

Evansville Regional Economic Partnership Bill Report

Prepared by: Sally Rideout
Report created on April 20, 2023

HB1001 STATE BUDGET (THOMPSON J) Appropriates money for capital expenditures, the operation of the state, K-12 & higher education, the delivery of Medicaid & other services, & various other distributions & purposes.

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

Priority: Tier 1 - High

State Bill Page: [HB1001](#)

HB1002 CAREER ADVISING GRANT PROGRAM (GOODRICH C) Establishes the career advising grant program and fund. Provides that the program is established to provide grants to career advising providers for the purposes of providing career advising for students in grades 9 through 12. Transfers oversight of the career coaching program and grant fund from the governor's workforce cabinet to the commission for higher education. Provides that the commission shall receive, distribute, and account for all funds received for career and technical education under the Carl D. Perkins Vocational and Applied Technology Act.

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

Priority: Tier 1 - High

State Bill Page: [HB1002](#)

HB1004 HEALTH CARE MATTERS (SCHAIBLEY D) Allow 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. 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. Establishes the payer affordability penalty fund for specified hospital fines and certain other specified penalties. Requires the department of insurance to contract with a third party to calculate a hospital system's net patient revenue from employer-sponsored health plans for specified calendar years. Requires the calculations to be submitted as a report to the department of insurance and the budget committee for review. Requires a third party administrator, insurer, or health maintenance organization that has contracted with a person to administer a self-funded insurance plan or a fully insured group plan to provide claims data to the person not later than 14 days from a request for the data. **MORE...**

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

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. 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 **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 mental health treatment for certain persons who have been arrested. Repeals obsolete provisions.

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

Recent Status: 4/20/2023 - Conference Committee Report Adopted (H) Report 1: adopted by the House; Roll Call 459: yeas 91, nays 0;

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 to provide career and support services to adult students of state educational institutions. Provides that the office of the secretary of family and social services (FSSA), in consultation with Erskine Green Training Institute and the department of workforce development, may establish a manufacturing workforce training pilot program to provide training and other services to: (1) individuals with intellectual and other developmental disabilities; and (2) incumbent workers who are identified to fill higher paying jobs as a result of increased workforce participation by individuals with intellectual and other developmental disabilities. Specifies requirements and permitted actions for each pilot program. Requires FSSA to amend administrative rules.

Current Status: 4/20/2023 - Senate Advisors appointed Yoder, Garten and Crane

Recent Status: 4/20/2023 - Senate Conferees appointed Ford Jon and Ford J.D
4/18/2023 - House Advisors appointed DeVon, Goodrich, Greene and Summers

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: 4/19/2023 - House Concurred in Senate Amendments ; Roll Call 456: yeas 89, nays 1

Priority: Tier 1 - High

State Bill Page: [HB1449](#)

HB1499 VARIOUS TAX MATTERS (THOMPSON J) Makes certain changes to the qualification requirements for the: (1) deduction for individuals who are at least 65 years of age; and (2) additional credit for certain homesteads. Increases the amount of the supplemental homestead deduction for property taxes first due and payable in 2024 and 2025. Provides that if a taxpayer presents an appraisal to the county property tax assessment board of appeals that meets specified requirements, the appraisal is presumed to be correct. Provides that if the county board disagrees with the taxpayer's appraisal, the county board may seek review of the appraisal or obtain an independent appraisal. Provides that after the assignment of value, the parties shall retain their rights to appeal to the Indiana board of tax review. Authorizes a county fiscal body to adopt an ordinance to provide property tax relief for property tax liability attributable to homesteads for qualified individuals. Caps the maximum levy growth quotient at 5% for calendar years 2024 and 2025. Provides that a county may adopt a resolution to require a local income tax supplemental distribution to first be distributed and used to lower the county's levy freeze tax rate. Requires the department of local government finance (DLGF) to approve a county's request to decrease its levy freeze tax rate if the DLGF finds that the lower rate, in addition to the supplemental distribution amount determined under the resolution adopted by the county, would fund the levy freeze dollar amount. Provides that trailers with a declared gross vehicle weight of 3,000 pounds or less that are registered permanently after December 31, 2023, are excluded from the motor vehicle excise tax. Requires the department of state revenue (department) to annually provide each resident individual taxpayer who paid adjusted gross income taxes in the immediately previous taxable year **MORE...**

Current Status: 4/20/2023 - , (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. 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. Amends requirements regarding cardiopulmonary resuscitation for child care centers, child care homes, and child care ministries. Requires: (1) each public school to provide information to the department concerning certain physical injuries to employees; and (2) the department to report the information on the department's website. Amends innovation network school and participating innovation network charter school provisions regarding: (1) certain agreement requirements and limitations; (2) appeals to the state board of education regarding the failure to follow an agreement renewal process; and (3) negotiating the requirement of specific services. Allows an innovation network team or organizer to enter into an agreement with a school corporation to transfer the ownership of a school corporation facility to the team or organizer and provides that a transfer is not subject to provisions in the law concerning the transfer of vacant school buildings to charter schools. Provides that a school corporation may not require an innovation network team or an organizer to contract for specific goods or services provided by the school corporation or any other entity. Requires information regarding certain possible criminal activity, concluded personnel matter investigations, and matters involving legal expenses be provided to the governing body of a school corporation. Provides that at-risk students who are receiving certain educational services are not included in a public school's four year graduation rate and are included in an eligible school's graduation rate under certain conditions. Amends the definition of "teacher" regarding certain teacher compensation provisions and requires a school corporation to expend at least 62% of the school corporation's tuition support on teacher compensation. (Current law requires a school corporation to expend at least 45%.) Requires special education grade 8 through 12 case conference committees to discuss decision making skills and alternatives to appointing a guardian. Provides that money in the science, technology, engineering, and mathematics (STEM) teacher recruitment fund (fund) may be used to provide grants to Indiana organizations that recruit STEM teachers for employment by Indiana school corporations or charter schools. (Current law provides that money in the fund may be used to provide grants to Indiana organizations that recruit STEM teachers for employment by Indiana school corporations.) **MORE...**

Current Status: 4/20/2023 - Senate Advisors appointed Qaddoura and Raatz

Recent Status: 4/20/2023 - Senate Conferees appointed Rogers and Ford J.D
4/19/2023 - Returned to the House with amendments

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: 4/20/2023 - Senate Concurred in House Amendments ; Roll Call 463: yeas 46, nays 0

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 (task force). Specifies the membership of the task force and provides for the selection of the chairperson and vice chairperson of the task force. Specifies the topics the task force is required to review and requires the task force to submit the task force's findings and recommendations to the legislative council not later than December 1, 2023.

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

Priority: Tier 1 - High

State Bill Page: [SB3](#)

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

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

Recent Status: 4/20/2023 - House Conferees appointed Barrett and DeLaney

4/20/2023 - Senate Advisors appointed Breau, Garten and Busch

Priority: Tier 1 - High

State Bill Page: [SB4](#)

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 (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.

Recent Status: 4/20/2023 - **SIGNED BY GOVERNOR**

Priority: Tier 1 - High

State Bill Page: [SB155](#)

SB271 CERTIFIED TECHNOLOGY PARKS (BUCHANAN B) Specifies additional information that a certified technology park is required to provide to the Indiana economic development 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.

Recent Status: 4/10/2023 - Senate Concurred in House Amendments; Roll Call 352: yeas 48, 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 provide the name of the service provider and research supporting the conclusion to the board of trustees of the Indiana public retirement system (board). 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 (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 unless taking the action violates the board's fiduciary duty to the system's participants and beneficiaries. Requires the board to continue contracting with a service provider that has made an ESG commitment if the board determines that there is not a comparable service provider to replace the service provider. Requires the board to, at least annually, tabulate and report all proxy votes made by a service provider that is not a private market fund in relation to the administration of the system. Specifies certain persons and entities that are immune from civil liability and entitled to indemnification. Requires the board to: (1) ensure that reasonable efforts are made during the due diligence process before an investment is made and in monitoring investments in the public employees' defined contribution plan, an annuity savings account for the public employees' retirement fund or the Indiana state teachers' retirement fund, the teachers' defined contribution plan, the legislators' defined contribution plan, and a private market fund to determine whether any investments would violate the requirement that the board discharge its duties solely in the financial interest of the participants and beneficiaries of the system; and (2) take appropriate action, if necessary, consistent with the board's fiduciary duties. Defines terms and makes conforming amendments.

Current Status: 4/13/2023 - Third reading passed; Roll Call 382: yeas 38, nays 9

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

Priority: Tier 2 - Medium

State Bill Page: [HB1106](#)

HB1266 CYBER CIVILIAN CORPS PROGRAM ADVISORY BOARD (JUDY C) Establishes the Indiana cyber civilian corps program advisory board (board). Provides for the membership of the board. Requires the adjutant general to provide staff support for the board and to pay the expenses incurred by the board from amounts appropriated for the adjutant general. Requires the board to provide findings and recommendations concerning the establishment of an Indiana cyber civilian corps program to the legislative council.

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

Priority: Tier 2 - Medium

State Bill Page: [HB1266](#)

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. (Under current law, the disqualification provision applies under any plan of an employer where the employer contributes a portion or 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: 4/20/2023 - **SIGNED BY GOVERNOR**

Priority: Tier 2 - Medium

State Bill Page: [HB1451](#)

HB1454 DEPARTMENT OF LOCAL GOVERNMENT FINANCE (SNOW C) Provides that the term of any judgment funding bond with regard to either: (1) the city of Hobart; or (2) the Merrillville Community School Corporation; issued for the purpose of paying a property tax judgment rendered against Lake County for assessment year 2011, 2012, 2013, or 2014 shall be 25 years. Changes the sunset date for the procedure for selling certain bonds to July 1, 2025, and makes corresponding changes. Adds nonprofit building corporations created by a municipal corporation to a provision concerning the purchase of municipal securities by the treasurer of state (treasurer) and provides that such a security must have a stated final maturity of not more than 25 years after the date of purchase. Specifies expenses eligible for funding from the READI fund. Prohibits the department of local government finance (department) from approving a county reassessment plan before the assessor provides verification that the land values determination has been completed. Requires an assessor determining land values to submit the values to the county property tax assessment board of appeals (PTABOA). Establishes procedures for rental property assessment appeals. Provides that tangible property is exempt from property taxation if it is: (1) owned by a nonprofit entity; and (2) used by a nonprofit entity for a charitable purpose in the operation of a residential facility for the aged that is either: (A) registered as a continuing care retirement community; or (B) licensed as a health care facility; or both. Makes changes to a provision granting a property tax exemption to cemetery owners. Provides, for certain tangible property, that a determination of an appealed assessed value: (1) by a county or township official resulting from an informal meeting; (2) by a PTABOA resulting from an appeal hearing; or (3) by the Indiana board resulting from an appeal hearing; may be less than or equal to the original appealed assessed value at issue, but may not exceed the original appealed assessed value at issue. Provides that a qualified taxing unit located in Lake County that has experienced a property tax revenue shortfall in one or more tax years: (1) resulting from erroneous assessed valuation figures; and (2) which was, or will be, at least \$5,000,000, or 20% of its net tax levy, as a result of the erroneous assessed valuation amount; may apply to the treasurer for a loan from the counter-cyclical revenue and economic stabilization fund. Describes procedures, limitations, and uses for such loans. Prescribes a formula for determining a population growth of 150% for purposes of the exclusion from maximum ad valorem property tax levy limits for municipalities that meet specified criteria. Makes changes to statutes concerning maximum property tax levies for: (1) Sugar Creek Township Fire Protection District; and (2) Otter Creek Township. Amends an exclusion from the definition of "controlled project" for projects required by a court order. Provides that: (1) controlled environment agriculture property; and (2) health care property; are subject to a 2% circuit breaker credit. Defines "controlled **MORE...**

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

Priority: Tier 2 - Medium

State Bill Page: [HB1454](#)

- SB7** **PHYSICIAN NONCOMPETE AGREEMENTS** (BUSCH J) Provides that beginning July 1, 2023, a primary care physician and an employer may not enter into a noncompete agreement. Provides that beginning July 1, 2023, a physician noncompete agreement is not enforceable if any of the following circumstances occur: (1) The employer terminates the physician's employment without cause. (2) The physician terminates the physician's employment for cause. (3) The physician's employment contract has expired and the physician and employer have fulfilled the obligations of the contract. Specifies a process by which a physician or employer may pursue mediation to determine a reasonable price to purchase a release from a noncompete agreement.
- Recent Status:** 4/19/2023 - Motion to concur filed
4/18/2023 - Returned to the Senate with amendments
- 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 (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 public utility to notify the IURC if: (1) the public utility **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". 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 **MORE...**
- Current Status:** 4/19/2023 - , (Bill Scheduled for Hearing)
- 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. 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. 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. **MORE...**

Recent Status: 4/10/2023 - Senate Concurred in House Amendments; Roll Call 347: yeas 48, nays 0

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. 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. Establishes the procedure to withdraw from the compact.

Current Status: 4/13/2023 - Senate Concurred in House Amendments ; Roll Call 388: yeas 46, nays 1

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.

Recent Status: 4/20/2023 - **SIGNED BY GOVERNOR**

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.

Recent Status: 4/20/2023 - **SIGNED BY GOVERNOR**

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 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 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 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 **MORE...**

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

Priority: Tier 2 - Medium

State Bill Page: [SB246](#)

- 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. 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. **MORE...**
Current Status: 4/20/2023 - Motion to concur filed
Recent Status: 4/12/2023 - Returned to the Senate with amendments
Priority: Tier 2 - Medium
State Bill Page: [SB326](#)
- 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 **MORE...**
Recent Status: 4/20/2023 - **SIGNED BY GOVERNOR**
Priority: Tier 2 - Medium
State Bill Page: [SB390](#)
- SB419 STATE TAX MATTERS** (HOLDMAN T) Makes certain changes regarding net operating losses for purposes of determining state adjusted gross income. Provides that certain amounts for providing or expanding access to broadband service in Indiana may be subtracted from a taxpayer's state corporate adjusted gross income. Provides for successor liability for certain unpaid taxes following a business asset sale. Repeals an outdated provision requiring separate exemption certificates for manufacturers and wholesalers. Makes a clarifying change to the sales tax exemption that applies to power subsidiaries. Clarifies the acquisition date for purposes of adding back interest from tax exempt bonds issued by another state in determining Indiana adjusted gross income. Amends provisions regarding the exemption for certain income derived from patents. Provides that tax paid by an electing partnership is deposited in the state general fund. Makes clarifying changes and technical corrections to the affordable and workforce housing tax credit. Specifies the deposit and distribution of interest and penalties associated with certain taxes. Authorizes the department of state revenue to publish or disclose the status of a governmental or nonprofit entity's sales tax exemption certificate. Provides that a person who knowingly or intentionally sells, purchases, installs, transfers, or possesses: (1) an automated sales suppression device or a zipper; or (2) phantom-ware; commits a class A misdemeanor, and increases the penalty **MORE...**
Current Status: 4/20/2023 - , (Bill Scheduled for Hearing)
Priority: Tier 2 - Medium
State Bill Page: [SB419](#)
- 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.
Recent Status: 4/10/2023 - Senate Concurred in House Amendments; Roll Call 360: yeas 49, nays 0
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 **MORE...**

Recent Status: 4/20/2023 - **SIGNED BY GOVERNOR**

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: 4/11/2023 - Returned to the House without amendments

Recent Status: 4/10/2023 - Third reading passed; Roll Call 340: yeas 49, nays 0

Priority: Tier 3 - Low

State Bill Page: [HB1132](#)

HB1200 GOVERNMENT REFORM TASK FORCE (BARTELS S) Establishes the government reform 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: 4/20/2023 - Senate Conferees appointed Garten and Pol

4/19/2023 - House Advisors appointed Miller D, Lehman, Campbell and Pierce K

Priority: Tier 3 - Low

State Bill Page: [HB1200](#)

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: 4/20/2023 - Conference Committee Report Adopted (H) Report 1: adopted by the House; Roll Call 461: yeas 91, nays 0; Rules Suspended

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 **MORE...**

Current Status: 4/13/2023 - Senate Concurred in House Amendments; Roll Call 387: yeas 47, nays 0

Priority: Tier 3 - Low

State Bill Page: [SB5](#)

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.

Recent Status: 4/20/2023 - **SIGNED BY GOVERNOR**

Priority: Tier 3 - Low

State Bill Page: [SB33](#)

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, the IURC shall: (A) provide the correct calculation of the adjustment amount; and (B) allow the eligible utility to implement the corrected adjustment amount. (5) Amends the factors that the IURC may consider in determining the amount of allowable recovery of infrastructure improvement costs for a municipally owned utility or a not-for-profit utility to provide that the IURC may consider other expenses that the IURC considers appropriate, including money for the payment of any taxes that may be assessed against: (A) a municipally owned utility; or (B) a not-for-profit utility or its property; as applicable. (6) Specifies that in the case of a municipally owned utility or not-for-profit utility, the statute's cap limiting total adjustment revenues to 10% of an eligible utility's approved base revenue level applies over the course of each 12 month recovery period. (7) Amends the statute's provisions requiring an eligible utility to reconcile the difference between adjustment revenues and infrastructure improvement costs as follows: (A) Specifies that the reconciliation must occur at the end of each 12 month recovery period. (B) Provides that in the case of a municipally owned utility or a not-for-profit utility, the adjustment amount shall be reset to zero after all previously approved infrastructure improvement costs have been collected.

Recent Status: 4/20/2023 - **SIGNED BY GOVERNOR**

Priority: Tier 3 - Low

State Bill Page: [SB298](#)

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: 4/20/2023 - Conferee Added Representative Judy
4/20/2023 - Conferee Dropped Representative Heine

Priority: Tier 3 - Low

State Bill Page: [SB344](#)