - High

**State Bill Page:** [SB2](#)

**SB3 STATE AND LOCAL TAX REVIEW TASK FORCE** (HOLDMAN T) Establishes the state and local tax review task force. Specifies the membership of the task force and the topics the task force is required to review.

**Current Status:** 3/6/2023 - Referred to House Ways and Means

**Priority:** Tier 1 - High

**State Bill Page:** [SB3](#)

**SB4 PUBLIC HEALTH COMMISSION** (CHARBONNEAU E) Defines "core public health services" for purposes of public health laws. Adds members to the executive board of the Indiana department of health. Provides that the state department may provide district or regional services to local health departments. Require each local board of health to establish a local public health services fund to receive state funding. Provides a method of allocation of state funding to local boards of health, subject to state appropriations. Allows the state department to issue guidance to local health departments. Requires the state department to make annual local health department reports available to the public. Changes the qualification requirements for a local health officer and requires certain training. Requires the state department to identify state level metrics and county level metrics and requires certain local health departments to report to the state department activities and metrics on the delivery of core public health services. Requires the state department to annually report on the metrics to the budget committee and publish information concerning the metrics on the Internet. Sets political affiliation limitations on local boards of health and adds two members to local boards of health. Requires a multiple county health department to maintain at least one physical office in each represented county. Provides that a new city health department cannot be created after December 31, 2022, but allows current city health departments to continue to operate. Creates the Indiana trauma care commission and sets forth the commission's duties. Specifies that certain vision screenings in schools for students may be performed by a physician or an optometrist. Requires vision screening in kindergarten and first grade. Modifies the list of vision tests that may be used. Requires the school to send to the parent of a student any recommendation for further testing by the vision screener. Allows for standing orders to be used for emergency stock medication **MORE...**

**Recent Status:** 3/14/2023 - House Public Health, (Bill Scheduled for Hearing)

**Priority:** Tier 1 - High

**State Bill Page:** [SB4](#)

**SB6 HEALTH CARE BILLING FORMS** (CHARBONNEAU E) Provides that a bill for health care services provided by a provider in an office setting must be submitted on an individual provider form. Prohibits an insurer, health maintenance organization, employer, or other person responsible for the payment of the cost of health care services from accepting a bill that is submitted on an institutional provider form. Requires the Indiana department of health to adopt rules for the enforcement of these provisions.

**Current Status:** 3/6/2023 - Referred to House Public Health

**Priority:** Tier 1 - High

**State Bill Page:** [SB6](#)

**SB155 AIR POLLUTION CONTROL** (NIEMEYER R) Provides that a federal regulation that classifies or amends a designation of attainment, nonattainment, or unclassifiable for any area in Indiana under the federal Clean Air Act is effective and enforceable in Indiana on the effective date of the federal regulation. Requires the environmental rules board to adopt rules, including emergency rules, to raise two Title V operating permit program fees, increasing: (1) the annual fee for a Part 70 permit to \$6,100; and (2) the annual fee for a federally enforceable state operating permit (FESOP) to \$6,100; for five years, beginning with the fees first due and collectable after December 31, 2023.

**Current Status:** 3/23/2023 - Committee Report do pass (yeas 24, nays 0), adopted

**Priority:** Tier 1 - High

**State Bill Page:** [SB155](#)

**SB271 CERTIFIED TECHNOLOGY PARKS** (BUCHANAN B) Specifies additional information that a certified technology park (park) is required to provide to the Indiana economic development corporation (corporation) in the course of a review. Provides that if a park has reached the limit on deposits and maintains its certification, the park shall become a Level 2 park. Increases, from \$100,000 to \$500,000, the annual additional incremental income tax deposit amount that a park captures once it has reached its limit on deposits. Clarifies the calculation of the additional incremental income tax deposit amount in the year in which a park reaches its limit on deposits. Provides that when the corporation certifies a Level 2 park, the corporation shall make a determination of whether the park shall continue to be designated as a Level 2 park. Requires the corporation to report to the budget committee certain information pertaining to businesses located in each park on a biennial basis.

**Current Status:** 3/22/2023 - House Ways and Means, (Bill Scheduled for Hearing)

**Priority:** Tier 1 - High

**State Bill Page:** [SB271](#)

**HB1008 PENSION INVESTMENTS (MANNING E)** Provides that a fiduciary, in making and supervising investments of a reserve fund of the public pension system, shall discharge the fiduciary's duties solely in the financial interest of the participants and beneficiaries of the public pension system for certain purposes. Specifies requirements for fiduciaries, proxy advisors, service providers, and proxy voting. Provides that compliance with certain provisions does not impose any additional fiduciary obligations on a person, other than to the extent required by law or the applicable contract or agreement. Requires the board of trustees of the Indiana public retirement system to, at least annually, tabulate and report all proxy votes made by any fiduciary in relation to the administration of a fund of the public pension system. Provides that the treasurer of state shall enforce these provisions. Specifies, for the board and the treasurer of state, particular enforcement requirements and procedures if the treasurer of state determines that a person has engaged in, is engaging in, or is going to engage in a violation regarding fiduciary duties. Provides that certain persons and entities are immune from civil liability and entitled to indemnification. Requires the board to amend the board's investment policies to comply with the requirements on or before December 31, 2023. Specifies fiduciary duties, similar to the those applicable to the public pension system, that apply to the trustee of the state police pension trust.

**Recent Status:** 3/1/2023 - Referred to Senate Pensions and Labor

**Priority:** Tier 2 - Medium

**State Bill Page:** [HB1008](#)

**HB1106 MINE RECLAMATION TAX CREDIT (LINDAUER S)** Provides a tax credit for a taxpayer that enters into an agreement with the Indiana economic development corporation for a qualified investment for development of property located on reclaimed coal mining land. Provides that the amount of a credit that a taxpayer receives may not exceed the lesser of: (1) a taxpayer's qualified investment multiplied by 25%; or (2) \$1,500,000. Provides for the assignment of the credit by a taxpayer to certain lessees. Provides that a taxpayer is not entitled to the credit if the corporation determines that the taxpayer has substantially reduced or ceased its operations in Indiana in order to relocate them within the mine reclamation site. Provides that the tax credit expires December 31, 2027.

**Current Status:** 3/14/2023 - Senate Tax and Fiscal Policy, (Bill Scheduled for Hearing)

**Priority:** Tier 2 - Medium

**State Bill Page:** [HB1106](#)

**HB1179 PROFESSIONAL LICENSING (CLERE E)** Allows a state agency to adopt a policy governing electronic meetings conducted by a board or committee of the agency, if the board or committee has not adopted a policy. Allows the reinstatement of a professional license that was retired, inactive, or surrendered if the applicant meets the requirements for a delinquent or lapsed license. Provides that provisions regarding reinstatement of a retired license do not apply if the license was retired while a complaint or investigation regarding professional conduct was pending. Provides that the reinstatement law applies to all licenses that were inactive for more than three years. Requires, for purposes of the license reinstatement law, that each board make available a list of standards that require a personal appearance before the board. Requires a provider of a continuing education course to: (1) obtain approval of the course from the licensing board; and (2) provide the licensing board or agency with a certificate showing that a practitioner completed a course. Eliminates random continuing education audits of practitioners. Adds certain nonhealth professions to the professions that an out-of-state applicant may use to apply for license under the general reciprocity law. Provides that if a board does not act on an application within one year for an applicant who holds a provisional license or provisional certificate under the reciprocity law, the professional licensing agency shall issue **MORE...**

**Current Status:** 2/27/2023 - Referred to Committee on Commerce and Technology

**Priority:** Tier 2 - Medium

**State Bill Page:** [HB1179](#)

**HB1266 CYBER CIVILIAN CORPS PROGRAM ADVISORY BOARD (JUDY C)** Establishes the Indiana cyber civilian corps program advisory board. Provides for the membership of the board. Requires the board to provide findings and recommendations concerning the establishment of an Indiana cyber civilian corps program to the legislative council.

**Recent Status:** 3/21/2023 - Committee Report do pass (yeas 8, nays 0), adopted

**Priority:** Tier 2 - Medium

**State Bill Page:** [HB1266](#)

**HB1290 EARNED INCOME TAX CREDIT** (GOODRICH C) Recouples the state earned income tax credit qualifications with the federal earned income tax credit qualifications under the Internal Revenue Code as in effect January 1, 2023. Increases the state earned income tax credit to an amount equal to 12% (instead of 10%) of the federal earned income tax credit that an individual claimed for a taxable year.

**Recent Status:** 3/21/2023 - Senate Tax and Fiscal Policy, (Bill Scheduled for Hearing)

**Priority:** Tier 2 - Medium

**State Bill Page:** [HB1290](#)

**HB1349 OUTDOOR REFRESHMENT AREAS** (LINDAUER S) Allows a city or town to designate an outdoor location as a refreshment area with the approval of the alcohol and tobacco commission. Provides that if a refreshment area is approved, the commission designates retailer permittees that may sell alcoholic beverages for consumption within the refreshment area. Prohibits a refreshment area from being located near a school or church unless the school or church does not object. Allows a minor to be within the refreshment area. Makes it a Class C infraction for a participating retailer permittee or vendor to: (1) sell a person more than one alcoholic beverage at a time or an alcoholic beverage that exceeds the volume limitations; or (2) allow a person who is not wearing a wristband identification to enter the refreshment area with an alcoholic beverage.

**Current Status:** 2/27/2023 - Referred to Senate Public Policy

**Priority:** Tier 2 - Medium

**State Bill Page:** [HB1349](#)

**HB1451 UNEMPLOYMENT COMPENSATION** (CARBAUGH M) Amends the definition of "deductible income" for purposes of the unemployment compensation laws. Provides that, subject to certain exceptions, the department of workforce development may accept an offer in compromise from an employer or claimant to reduce past due debts arising from contributions or benefit overpayments. Provides that an individual is ineligible for benefits for any week that the individual receives payments equal to or exceeding the individual's weekly benefit amount in pension, retirement, or annuity payments under any plan of an employer where the employer contributes all of the money. Provides that the state of Indiana is not required to participate in or precluded from ceasing to participate in any offered or enacted voluntary, optional, special, or emergency federal program. Makes corresponding changes.

**Current Status:** 3/21/2023 - Third reading passed; Roll Call 245: yeas 42, nays 0

**Priority:** Tier 2 - Medium

**State Bill Page:** [HB1451](#)

**SB7 PHYSICIAN NONCOMPETE AGREEMENTS** (BUSCH J) Provides that beginning July 1, 2023, a physician and an employer may not enter into a noncompete agreement.

**Recent Status:** 2/28/2023 - Referred to House Employment, Labor and Pensions

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB7](#)

**SB9 ENERGY UTILITIES** (LEISING J) Amends the Indiana Code chapter concerning federally mandated requirements for energy utilities as follows: (1) Specifies that for purposes of the statute, "federally mandated costs" include the following: (A) Costs that an energy utility has incurred, or estimates that it will incur, in connection with a compliance project. (B) Costs that are directly related to the preparation and conduct of a regulatory proceeding. (C) Costs related to a compliance project and incurred by an energy utility before the date of: (i) the energy utility's application to the IURC for a certificate of public convenience and necessity with respect to the compliance project; or (ii) the IURC's order with respect to the application; if the IURC finds the costs are just and reasonable. (2) Provides that an energy utility's application for a certificate for a compliance project must be filed either: (A) before; or (B) within a reasonable time with respect to; any federally mandated compliance date. (3) Specifies that recovery of the 80% of IURC-approved federally mandated costs that an energy utility may recover through a rate adjustment mechanism must commence no earlier than: (A) the date of a final agency action regarding the federally mandated requirement; or (B) in the absence of a final agency action, the date on which the federally mandated requirement becomes effective. Requires a **MORE...**

**Current Status:** 3/22/2023 - **SIGNED BY GOVERNOR**

**Recent Status:** 3/21/2023 - Senate Concurred in House Amendments: yeas 29, nays 12

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB9](#)

**SB20 DESIGNATED OUTDOOR REFRESHMENT AREAS** (BROWN L) Allows a city or town to designate an outdoor location as a refreshment area with the approval of the alcohol and tobacco commission. Provides that if a refreshment area is approved, the commission designates retailer permittees that may sell alcoholic beverages for consumption within the refreshment area. Prohibits a refreshment area from being located near a school or church unless the school or church does not object. Allows a minor to be within the refreshment area. Makes it a Class C misdemeanor for a participating retailer permittee or vendor to sell a person more than two alcoholic beverage at a time or an alcoholic beverage that exceeds the volume limitations.

**Recent Status:** 2/28/2023 – Referred to Public Policy

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB20](#)

**SB46 COUNTY OPTION CIRCUIT BREAKER TAX CREDIT** (SANDLIN J) Authorizes a county fiscal body to adopt an ordinance to provide a credit against property tax liability for qualified individuals. Defines a "qualified individual" for purposes of the credit. Provides that the ordinance may designate: (1) all of the territory of the county; or (2) one or more specific geographic territories within the county; as an area in which qualified individuals may apply for the credit. Provides that the credit amount is equal to the amount by which property taxes on the property increased by at least 2% but not more than 5% from the prior year. Requires a qualified individual who desires to claim the credit to file a certified statement with the county auditor. Provides that the county auditor shall apply the credit in succeeding years after the certified statement is filed unless the auditor determines that the individual is no longer eligible for the credit or the county fiscal body rescinds **MORE...**

**Current Status:** 3/22/2023 - House Ways and Means, (Bill Scheduled for Hearing)

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB46](#)

**SB160 PROFESSIONAL COUNSELORS LICENSURE COMPACT** (CRIDER M) Requires the behavioral health and human services licensing board to administer the professional counselors licensure compact. Adopts the compact. Sets forth requirements of a member state. Sets forth the duties and authority of the counseling compact commission. Allows a counselor in a home state to practice via telehealth in a member state. Allows each member state to have one delegate on the commission.

**Recent Status:** 2/28/2023 - Referred to House Public Health

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB160](#)

**SB167 FAFSA** (LEISING J) Requires all students, except for students at certain nonpublic schools, in the student's senior year to complete and submit the FAFSA not later than April 15 unless: (1) a parent of a student or a student, if the student is an emancipated minor, signs a waiver that the student understands what the FAFSA is and declines to complete it; or (2) the principal or school counselor of the student's high school waives the requirement for a group of students due to the principal or school counselor being unable to reach the parents or guardians of the students by April 15 after at least two reasonable attempts to contact the parents or guardians. Requires that the: (1) model notice prepared by the commission for higher education; and (2) notice that each school corporation is required to send regarding the FAFSA; include information regarding the requirements and exceptions for completing the FAFSA. Expires certain requirements on June 30, 2033.

**Current Status:** 3/21/2023 - Third reading passed; Roll Call 280: yeas 84, nays 9

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB167](#)

**SB176 SMALL MODULAR NUCLEAR REACTORS** (KOCH E) Changes the rated electric generating capacity from 350 megawatts to 470 megawatts for purposes of the definition of "small modular nuclear reactor" as used in the statutes concerning: (1) certificates of public convenience and necessity issued by the Indiana utility regulatory commission for the construction, lease, or purchase of electric generation facilities; and (2) financial incentives for energy utilities that invest in clean energy projects. Makes a technical correction.

**Current Status:** 3/13/2023 - Returned to the Senate with amendments

**Recent Status:** 3/13/2023 - Third reading passed; Roll Call 255: yeas 70, nays 21

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB176](#)

**SB246 EXCESS LIABILITY TRUST FUND (NIEMEYER R)** Defines "aboveground storage tank" as a tank that is at least 90% above the surface of the ground, that has a capacity of more than 1,500 gallons but not more than 20,000 gallons, and that is used for the bulk storage and distribution of motor fuel to retailers or used at an airport. Authorizes the use of the petroleum storage tank excess liability trust fund (ELTF) to provide a source of money to satisfy liabilities for corrective action involving aboveground storage tanks as well as underground petroleum storage tanks. Authorizes the use of the ELTF to provide reimbursement of 50% of costs of decommissioning or replacing underground petroleum storage tanks that meet the certain criteria. Requires the underground storage tank financial assurance board to adopt rules concerning this reimbursement program. Transfers, from the state fire marshal and the fire prevention and building safety commission to the Indiana department of environmental management (department) and the environmental rules board, the authority to issue certificates for people who work on underground storage tanks in Indiana. Provides that the commissioner of the department (commissioner) may not: (1) issue an order to secure compliance; or (2) proceed in court; to require the owner or operator of an underground storage tank to undertake corrective action with respect to a release of petroleum from the underground storage tank until the commissioner has received and reviewed the initial site characterization of the site of the release. Establishes requirements for initial site characterizations. Provides that, if a quantity of the released petroleum remains or may remain underground at the site, the commissioner is prohibited from: (1) requesting that the owner or operator execute a restrictive covenant applying to the site of the underground storage tank; (2) making a **MORE...**

**Current Status:** 3/6/2023 - Referred to House Environmental Affairs

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB246](#)

**SB292 INPRS INVESTMENTS (HOLDMAN T)** Requires the board of trustees of the Indiana public retirement system (board) to make investment decisions with the primary purpose of maximizing the target rate of return on the board's investments. Prohibits the board from making an investment decision with the purpose of influencing any social or environmental policy or attempting to influence the governance of any corporation for nonpecuniary purposes. Specifies an exception. Requires the board to adopt a policy that ensures proxy voting and engagement is based primarily on maximizing the target rate of return on the board's investments. Provides certain guidelines and reporting requirements for proxy voting in relation to the administration of the public pension and retirement funds of the system.

**Current Status:** 2/28/2023 - Referred to House Financial Institutions

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB292](#)

**SB300 RESIDENTIAL TAX INCREMENT FINANCING (ROGERS L)** Removes the threshold conditions for establishing a residential housing development program and a tax increment allocation area for the program, including the condition that the governing body of each school corporation affected by the program pass a resolution approving the program before the program may go into effect. Provides that the fiscal body of a county may adopt an ordinance to designate an economic development target area.

**Current Status:** 2/28/2023 - Referred to House Ways and Means

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB300](#)

**SB340 IMAGINATION LIBRARY (BECKER V)** Establishes the Indiana imagination library. Provides that the state library shall administer the Indiana imagination library. Provides that the state library, in consultation with the department of education and the family and social services administration, shall either establish a statewide nonprofit organization or enter into an agreement with a statewide nonprofit organization to carry out the responsibilities related to statewide partnerships and programs. Requires that the statewide nonprofit organization manage the daily operations of and promote the program. Establishes the Indiana imagination library fund, which is nonreverting. Requires the state library, in conjunction with the statewide nonprofit organization, to review the program and report to the governor and the interim study committee on education by November 1 of each year, beginning November 1, 2023.

**Current Status:** 3/16/2023 - Referred to House Ways and Means

**Recent Status:** 3/16/2023 - Committee Report do pass (yeas 10, nays 1), adopted

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB340](#)

**SB390 COMMERCIAL SOLAR AND WIND ENERGY READY COMMUNITIES** (MESSMER M) Provides that the commercial solar and wind energy ready communities development center may be established within the Indiana office of energy development. Provides that the center shall: (1) provide comprehensive, easily accessible information concerning permits required for commercial solar projects and wind power projects; and (2) work with permit authorities concerning those projects. Requires the center to create and administer a program to certify counties and municipalities as commercial solar energy ready communities and wind energy ready communities. Requires the office to certify a county or municipality as a commercial solar energy ready community or a wind energy ready community if the county or municipality meets certain requirements, including the adoption of a commercial solar regulation or wind power regulation that includes standards that are not more restrictive than the default standards established by Indiana law. Provides that a commercial solar and wind energy ready communities incentive fund may be established by the office. Provides that if: (1) a county or municipality receives certification as a commercial solar energy ready community or a wind energy ready community; (2) a project owner constructs a commercial solar project or wind power project in the county or municipality; (3) the fund is established; and (4) there is a sufficient balance in the fund; the office may authorize the county or municipality to receive from the fund, for a period of 10 years, \$1 per megawatt hour of electricity generated by the commercial solar project or wind power project.

**Recent Status:** 3/21/2023 - Committee Report do pass (yeas 13, nays 0), adopted

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB390](#)

**SB473 LIMITS ON DISCHARGES INTO THE OHIO RIVER** (BECKER V) Provides that if a community water system that discharges wastewater into the Ohio River demonstrates to the satisfaction of the department of environmental management that the discharged wastewater does not increase the mass of mercury in the Ohio River by an amount greater than the mass of mercury in the water withdrawn from the Ohio River by the community water system: (1) the community water system's discharge into the Ohio River shall not be considered to cause, have a reasonable potential to cause, or contribute to an excursion above any applicable water quality standard governing mercury in the Ohio River; and (2) no water quality-based effluent limitations for mercury shall be required in a new or renewal NPDES permit issued to the community water system.

**Current Status:** 3/6/2023 - Referred to House Environmental Affairs

**Priority:** Tier 2 - Medium

**State Bill Page:** [SB473](#)

**HB1007 ELECTRIC UTILITY SERVICE** (SOLIDAY E) Provides that it is the continuing policy of the state that decisions concerning Indiana's electric generation resource mix, energy infrastructure, and electric service ratemaking constructs must take into account the following attributes of electric utility service: (1) Reliability. (2) Affordability. (3) Resiliency. (4) Stability. (5) Environmental sustainability. Requires the Indiana utility regulatory commission (IURC) to take each of these attributes into account when: (1) reviewing, and preparing a final director's report for, an integrated resource plan submitted by an electric utility; (2) acting upon a petition for the construction, purchase, or lease of an electric generation facility; and (3) reviewing whether the public convenience and necessity continues to require the completion of an electric generation facility under construction. Requires the IURC to commence before September 1, 2023, a comprehensive study to consider the appropriate: (1) design and framework for; and (2) requirements with respect to; performance based ratemaking for investor-owned electricity suppliers. Sets forth certain topics that the IURC shall consider and evaluate in conducting the required study. Requires the IURC to include in its annual report that is due before October 1, 2025, a report containing the IURC's analysis and recommendations on the specified topics. Provides that the report must contain recommendations, supported by sufficient data and analysis from the IURC's study, with respect to the appropriate: (1) design and framework for; and (2) requirements with respect to; performance based ratemaking for electricity suppliers, so as to enable the general assembly to fully evaluate the impact of performance based ratemaking on all classes of ratepayers, while considering the five attributes of electric utility service set forth as state policy in the bill. Amends the statute governing reliability adequacy metrics for certain electric utilities as follows: (1) Defines the terms: (A) "fall unforced capacity", or "fall UCAP"; and (B) "spring unforced capacity", or "spring UCAP"; for purposes of the prescribed **MORE...**

**Current Status:** 3/21/2023 - Returned to the House with amendments

**Recent Status:** 3/20/2023 - Third reading passed; Roll Call 227: yeas 48, nays 0

**Priority:** Tier 3 - Low

**State Bill Page:** [HB1007](#)

**HB1132 LAND USE TASK FORCE** (CULP K) Creates the land use task force to study and make recommendations concerning: (1) areas where food insecurity exists; (2) development growth trends in rural, suburban, and urban communities across Indiana; and (3) other community growth issues.

**Current Status:** 2/27/2023 - Referred to Committee on Commerce and Technology

**Priority:** Tier 3 - Low

**State Bill Page:** [HB1132](#)

**HB1200 GOVERNMENT REFORM TASK FORCE** (BARTELS S) Establishes the government reform task force (task force). Provides for members of the task force. Requires the task force to submit a report. Prohibits the consideration of the number or amount of fines or civil penalties imposed on regulated entities by an employee in an agency's evaluation of the employee.

**Current Status:** 2/23/2023 - Referred to Senate Judiciary

**Priority:** Tier 3 - Low

**State Bill Page:** [HB1200](#)

**HB1217 VARIOUS ALCOHOL MATTERS** (MANNING E) Modifies the definition of "entertainment complex" for purposes of alcohol law. Allows a primary source of supply or wholesaler to allow a permittee to use its equipment to hold and dispense alcoholic beverages to consumers during a special event. Provides that a beauty culture salon employee may dispense beer and wine under certain circumstances. Increases, within a certain historic district, the number of alcoholic beverage restaurant permits from 10 to 15, and changes certain other requirements. Allows a small brewery to receive, bottle, and package beer from another small brewery if certain requirements are met. Increases the number of gallons of liquor that an artisan distiller may produce in a calendar year from 10,000 to 20,000. Amends the limitations on the amount of liquor from another manufacturer that an artisan distiller may obtain and use. Provides that certain brewers may sell or transfer beer to certain food manufacturers for the purpose of adding or integrating the beer into a product or **MORE...**

**Current Status:** 3/29/2023 - Senate Public Policy, (Bill Scheduled for Hearing)

**Priority:** Tier 3 - Low

**State Bill Page:** [HB1217](#)

**HB1382 ROBOTICS PROGRAMS** (GOODRICH C) Establishes the robotics competition program to provide grants to eligible robotics competition teams in order to expand opportunities to increase interest and improve skills in science, technology, engineering, and mathematics through participation in competitive robotics programs. Provides a procedure for eligible teams to apply to the department of education to receive a grant. Establishes the robotics competition program fund. Requires the department to establish guidelines to: (1) award grants to eligible teams for allowable expenses; and (2) accommodate the participation of students with disabilities on eligible teams or in robotics competitions.

**Current Status:** 3/16/2023 - Committee Report amend do pass (yeas 13, nays 0) adopted; reassigned to Committee on Appropriations

**Priority:** Tier 3 - Low

**State Bill Page:** [HB1382](#)

**SB5 CONSUMER DATA PROTECTION** (BROWN L) Establishes a new article in the Indiana Code concerning consumer data protection, to take effect January 1, 2026. Sets forth the following within the new article: (1) Definitions of various terms that apply throughout the article. (2) Exemptions from the bill's requirements concerning the responsibilities of controllers of consumers' personal data. (3) The rights of an Indiana consumer to do the following: (A) Confirm whether or not a controller is processing the consumer's personal data. (B) Correct inaccuracies in the consumer's personal data that the consumer previously provided to a controller. (C) Delete the consumer's personal data held by a controller. (D) Obtain a copy or representative summary of the consumer's personal data that the consumer previously provided to the controller. (E) Opt out of the processing of the consumer's personal data for certain purposes. (4) The responsibilities of controllers of consumers' personal data. (5) The roles of controllers and processors with respect to a consumer's personal data. (6) Requirements for data protection impact assessments by controllers of consumers' personal **MORE...**

**Current Status:** 3/15/2023 - House Judiciary, (Bill Scheduled for Hearing)

**Priority:** Tier 3 - Low

**State Bill Page:** [SB5](#)

**SB12 MATERIAL HARMFUL TO MINORS (TOMES J)** Establishes a procedure: (1) to allow a parent or guardian of a child enrolled in a school to submit a complaint that a book in the school library is inappropriate; and (2) for the school to respond to the complaint. Establishes an appeal procedure. Provides that a school library may not make a book available that contains obscene matter or matters harmful to children. Removes schools from the list of entities eligible for a specified defense to criminal prosecutions alleging: (1) the dissemination of material harmful to minors; or (2) a performance harmful to minors. Adds colleges and universities to the list of entities eligible for a specified defense to criminal prosecutions alleging: (1) the dissemination of material harmful to minors; or (2) a performance harmful to minors.

**Current Status:** 3/6/2023 - Referred to House Education

**Priority:** Tier 3 - Low

**State Bill Page:** [SB12](#)

**SB33 SOLAR PANEL AND WIND POWER EQUIPMENT DISPOSAL STUDY (WALKER G)** Directs the Indiana department of environmental management (IDEM) to conduct a study concerning the decommissioning and disposal of solar panels and wind power equipment. Sets forth certain topics that IDEM must consider in conducting the study. Provides that IDEM may consult with the Indiana utility regulatory commission as necessary to conduct the study. Requires IDEM to: (1) file a report on its findings and recommendations resulting from the study with the chairman of the legislative council; and (2) present the report to the interim study committee on energy, utilities, and telecommunications; not later than October 1, 2024.

**Current Status:** 3/23/2023 - Second reading ordered engrossed

**Priority:** Tier 3 - Low

**State Bill Page:** [SB33](#)

**SB37 FOOD AND BEVERAGE TAXES (GASKILL M)** Requires each local unit that imposes a food and beverage tax to annually report information concerning distributions and expenditures of amounts received from the food and beverage tax. Provides that food and beverage taxes currently authorized under IC 6-9 and that do not otherwise contain an expiration date shall expire on the later of: (1) January 1, 2045; or (2) the date on which all bonds or lease agreements outstanding on May 7, 2023, are completely paid. Requires each local unit that imposes a food and beverage tax that is subject to the expiration provision to provide to the department of local government finance a list of each bond or lease agreement outstanding on May 7, 2023, and the date on which each will be completely paid. Requires the department to publish the information on the gateway website. Declares the intention of the general assembly to only authorize local units to impose new food and beverage taxes based on specified criteria.

**Current Status:** 2/7/2023 - Referred to Committee on Ways and Means

**Priority:** Tier 3 - Low

**State Bill Page:** [SB37](#)

**SB298 UTILITY INFRASTRUCTURE IMPROVEMENT CHARGES (KOCH E)** Amends the statute governing infrastructure improvement charges for water or wastewater utilities as follows: (1) Provides that in the case of a municipally owned utility or a not-for-profit utility, the adjustment amount to an eligible utility's basic rates and charges for the recovery of infrastructure improvement costs shall be recovered over a 12 month period, regardless of the amount of time over which the infrastructure improvement costs were incurred. (2) Provides that a utility may not recover through an infrastructure improvement charge any infrastructure improvement costs that are recovered by the utility through contributions in aid of construction. (3) Provides that when an eligible utility files a petition for an adjustment amount with the Indiana utility regulatory commission (IURC), the office of utility consumer counselor (OUCC) may examine information of the eligible utility, limited to confirming: (A) that the infrastructure improvements for which recovery is sought are eligible for cost recovery under the statute; and (B) the proper calculation of the proposed adjustment amount. (Existing law provides that the OUCC may examine the information of an eligible utility to confirm these matters, but does not specify that the OUCC's examination is limited to the confirmation of these matters.) (4) Provides that if the IURC finds that an eligible utility's proposed adjustment amount has not been calculated correctly, the IURC shall: (A) provide the correct calculation of the adjustment amount; and (B) allow the eligible utility to **MORE...**

**Current Status:** 3/21/2023 - Returned to the Senate without amendments

**Recent Status:** 3/20/2023 - Third reading passed; Roll Call 273: yeas 94, nays 0

**Priority:** Tier 3 - Low

**State Bill Page:** [SB298](#)

**SB303 PRIVACY PROTECTIONS FOR NONPROFIT ORGANIZATIONS** (BROWN L) Defines "personal information", with respect to a nonprofit organization, as a compilation of data that directly or indirectly identifies a person as a member of, supporter of, volunteer for, or donor to, the nonprofit organization. Prohibits a public agency from doing the following: (1) Requiring a person or nonprofit organization to provide personal information to the public agency, or otherwise compelling the release of personal information. (2) Releasing, publicizing, or publicly disclosing personal information in its possession. (3) Requesting or requiring a current or prospective contractor or grantee to provide a list of nonprofit organizations to which the current or prospective contractor or grantee has provided financial or nonfinancial support. Provides exceptions to these prohibitions with respect to disclosures made: (1) in compliance with specified laws; or (2) under certain circumstances in the context of litigation. Provides that personal information is considered confidential and is not subject to disclosure under Indiana's access to public records act (act). Provides that a person alleging a violation of the bill's provisions may bring a civil action for injunctive relief, specified damages, or both. Provides that: (1) a public employee; (2) a public official; or (3) an employee or officer of a contractor or subcontractor for a public agency; who violates the bill's provisions is subject to the penalties and discipline that apply with respect to violations of the act.

**Current Status:** 2/7/2023 - Referred to House Judiciary

**Priority:** Tier 3 - Low

**State Bill Page:** [SB303](#)

**SB339 ATTAINABLE HOMEOWNERSHIP TAX CREDIT** (ROGERS L) Establishes a tax credit for a contribution to an affordable housing organization. Requires the Indiana economic development corporation to approve each organization applicant as an organization for which a taxpayer is eligible to claim a credit for a contribution. Provides that the amount of the credit is equal to 50% of the amount of the contribution that is not more than \$20,000 made to the organization. Provides that the credit may be carried forward for five years following the unused credit year. Provides that the total amount of tax credits awarded may not exceed \$100,000 in each state fiscal year. Requires the department of state revenue to post certain information about the credit on a website used by the department to provide information to the public.

**Current Status:** 2/28/2023 - Referred to House Ways and Means

**Priority:** Tier 3 - Low

**State Bill Page:** [SB339](#)

**SB344 NORTHEAST INDIANA STRATEGIC DEVELOPMENT COMMISSION** (HOLDMAN T) Establishes the northeast Indiana strategic development fund (fund) administered by the northeast Indiana strategic development commission (commission). Prohibits money in the fund from being used for the purposes of expanding or increasing access to broadband. Adds additional purposes to be carried out by the commission in the development area. Expands the membership of the commission to include two additional voting members to be appointed by the northeast Indiana local economic development organization council.

**Current Status:** 2/28/2023 - Referred to House Ways and Means

**Priority:** Tier 3 - Low

**State Bill Page:** [SB344](#)

**SB388 FOOD AND BEVERAGE TAXES** (HOLDMAN T) Requires each local unit that imposes a food and beverage tax to annually report information concerning distributions and expenditures of amounts received from the food and beverage tax. Authorizes the city of Columbia City to impose a food and beverage tax.

**Current Status:** 2/28/2023 - Referred to House Ways and Means

**Priority:** Tier 3 - Low

**State Bill Page:** [SB388](#)