

Evansville Regional Economic Partnership Bill Report
Report created on April 6, 2023

HB1001 STATE BUDGET (THOMPSON J) Appropriates money for the operation of the state **MORE...**

Current Status: 3/30/2023 - Senate Appropriations, (Bill Scheduled for Hearing)

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) career scholarship account donation fund; (5) career advising grant program and fund; and (6) intermediary capacity building fund. Provides that the department of education, in consultation with the governor's workforce cabinet, shall designate and approve course sequences, career courses, modern youth apprenticeships, apprenticeships or apprenticeship programs, or programs of study for grants under the CSA program. Provides for revocation of the approval if a sequence, course, modern youth apprenticeship, apprenticeship or apprenticeship program, or program of study fails to achieve an adequate outcome, as determined by the department in consultation with the cabinet. Establishes eligibility requirements to participate in the CSA program. Provides that the cabinet may approve participating entities that meet certain requirements to participate in the CSA program. Provides that grant amounts that career scholarship students receive are not included in adjusted gross income for tax purposes. Requires the department to publish on the department's website a list of skill competencies identified by certain approved participating entities. **MORE...**

Current Status: 4/6/2023 - Committee Report amend do pass (Yeas 8, Nays 5) adopted; reassigned to Committee on Appropriations

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. 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) Specifies additional information that a hospital must report to the Indiana department of health in the hospital's annual report and establishes a fine for a hospital that fails to timely file the report. Before November 1, 2025, and before November 1 each subsequent year, requires the department to compare certain Indiana nonprofit hospital system facility pricing information with 260% of Medicare. Requires the department to, beginning in 2026, assess a penalty against an Indiana nonprofit hospital system if the Indiana nonprofit hospital system exceeds a specified targeted percentage of Medicare. Establishes the payer affordability penalty fund for specified hospital fines and penalties to be used for the state's share of the costs of the healthy Indiana plan. Requires the department to review the targeted percentage rate for the penalties every two years to determine if the rate needs to be adjusted. Requires a third party administrator, insurer, or health maintenance organization that has contracted with a person to administer a self-funded insurance plan to provide claims data to the person not later than 14 days **MORE...**

Current Status: 4/6/2023 - Committee Report amend do pass (Yeas 6, Nays 5) adopted; reassigned to Committee on Appropriations

Priority: Tier 1 - High

State Bill Page: [HB1004](#)

HB1005 HOUSING (MILLER D) Establishes the residential housing infrastructure assistance program and revolving fund. 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. Provides that the fiscal body of a county may adopt an ordinance to designate an economic development target area. Removes the threshold conditions for establishing a residential housing development program and a tax increment allocation area for the program, including the condition that the governing body of each school corporation affected by the program pass a resolution approving the program before the program may go into effect. Changes the duration of a residential housing development program from 25 years to 20 years after the date on which the first obligation **MORE...**

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

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 when provided in accordance with generally accepted clinical care guidelines. Establishes a local mental health referral program to provide treatment for certain persons who have been arrested.

Recent Status: 4/6/2023 - Committee Report amend do pass (Yeas 9, Nays 0), adopted

Priority: Tier 1 - High

State Bill Page: [HB1006](#)

HB1160 WORKFORCE DEVELOPMENT PILOT PROGRAMS (CLERE E) Provides that the commission for higher education may establish an education and career support services pilot program. Provides that the office of the secretary of family and social services, in consultation with Erskine Green Training Institute and the department of workforce development, may establish a workforce training pilot program to provide training and other services to: (1) unemployed or underemployed individuals; and (2) individuals with intellectual and other developmental disabilities. Provides that: (1) FSSA may contract with Erskine to cover the costs of the administration of the workforce training pilot program and any subsidized wages associated with the workforce training pilot program; and (2) if established, that Erskine will administer the workforce training pilot program and submit an annual report to FSSA and the legislative council regarding the pilot program.

Current Status: 4/6/2023 - Committee Report amend do pass (Yeas 8, Nays 0), adopted

Priority: Tier 1 - High

State Bill Page: [HB1160](#)

HB1449 TWENTY-FIRST CENTURY SCHOLARS PROGRAM (HARRIS JR. E) 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 twenty-first century scholars 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: 4/6/2023 - Committee Report amend do pass (Yeas 8, Nays 0), adopted

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, 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 and the residential property state income tax deduction to \$3,500. Authorizes a county fiscal body to adopt an ordinance to provide property tax relief for property tax liability attributable to homesteads for qualified individuals. Modifies 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. Provides a calculation to be used in determining the maximum levy growth quotient in 2024 and 2025.

Current Status: 4/11/2023 - Senate Tax and Fiscal Policy, (Bill Scheduled for Hearing)

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 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 (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: 4/11/2023 - House Ways and Means, (Bill Scheduled for Hearing)

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.

Recent 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. Provides that the member of the task force who is an economist is appointed jointly by the president pro tempore of the senate and the speaker of the house of representatives.

Recent Status: 4/6/2023 - Committee Report amend do pass (Yeas 20, Nays 0), adopted

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. Requires each local board of health to establish a local public health services fund to receive state funding. Provides a method of allocation of state funding to local boards of health, subject to state appropriations. Specifies the percentage of how additional funding may be expended on core public health services. Allows the local health department to enter into contracts or approve grants for core public health services. Allows the state department to issue guidance to local health departments. Requires the state department to make annual local health department reports available to the public. Changes the qualification requirements for a local health officer and requires certain training. Requires the state department to identify state level metrics and county level metrics and requires certain local health departments to report to the state department activities and metrics on the delivery of core public health services. Requires the state department to annually report on the metrics to the budget committee and publish information concerning the metrics on the Internet. 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. **MORE...**
- Current Status:** 4/11/2023 - House Ways and Means, (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.
- 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. Requires the board, not more than 45 days after the effective date of the SECTION requiring the adoption of the rules, to provide notice in the Indiana Register of the first public comment period required before the adoption of the permanent rules raising the two fees. Prohibits the board from beginning to adopt the emergency rules to raise the two fees until the notice of the first comment period concerning the permanent rules to raise the two fees is published.
- Current Status:** 4/4/2023 - Senate Concurred in House Amendments ; Roll Call 315: yeas 42, nays 6
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 \$250,000, the annual additional incremental income tax deposit amount that a park captures once it has reached its limit on deposits. Clarifies the calculation of the additional incremental income tax deposit amount in the year in which a park reaches its limit on deposits. Provides that when the corporation certifies a Level 2 park, the corporation shall make a determination of whether the park shall continue to be designated as a Level 2 park. Requires the corporation to report to the budget committee certain information pertaining to businesses located in each park on a biennial basis.
- Current Status:** 4/6/2023 - Motion to concur filed
Recent Status: 4/4/2023 - Third reading passed; Roll Call 353: yeas 96, nays 0
Priority: Tier 1 - High
State Bill Page: [SB271](#)

HB1008 PENSION INVESTMENTS (MANNING E) Specifies certain entities, actions taken, or factors considered to which the ESG commitment provisions do not apply. Provides that if the treasurer of state concludes that the service provider has made an ESG commitment, the treasurer of state shall place the name of the service provider on a list maintained and published by the treasurer of state and provide the name of the service provider and research supporting the conclusion to the board of trustees of the Indiana public retirement system. 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 nonfinancial purposes. Prohibits the Indiana public retirement system from making an ESG commitment with respect to system assets. Provides that in making and supervising investments of the system, the board shall discharge its duties solely in the financial interest of the participants and beneficiaries of the system for the exclusive purposes of providing financial benefits to participants and beneficiaries and defraying reasonable expenses of administering the system. Provides that the board, in accordance with certain fiduciary duties, shall make investment decisions with the primary purpose of maximizing the target rate of return on the board's investments. Prohibits the board from entering a contract or modifying, amending, or continuing a contract with a service provider that has made an ESG commitment and is on the list maintained and **MORE...**

Recent Status: 4/6/2023 - Committee Report amend do pass (Yeas 7, Nays 3), adopted

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: 4/6/2023 - Second reading ordered engrossed

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 **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 adjutant general to provide staff support for the board and to pay the expenses incurred by the board from amounts appropriated for the adjutant general. Requires the board to provide findings and recommendations concerning the establishment of an Indiana cyber civilian corps program to the legislative council.

Current Status: 4/6/2023 - House dissented from Senate Amendments

Recent Status: 4/4/2023 - Third reading passed; Roll Call 306: yeas 48, nays 0

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.

Current Status: 2/23/2023 – Referred to Tax and Fiscal Policy

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: 4/5/2023 - Senate Public Policy, (Bill Scheduled for Hearing)

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.

Recent 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.

Current Status: 4/11/2023 - House Employment, Labor and Pensions, (Bill Scheduled for Hearing)

Recent Status: 4/6/2023 - Committee Action: FAILED Yeas: 6; Nays: 6

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 Indiana utility regulatory commission 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 **MORE...**

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

Priority: Tier 2 - Medium

State Bill Page: [SB9](#)

SB20

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

Recent Status: 4/6/2023 - Second reading amended, ordered engrossed

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 a neighborhood enhancement district in which qualified individuals may apply for the credit. Provides that the amount of the credit in a particular year is equal to the amount by which an individual's property tax liability increases by more than the percentage of increase specified by the county fiscal body from the prior year. Provides that the credit does not affect the allocation of taxes to a referendum fund. Requires a qualified individual who desires to claim the credit to file a certified statement with the county auditor. Provides that the county auditor shall apply the credit in succeeding years after the certified statement is filed unless the auditor determines that the individual is no longer eligible for the credit or the county fiscal body rescinds the ordinance. Provides a penalty for wrongly receiving the credit that is the same as the penalty for wrongly receiving the homestead standard deduction. Provides that an individual may not receive both a county option circuit breaker tax credit and an over 65 property tax credit in the same year. Provides that an ordinance must specify that the credit does not apply for property taxes first due and payable after December 31, 2027. Sunsets the county option on January 1, 2028.

Current Status: 4/5/2023 - Motion to concur filed

Recent Status: 4/4/2023 - Third reading passed; Roll Call 348: yeas 96, nays 1

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:** 4/6/2023 - Second reading ordered engrossed
- 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:** 4/4/2023 - Senate Concurred in House Amendments; Roll Call 318: yeas 45, nays 3
- 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:** 4/4/2023 - Senate Concurred in House Amendments; Roll Call 319: yeas 48, nays 0
- 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 recovenant applying to the site of the underground storage tank; (2) making a determination of no further action being required at the site of the underground storage tank; or (3) approving closure of the site of the underground storage tank; unless the commissioner has received and reviewed the initial site characterization. However, allows the commissioner to require the owner or operator to undertake corrective action without having received and reviewed the initial site characterization **MORE...**
- Recent Status:** 4/6/2023 - Committee Report amend do pass (Yeas 20, Nays 0), adopted
- Priority:** Tier 2 - Medium
- State Bill Page:** [SB246](#)

SB292 INPRS INVESTMENTS (HOLDMAN T) Requires the board of trustees of the Indiana public retirement system 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. 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, if established, shall: (1) provide comprehensive, easily accessible information concerning permits required for commercial solar projects and wind power projects; and (2) work with permit authorities concerning those projects. Requires the center to create and administer a program to certify counties and municipalities as commercial solar energy ready communities and wind energy ready communities. Requires the office to certify a county or municipality as a commercial solar energy ready community or a wind energy ready community if the county or municipality meets certain requirements, including the adoption of a commercial solar regulation or wind power regulation that includes standards that are not more restrictive than the default standards established by Indiana law. Provides that a commercial solar and wind energy ready communities incentive fund may be established by the office. Provides that if: (1) a county or municipality receives certification as a commercial solar energy ready community or a wind energy ready community; (2) a project owner constructs a commercial solar project or wind power project in the county or municipality; (3) the fund is established; and (4) there is a sufficient balance in the fund; the office may authorize the county or municipality to receive from the fund, for a period of 10 years, \$1 per megawatt hour of electricity generated by the commercial solar project or wind power project.

Current Status: 4/4/2023 - Senate Concurred in House Amendments; Roll Call 327: yeas 32, nays 16

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 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: 4/5/2023 - Motion to concur filed

Recent Status: 4/4/2023 - Third reading passed; Roll Call 362: yeas 95, nays 2

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 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 **MORE...**

Recent Status: 3/28/2023 - House Concurred in Senate Amendments; Roll Call 318: yeas 93, nays 2

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.

Recent Status: 4/4/2023 - Second reading ordered engrossed

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 or compensation of the employee.

Recent Status: 4/6/2023 - Committee Report amend do pass (Yeas 11, Nays 0), adopted

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. Provides that a primary source of supply, manufacturer, or wholesaler may supply equipment on a temporary and nondiscriminatory basis to the holder of a retailer permit or a temporary permit for the purpose of holding, storing, and dispensing product to consumers for a special event for the duration of the special event. 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 recipe. Provides that a product that contains transferred beer may not contain more than 0.5% of alcohol by volume when the product leaves the food manufacturer's facility. Allows a small brewery to receive, bottle, and package beer from another small brewery if certain requirements are met. Makes technical corrections regarding a permit holder who manufactures not more than 90,000 barrels of beer in a calendar year for sale or distribution in the state. Increases, within a certain historic district, the number of alcoholic beverage restaurant **MORE...**

Recent Status: 3/30/2023 – Committee Report Amend do pass (Yeas 8, Nays 0), adopted

Priority: Tier 3 - Low

State Bill Page: [HB1217](#)

HB1382 ROBOTICS PROGRAMS (GOODRICH C) Provides that the robotics competition program may be established 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. Provides that, if the robotics competition program is established, the department shall 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: 4/6/2023 - House dissented from Senate Amendments

Recent Status: 4/4/2023 - Third reading passed; Roll Call 309: yeas 45, nays 3

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 data. (7) Requirements for processing de-identified data or pseudonymous data. (8) Limitations as to the scope of the new article. (9) The authority of the attorney general to investigate and enforce suspected or actual violations of the new article. (10) The preemption of local rules, regulations, and laws regarding the processing of personal data. Allows the attorney general to publish certain resources on the attorney general's website.

Recent Status: 4/6/2023 - Committee Report amend do pass (Yeas 12, Nays 0), adopted

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: 4/4/2023 - Senate Concurred in House Amendments; Roll Call 312: yeas 48, nays 0

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 list of each bond or lease agreement outstanding on May 7, 2023, and the date on which each will be completely paid. 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: 3/29/2023 - House Ways and Means, (Bill Scheduled for Hearing)

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, the office of utility consumer counselor 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. (4) Provides that if the IURC finds that an eligible utility's proposed adjustment amount has not been calculated correctly, **MORE...**

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

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. Provides that a person alleging **MORE...**

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) Adds additional purposes to be carried out by the commission in the development area. Expands the membership of the commission to include two additional voting members to be appointed by the mayors and commissioners caucus of the northeast Indiana regional development authority. Provides that the two additional members must be involved in a local economic development organization and reside in a county with a population of less than 120,000.
- Recent Status:** 4/6/2023 - Committee Report amend do pass (Yeas 23, Nays 0), adopted
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:** 3/29/2023 - House Ways and Means, (Bill Scheduled for Hearing)
Priority: Tier 3 - Low
State Bill Page: [SB388](#)
- SB326** **PROFESSIONAL SPORTS AND CONVENTION DEVELOPMENT AREAS** (MISHLER R) Adds certain city facilities located in the city of South Bend to the tax area of the South Bend professional sports and convention development area. Increases the maximum amount of covered taxes that may be captured in the PSCDA from \$2,000,000 to \$5,000,000. Provides that the first \$2,500,000 of captured taxes each year shall be transferred to the city of South Bend to be used for capital improvements for a facility owned by the city and used by a professional sports franchise. Provides that the remaining captured taxes each year shall be transferred to the city of South Bend to be used consistent with specified uses under current law. Provides that the South Bend PSCDA terminates not later than June 30, 2044. Increases the amount of revenue that may be captured in a PSCDA (other than a PSCDA in Allen County or South Bend) to an amount that may not exceed \$10 (instead of \$5 under current law) per resident. Authorizes the city of Fishers to establish a professional sports development area. Provides that, for a professional sports development area established in the city of Fishers, the maximum amount of covered taxes that may be captured is \$2,000,000 per **MORE...**
- Recent Status:** 4/6/2023 - Committee Report amend do pass (Yeas 22, Nays 0), adopted
State Bill Page: [SB326](#)
- SB380** **VARIOUS EDUCATION MATTERS** (RAATZ J) Requires each school corporation to publish on the school corporation's website the graduation rate for each high school in the school corporation. Amends the definition of "graduation" for purposes of the high school graduation rate determination. Amends the graduation rate calculation. Removes a provision that provides that not more than 1% of students of a cohort may receive the alterative diploma established by the state board of education. Allows a school corporation to adopt a policy concerning dress code or distractive behavior.
- Current Status:** 4/10/2023 - House Education, (Bill Scheduled for Hearing)
State Bill Page: [SB380](#)
- SB419** **STATE TAX MATTERS** (HOLDMAN T) Makes certain changes regarding net operating losses for purposes of determinating state adjusted gross income. Provides that certain amounts for providing or expanding access to broadband service in Indiana may be subtracted from a taxpayer's state corporate adjusted gross income. Provides for successor liability for certain unpaid taxes following a business asset sale. Repeals an outdated provision requiring separate exemption certificates for manufacturers and wholesalers. Makes a clarifying change to the sales tax exemption that applies to power subsidiaries. Clarifies the acquisition date for purposes of adding back interest from tax exempt bonds issued by another state in determining Indiana adjusted gross income. Amends provisions regarding the exemption for certain income derived from patents. Provides that tax paid by an electing partnership is deposited in the state general fund. Makes clarifying changes and technical corrections to the affordable and workforce housing tax credit. Specifies the deposit and distribution of interest and penalties associated with certain taxes. Authorizes the department of state revenue to publish or disclose the status of a governmental or nonprofit entity's sales tax exemption **MORE...**
- Recent Status:** 4/6/2023 - Committee Report amend do pass (Yeas 23, Nays 0), adopted
State Bill Page: [SB419](#)