

- HB1006 BROADENING CRIMINAL JUSTICE TREATMENT OPTIONS (STEUERWALD G) Makes various changes to the criminal justice institute's annual report on the impact of criminal code reform on local units of government, the department of correction, and the office of judicial administration. Requires the report to be prepared in conjunction with the justice reinvestment advisory council (council). Adds probation departments, pretrial diversion programs, and jail treatment programs to programs that are eligible to apply for a state grant for community corrections. Replaces the Indiana judicial center with the office of judicial administration for purposes of: (1) submitting the community supervision collaboration plan; (2) approval of the commissioner of the department of correction providing additional financial aid to counties with a community supervision collaboration plan; and (3) duties with the council. Allows the division of mental health and addiction (division) to establish a pilot program, subject to available funding and on the recommendation of the council, to provide mental health and addiction forensic treatment services to individuals who are charged with a misdemeanor and meet certain eligibility criteria. Provides that if the pilot program is established, the division shall issue annual reports. Removes an expired provision.  
*Current Status:* 3/6/2018 - House concurred in Senate amendments; Roll Call 323: yeas 90, nays 0  
*State Bill Page:* [HB1006](#)
- HB1007 EXPANDING MENTAL HEALTH ACCESS (KIRCHHOFFER C) Requires the office of Medicaid policy and planning to implement a centralized credentials verification organization and credentialing process. Allows the division of mental health and addiction to grant approval for nine additional opioid treatment programs that: (1) are operated by a hospital; and (2) meet other specified requirements; if the division determines that there is a need for the program in the proposed location. Provides that mental health and addiction forensic treatment services may be administered or coordinated only by a provider certified by the division of mental health and addiction or licensed by the Indiana professional licensing agency to provide mental health and addiction treatment. (Under current law, a provider may provide services only if the provider is certified or licensed by the division of mental health and addiction.) Repeals current temporary permits for certain occupations and establishes new temporary permits for certain individuals who are pursuing required clinical supervisory hours needed for licensure. Allows clinical social work experience hours obtained under a temporary permit to be counted to supervise work experience requirements if certain conditions are met. Provides that the temporary permits are not renewable. Requires certain policies of accident and sickness insurance to provide coverage for substance abuse or chemical dependency treatment provided by: (1) an addiction counselor; and (2) a marriage and family therapist. Requires: (1) an accident and sickness insurer; and (2) a health maintenance organization; to provide provisional credentialing to a provider for which a credentialing determination is not completed in at least 30 days if certain requirements are met. Urges the legislative council to assign to an appropriate interim study committee the task of studying the impact that opioid treatment programs have on the neighborhoods and communities in the immediate area of the opioid treatment programs.  
*Current Status:* 3/8/2018 - House dissented from Senate Amendments  
*State Bill Page:* [HB1007](#)
- HB1027 RIVERBOAT ADMISSIONS AND SUPPLEMENTAL WAGERING TAX DISTRIBUTIONS (FRYE R) Provides that the Dearborn County council may vote to direct the county auditor to distribute 25% of the admissions and supplemental wagering taxes that are distributed to Dearborn County to cities and towns in the county where a riverboat is not located. Provides for the taxes to be distributed using a ratio. Sets forth how a city or town in Dearborn County may use the admissions and supplemental wagering taxes that are distributed.  
*Current Status:* 3/7/2018 - House concurred in Senate amendments; Roll Call 342: yeas 90, nays 0  
*State Bill Page:* [HB1027](#)
- HB1035 SHORT TERM RENTALS (LEHMAN M) Provides the following with regard to short term rentals that are rented through a short term rental platform: (1) Provides that a short term rental of an owner's primary residence is a permitted residential use under any applicable ordinance and may not be disallowed. (2) Provides that, in the case of residential property that is not the person's primary residence, a local unit of government (local unit): (A) may require a special exception, special use, or zoning variance for the short term rental of the property; and (B) may not interpret and enforce zoning regulations for a special exception, special use, or zoning variance in a manner that is intended or has the effect of prohibiting or unreasonably restricting all short term rentals of the property. (3) Allows a local unit to regulate short term rental of residential property only for specified purposes. (4) Allows a local unit to require an owner to obtain one permit for each property of an owner, regardless of the number of dwelling units or detached accessory structures on the property that the owner offers as a short term rental. (5) Allows a local unit to charge an fee of not more than \$150 for an initial permit and for a permit issued after the revocation of a permit, but prohibits a unit from charging a fee for a permit renewal. (6) Allows a local unit to limit or prohibit short term rentals located within a conservancy district. Exempts ordinances adopted before January 1, 2018. Excludes property owners associations from the provisions of the bill.  
*Current Status:* 3/6/2018 - House concurred in Senate amendments; Roll Call 325: yeas 73, nays

- HB1056 INNKEEPERS' TAXES AND FOOD AND BEVERAGE TAXES (OBER D) Provides that a member appointed to a convention and tourism commission under the uniform innkeeper's tax statute who is required to be: (1) engaged in a convention, visitor, or tourism business; or (2) involved in or promoting conventions, visitors, or tourism; need not be a resident of the county if the member is an owner or an executive level employee of a convention, visitor, or tourism business that is located within the county. Provides that such a member must be a resident of Indiana. Repeals the requirement in the uniform innkeeper's tax statute that no more than a simple majority of the members of a convention and tourism commission may be affiliated with the same political party. Requires the department of state revenue (department) to provide each commission with summary data of the amount of the innkeeper's tax collections to the county. Provides that, in the case of a county that has adopted an ordinance requiring the payment of the innkeeper's tax to the county treasurer instead of the department: (1) the county treasurer is required to annually report to the department the amount of innkeeper's tax collected in the county in the preceding calendar year; and (2) the department is required to provide summary data of the total amount of the county's innkeeper's tax collected in the preceding calendar year to the commission established for that county. Authorizes Vigo County to adopt a county food and beverage tax (tax). Provides that the tax rate may not exceed 1%. Specifies that the revenue from the tax shall be distributed to the capital improvement board and may be used by the board only for the acquisition, construction, improvement, maintenance, or financing of the following: (1) A convention center. (2) A facility that is used or will be used principally for convention or tourism related events or the arts. (3) Wayfinding improvements. Requires the construction or improvements to be made after June 30, 2018. (4) To pay the principal and interest on bonds issued to finance one of these purposes. Specifies that the tax expires December 31, 2043. Makes conforming changes.  
*Current Status:* 3/12/2018 - , (Bill Scheduled for Hearing)  
*State Bill Page:* [HB1056](#)
- HB1057 PRETRIAL DIVERSION (STEUERWALD G) Provides that the initial user fee amount for a diversion agreement involving a misdemeanor is \$50. Provides that the initial user fee amount for a diversion agreement involving a felony is \$75. Allows a court to impose on a person an additional program fee or cost that is reasonably related to the person's rehabilitation. Prohibits a monthly user fee from being collected beyond the maximum length of a possible sentence. Makes conforming amendments.  
*Current Status:* 3/8/2018 - SIGNED BY GOVERNOR  
*State Bill Page:* [HB1057](#)
- HB1104 TAX MATTERS (LEONARD D) Excludes political subdivisions that do not have the power to impose ad valorem property taxes from the requirement to upload a digital copy of certain contracts on the Indiana transparency Internet web site. Provides that if a political subdivision publishes or submits to the department of local government finance's (DLGF) computer gateway a notice that contains an error or omission that inaccurately reflects the tax rate, tax levy, or budget actually proposed or fixed by the political subdivision by an amount that is less than 0.25%, the notice is a valid notice and the DLGF shall correct the error or omission. Specifies the deadlines for county auditors to submit property tax settlement and distribution information to the DLGF. Repeals the electronic digital signature act. Amends the definition of "owner" (for purposes of the property tax statutes) to delete the provision specifying that an owner of tangible property includes the holder of a tenancy for a term of years. Deletes obsolete language in the statutes exempting certain business personal property with an acquisition cost of less than \$20,000. Specifies that a taxpayer eligible for such an exemption must include on the taxpayer's personal property tax return: (1) information concerning whether the taxpayer's business personal property within the county is in one location or multiple locations; and (2) an address for the location of the property. Provides that if a local service fee is imposed on a taxpayer claiming such an exemption, the county shall include the local service fee on a property tax bill associated with the tax district in which the majority value of the taxpayer's business personal property within the county is located. Provides that a taxpayer may be charged only one local service fee per county. Specifies that if a penalty is imposed on a taxpayer for failing to declare on the taxpayer's tax return that the taxpayer is entitled to the exemption for business personal property with an acquisition cost of less than \$20,000, the county shall include the penalty on a property tax bill associated with the tax district in which the majority value of the taxpayer's business personal property within the county is located. Eliminates (effective retroactive to July 1, 2017) several property tax deduction and credit reapplication requirements that were added by HEA 1450-2017 concerning unmarried taxpayers who married, married taxpayers who divorced, and taxpayers who came to own their property jointly or as tenants in common with another individual. Provides that the appropriate county officer designated by the county executive (rather than the assessor, under current law) is responsible for: (1) maintaining data files of the geographic information system characteristics of each parcel in the county as of each assessment date; and (2) submitting those files to the geographic information office of the office of technology. Provides that if an assessing official determines that the owner of a parcel of property is unable to use the property to the owner's full and complete benefit because: (1) the parcel is completely surrounded by parcels owned by other owners; and (2) the owner does not possess and

cannot obtain an easement granting ingress or egress into the property or the owner is otherwise incapable of having sufficient ingress or egress; the assessing official shall apply an influence factor for limited access. Requires that the budget notice that political subdivisions must publish on the DLGF's computer gateway must also include information concerning the percentage change between the current and proposed tax levies of each fund. Provides that a person seeking a property tax exemption for property used for a charitable purpose may file an exemption application up to 30 days following the statutory deadline for the exemption application if the person pays a late filing fee. Requires county auditors to submit data on deductions applicable to the current tax year to the homestead property data base on or before March 15 of each year, in a manner prescribed by the DLGF. Repeals the statute providing for a county board of tax adjustment. Repeals provisions related to the county board of tax adjustment and the local budgeting process. Specifies that a political subdivision shall file the budget adopted by the political subdivision with the DLGF not later than five business days after the budget is adopted. Authorizes the DLGF to adopt rules for procedures related to local government budgeting. Specifies that the adoption, amendment, or repeal of such a rule by the DLGF may not take effect before March 1 or after July 31 of a particular year. Specifies: (1) that rules adopted by the DLGF for the appraisal of real property may not apply to any appraisal contemporaneously being conducted under a county's reassessment plan; and (2) that rules adopted by the DLGF may first apply to the reassessment phase beginning in the following calendar year under a county's reassessment plan. Specifies that for purposes of attributing the amount of a property tax deduction or exemption to the gross assessed value of a property: (1) a deduction or exemption that is specific to an improvement shall be applied only to the assessed value allocation pertaining to that improvement; and (2) to the extent that a deduction or exemption is not specific to an improvement; the deduction or exemption shall be applied in the order that will maximize the benefit of the deduction or exemption to the taxpayer. Allows Green Township in Hancock County to increase its maximum levy for the township's general fund to offset the reduction in the maximum levy that occurred beginning in 2003 that was based on the township's actual levy (levy banked amount). Provides that the DLGF shall make a one time, temporary increase in the Goshen Public Library's maximum levy for 2019 if the governing body of the library petitions for the increase. Authorizes a county fiscal body to establish a salary schedule that includes greater compensation for the presiding officer or secretary of the county fiscal body or county executive if certain conditions are satisfied. Specifies that the base assessed value for tax increment financing purposes includes the net residential assessed value within the allocation area, as finally determined for the current assessment date. Provides that a redevelopment commission may issue bonds or enter into leases with a term of up to 35 years to finance a project that includes, as part of the project, the use and repurposing of two or more buildings and structures that are: (1) at least 75 years old; and (2) located at a site at which manufacturing previously occurred over a period of at least 75 years. Specifies that in the case of an allocation area for such a project, the expiration date of the allocation provision may not be more than 35 years after the date on which the allocation provision is established. Provides that in case of such a project, a pass through entity may allocate an industrial recovery tax credit among its shareholders, partners, beneficiaries, or members of the pass through entity as provided by written agreement. Provides for an alternative distribution of the certified share part of local income tax revenue in certain counties based on revenue and population of municipalities and townships in the county. Voids an annexation remonstrance waiver (waiver) executed on or before July 1, 2003. Void

*Current Status:* 3/8/2018 - Advisor Added Senator Delph

*State Bill Page:* [HB1104](#)

HB1141

COMMUNITY MENTAL HEALTH CENTER FUNDING (SCHAIBLEY D) Specifies the funding amounts that must be provided by counties to community mental health centers. Provides that a county's maximum funding amount for a year is equal to the maximum funding amount for the previous year multiplied by the percentage change in the county's general fund property tax levy, after subtracting circuit breaker credits (but provides that the maximum funding amount will not be less than the preceding year's maximum funding amount). Phases-in this change in the case of Marion County. Requires the department of local government finance (DLGF) to verify the maximum appropriation calculation as part of the DLGF's certification of the county's budget. Specifies that the funding provided by a county to community mental health centers shall be used solely for: (1) the operations of community mental health centers serving the county; or (2) contributing to the nonfederal share of medical assistance payments to community mental health centers serving the county. Provides that unless otherwise agreed to by the county and the community mental health center, the county payment to the community mental health center shall be paid by the county treasurer to the treasurer of the community mental health center's board of directors at least as frequently as semiannually (in July and in December). Provides that a county's funding for community mental health centers shall be apportioned according to the proportion of: (1) the county's population residing in the primary service area of each center that is certified by the division of mental health and addiction; to (2) the total population of the county. Deletes provisions requiring the county to pay the appropriated amounts to the division of mental health and addiction (the division). Deletes the provisions specifying how the payments to the division must be made. Repeals a provision allowing the appropriation of an additional amount under certain circumstances. Provides that the governing board of a community mental health center must include a member of a county fiscal body or a member of a board of county commissioners, appointed by the board of county commissioners of the county where the community mental health center maintains its corporate mailing address. Requires the annual report by a community mental health center to be made to the division of mental health and addiction (division) and to the fiscal body and the board of county

commissioners of each county located in the community mental health center's primary service area. (Under current law the report is made only to the county fiscal body.) Specifies certain information that must be included in the annual reports provided by community mental health centers. Requires the division to specify the format of the annual reports that must be provided by community mental health centers. Requires the division to provide an annual report containing certain information to the county fiscal body and board of county commissioners of each county.

*Current Status:* 3/6/2018 - House concurred in Senate amendments; Roll Call 330: yeas 92, nays 2

*State Bill Page:* [HB1141](#)

HB1155 SUBDIVISION DRAIN REPAIR PILOT PROGRAM (BURTON W) Creates a pilot program for Indianapolis (excluding Lawrence, Speedway, Beech Grove, and Southport) and Johnson County (not including incorporated areas) regarding subdivision drain repairs. Authorizes the executive of a county or a consolidated city (unit) to enter into a contract with a subdivision homeowners association providing: (1) for the unit to repair subdivision drains located in the subdivision; and (2) for owners of property in the subdivision to pay assessments to fund the repairs; if a majority of the members of the homeowners association approve the contract. Provides that a contract between the unit and the homeowners association must be executed not later than June 30, 2021. Requires notice to or written consent of the owner of the property before an employee of the unit or contractor, or the county surveyor, may enter onto the property to perform repair work. Provides for the creation of a subdivision drain repair fund with a separate account for each participating subdivision into which the assessments paid by the owners of property in the subdivision are deposited. Requires the assessments imposed on a subdivision's homeowners to be set by the executive at an amount not greater than reasonably necessary to meet the cost of repairing the subdivision's drains and that the charge for a homeowner's assessment may appear on the homeowner's semiannual property tax statement. Provides that unpaid assessments may be collected in the manner in which other unpaid special assessments are collected.

*Current Status:* 3/8/2018 - House concurred in Senate amendments; Roll Call 354: yeas 68, nays 0

*State Bill Page:* [HB1155](#)

HB1262 PUBLIC FUNDS AND TAX REFUND INTERCEPTS (KARICKHOFF M) Provides that certain restrictions requiring deposits of public funds to be made within the territorial limits of a political subdivision apply to funds invested in: (1) transaction accounts; and (2) certificates of deposit in a depository designated by the state board of finance but not by the local board of finance. Provides that an ordinance or resolution authorizing funds to be invested in such certificates of deposit expires not later than one year (rather than two years, under current law) after the ordinance or resolution is adopted. Revises the procedures involved when a political subdivision seeks a set off of a tax refund from the department of state revenue for debts owed to the political subdivision by a debtor. Repeals a provision pertaining to hearings with debtors on disputed debts that are owed to political subdivisions that use the tax refund set off process.

*Current Status:* 3/6/2018 - House concurred in Senate amendments; Roll Call 335: yeas 90, nays 6

*State Bill Page:* [HB1262](#)

HB1263 COUNTY JAIL ISSUES (BROWN T) Authorizes the county council of Jennings County to impose a local income tax special purpose rate for the following purposes: (1) To finance, construct, acquire, improve, renovate, and equip the county jail and related buildings and parking facilities, including costs related to the demolition of existing buildings, the acquisition of land, and any other reasonably related costs. (2) To repay bonds issued or leases entered into for those purposes. (3) To operate and maintain those facilities. Provides that the tax rate may not exceed 0.65%. Provides that the local income tax special rate imposed in Randolph County may be used by the county to finance, construct, acquire, improve, renovate, equip, and operate the county jail, public safety improvements, and other county facilities. (Under current law, the special rate may be used only for the Randolph County courthouse, for financing and renovating the former county hospital, and for a volunteer fire department.) Provides that the Tipton County local income tax special purpose rate for: (1) the construction, acquisition, and equipping of the county jail (and related buildings and parking facilities); and (2) the improvement, renovation, remodeling, repair, and equipping of the courthouse; may also be used to operate and maintain those facilities. Provides that the local income tax special purpose rate imposed in Union County may be used by the county to finance, construct, acquire, improve, renovate, equip, or operate the county jail or other county criminal justice facilities. (Under current law, the special rate may be used only for the Union County courthouse.) Provides that a county may not begin the construction or reconstruction of a county jail or submit final plans and specifications for the construction or reconstruction of a county jail to the department of correction, unless the county executive first: (1) prepares a feasibility study of possible alternatives to the construction or reconstruction of the county jail; and (2) holds a public hearing on the feasibility study. Specifies certain items that must be included in the feasibility study. Provides that the feasibility study and public hearing are not required for the construction or reconstruction of a county jail in the case of a county in which the county executive before July 1, 2018, has voted on or otherwise approved a proposal or contract concerning the construction or reconstruction of the county jail. Specifies that the executive of a county may enter into an interlocal agreement with one or more other local or state entities for the construction, maintenance, or operation of a regional jail. Provides that in the case of a county, the county executive may not enter into a regional jail agreement unless the regional jail agreement is first approved by both the county fiscal body and the county

sheriff. Specifies certain terms that must be included in the regional agreement (in addition to those terms required under all interlocal agreements). Provides that per diem and medical expense reimbursements received by a county for the cost of incarcerating persons convicted of felonies: (1) shall be deposited in the county general fund; and (2) upon appropriation by the county fiscal body, shall be used by the county sheriff only for the purposes of paying the costs of incarcerating persons convicted of felonies. Requires the county auditor to semiannually provide to the county fiscal body and the county sheriff an itemized record of such per diem and medical expense reimbursements received by the county.

*Current Status:* 3/9/2018 - , (Bill Scheduled for Hearing)

*State Bill Page:* [HB1263](#)

HB1278

ECONOMIC IMPROVEMENT DISTRICTS (EBERHART S) Provides that a petition to establish an economic improvement district (district) may be filed with the clerk (in the case of a municipality) or the county auditor (in the case of the county). Requires a person that intends to file a petition for the establishment of a district to first provide the clerk or county auditor with written notice of the person's intent before initiating the petition process. Provides that a petition for the establishment of a district may be filed with the clerk or county auditor not later than 120 days after the date on which the person filed the notice of intent. Requires the clerk or county auditor to retain the paper copy of a petition for not less than 90 days from the date the petition is filed. Provides that the clerk or county auditor shall publish notice of a hearing on the proposed district, mail a copy of the notice to each owner of real property within the district, and include the hearing date in the notice. Provides that the date of the hearing may not be more than 60 days after the date on which the notice is mailed. Increases the required percentage number of signatures needed on a petition from owners of real property within a proposed district. Specifies that the signature of a person whose property is: (1) owned by this state, or a state agency, or leased to a state agency and is exempt from property taxation; or (2) owned by a political subdivision of this state and is exempt from property taxation; may not be considered in determining whether the required number of signatures needed on a petition are met. Provides that the assessed valuation of property that is: (1) owned by this state, or a state agency, or leased to a state agency and is exempt from property taxation; or (2) owned by a political subdivision of this state and is exempt from property taxation; may not be considered in determining the total assessed valuation in the proposed district. Repeals the provision that allows the proposals contained in the petition to be amended or modified in the ordinance adopted to establish the district. Eliminates the provision that allows the board of a district (board) to increase a special assessment following a hearing on an owner's protest of the special assessment. Requires the board to either confirm or decrease the special assessment in its determination of the owner's protest. Provides that the legislative body of a unit (legislative body) may not pass an amending ordinance to increase the boundaries of a district. Requires the district (or the person that files the petition, if the proposed district is rejected) to, at the request of the unit, reimburse the unit for the reasonable expenses incurred by the unit to comply with the statutory requirements for the district. Provides that the legislative body may choose not to collect all or part of the reasonable expenses.

*Current Status:* 3/8/2018 - House concurred in Senate amendments; Roll Call 355: yeas 56, nays 11

*State Bill Page:* [HB1278](#)

HB1290

TRANSPORTATION FINANCE (SOLIDAY E) Repeals the motor carrier surcharge tax and increases the special fuel tax by \$0.21 per gallon. Distributes part of the special fuel tax revenue to the motor carrier regulation fund. Specifies how netted International Fuel Tax Agreement Clearinghouse refunds and receipts are deposited or credited. Specifies that the commercial vehicle excise tax rate calculation that must be done on or before October 1 of each year is effective on January 1 of the following year. Excludes the transportation infrastructure improvement fee and the supplemental fees for registering electric and hybrid vehicles from the calculation of the commercial vehicle excise tax. Changes various distribution percentages of revenue distributed from the motor vehicle highway account and highway, road and street fund. Specifies that heating oil is not included in the sales tax exemption for special fuel. Provides that for funds distributed to counties, cities, and towns from the motor vehicle highway account, each county, city, or town must use at least 50% of the money for the construction, reconstruction, and preservation of the unit's highways. (Under current law, at least 50% must be used for construction, reconstruction, and maintenance.) Makes various changes to the accounting system for local roads and streets. Establishes the New Harmony and Wabash River bridge authority (bridge authority). Specifies the composition and terms of bridge authority membership. Describes the purpose and duties of the bridge authority. Authorizes the bridge authority to charge and collect a toll for transit across the White County bridge (bridge). Requires the bridge authority to equip, improve, maintain, operate, reconstruct, rehabilitate, and restore the bridge for use by motor vehicles, pedestrians, and other forms of transportation. Allows the bridge authority to issue bonds and notes for certain purposes. Provides that all registration fees collected under the International Registration Plan (IRP) or through an Indiana based IRP account (rather than only certain specified fees collected under the IRP or an Indiana based IRP account under current law) are covered by the statute providing for the first \$125,000 of such revenue each state fiscal year to be distributed to the state police building account and any remaining amounts to be distributed to the motor vehicle highway account. Specifies that the transportation infrastructure improvement fee shall be apportioned under the IRP. Specifies conditions under which a vehicle platoon may be operated in Indiana. Defines certain terms. Makes conforming changes.

- HB1309 SEXUAL HARASSMENT PREVENTION POLICIES (ENGLEMAN K) Requires sexual harassment prevention instruction to be provided annually to members of the general assembly. Requires the personnel subcommittee of the legislative council (subcommittee) to prepare and submit recommended sexual harassment prevention policies governing legislators to the legislative council. Requires the legislative council to approve sexual harassment policies not later than November 20, 2018. Provides that four additional members of the general assembly shall be appointed to serve on the subcommittee for the sole purpose of participating in the preparation of recommended sexual harassment prevention policies. Provides that the terms of the additional members expire on November 21, 2018.  
*Current Status:* 3/7/2018 - House concurred in Senate amendments; Roll Call 350: yeas 94, nays 0  
*State Bill Page:* [HB1309](#)
- HB1323 HEAVY EQUIPMENT RENTAL EXCISE TAX (HUSTON T) Excludes heavy rental equipment from the assessment of the personal property tax. Imposes an excise tax on the rental of heavy rental equipment (excise tax). Provides procedures for the sourcing, collection, and distribution of the excise tax. Provides that the excise tax is apportioned and distributed to local governmental units (units) in the same manner that property taxes are apportioned and distributed. Requires the units to deposit the excise taxes in the units' levy excess fund.  
*Current Status:* 3/8/2018 - , (Bill Scheduled for Hearing)  
*State Bill Page:* [HB1323](#)
- HB1358 INTERSECTION SAFETY STUDY (CHERRY R) Urges the legislative council to assign to a study committee the task of studying safety at certain intersections not controlled by a traffic signal and drainage along rural roads.  
*Current Status:* 3/6/2018 - Returned to the House without amendments  
*State Bill Page:* [HB1358](#)
- HB1412 LIBRARIES (SAUNDERS T) Merges the Indiana historical bureau (bureau) into the Indiana state library (library) as a division of the library. (Current law specifies that the bureau and the library are separate divisions of the Indiana library and historical department (ILHD).) Specifies that: (1) the ILHD shall manage the library; and (2) the library shall manage the bureau. Requires the director of the library to appoint a deputy director of the bureau. (Current law requires the board of the ILHD to appoint a director of the bureau.) Makes the following changes to the membership of the state oversight committee on public records (committee): (1) Removes the deputy director of the bureau. (2) Requires the governor to appoint a circuit court clerk or county recorder who also serves on a county commission of public records. Allows the Indiana archives records administration to present evidence to a county cemetery commission regarding whether a cemetery is a burial ground for a Civil War veteran. Makes various changes to the state and local library laws. Repeals provisions concerning: (1) the state library and historical building; (2) the location of facilities housing the state archives; (3) acceptance of gifts by the Indiana library and historical board; (4) payments by the library to public library districts; and (5) the historic library building improvement matching grant program. Reorganizes and makes changes to provisions concerning the petition and remonstrance process for units that seek to: (1) establish a public library; (2) expand a public library into not more than one township or part of a township; or (3) expand a public library into more than one township or parts of more than one township. Requires certain language to appear where signatures are affixed to a petition or a remonstrance for the: (1) establishment of a public library; or (2) expansion of a public library. Makes various changes to the law regarding the leasing of library property. Makes technical corrections and conforming changes.  
*Current Status:* 3/8/2018 - SIGNED BY GOVERNOR  
*State Bill Page:* [HB1412](#)
- SB27 1977 FUND NEW UNIT CREDITS FOR PRIOR SERVICE (BOOTS P) Provides, in the case of a unit (county, city, town, or township) that begins participation in the 1977 police officers' and firefighters' pension and disability fund (1977 fund), that the unit and the member (firefighter, police officer, or emergency medical technician) may agree how to share the cost of acquiring credit in the 1977 fund for the member's prior service as a firefighter, police officer, or emergency medical technician. (The introduced version of this bill was prepared by the interim study committee on pension management oversight.)  
*Current Status:* 2/27/2018 - Returned to the Senate without amendments  
*State Bill Page:* [SB27](#)
- SB75 1977 FUND RETIREMENT AGE AND BENEFITS STUDY (FORD J) Urges the legislative council to assign to the interim study committee on pension management oversight or another appropriate interim study committee the task of studying the following: (1) A reduction from 52 to 50 the age at which a member of the 1977 police officers' and firefighters' pension and disability fund (1977 fund) is eligible to receive an unreduced retirement benefit. (2) An increase from 1% to 1.5% in the amount of the additional retirement benefit payable to a 1977 fund member for

each six months of active service over 20 years. (3) A reduction from 32 to 28 in the number of years of service that may be used to compute a retirement benefit for a 1977 fund member. Urges the legislative council to assign to an appropriate interim study committee the task of studying the topic of establishing a public safety research fund.

*Current Status:* 3/6/2018 - Senate concurred in House amendments; Roll Call 338: yeas 49, nays 0

*State Bill Page:* [SB75](#)

SB99 CIVIL FORFEITURE (BRAY R) Requires the prosecuting attorney to file an affidavit of probable cause with a court not later than seven days after property is seized, and provides for the return of the property to the owner if the court does not find probable cause. Establishes a procedure for an owner of real property or of a vehicle (if the owner was not operating the vehicle at the time of the seizure) to obtain provisional custody of the seized property pending a final forfeiture determination. Makes the time limit for filing a forfeiture action: (1) 21 days, if the owner has filed a written demand for return of the property; or (2) 90 days, if the owner has not filed a written demand for return of the property. Provides that an owner whose property is returned is not liable for the costs of storage, transportation, or maintenance. Specifies how the proceeds of a forfeiture action are to be distributed. Requires a prosecuting attorney to report certain information concerning forfeitures to the prosecuting attorneys council. Imposes certain requirements on the use and compensation of outside counsel in forfeiture actions, and prohibits a prosecuting attorney or deputy prosecuting attorney from receiving a contingency fee for a forfeiture action. (The introduced version of this bill was prepared by the interim study committee on courts and the judiciary.)

*Current Status:* 2/27/2018 - Returned to the Senate without amendments

*State Bill Page:* [SB99](#)

SB119 1977 FUND PURCHASE OF SERVICE (GROOMS R) Allows a member of the 1977 police officers' and firefighters' pension and disability fund (1977 fund) to purchase service performed in Indiana as a full-time, fully paid police officer or firefighter for an employer that does not participate in the 1977 fund.

*Current Status:* 3/6/2018 - Returned to the Senate without amendments

*State Bill Page:* [SB119](#)

SB139 INVESTIGATION OF OVERDOSE DEATHS (MERRITT J) Requires the county coroner to do the following if the county coroner reasonably suspects the cause of a person's death to be accidental or intentional overdose of a controlled substance: (1) Obtain any relevant information about the decedent maintained by the INSPECT program. (2) Extract and test certain bodily fluids of the decedent. (3) Report test results to the state department of health (department). (4) Provide the department notice of the decedent's death, including any information related to the controlled substances involved, if any. Authorizes the department to adopt rules. Makes conforming changes. Provides that the coroners training and continuing education fund shall be used for the costs incurred by a county coroner to perform investigations of overdose deaths for the 2018-2019 state fiscal year.

*Current Status:* 3/6/2018 - Senate concurred in House amendments; Roll Call 339: yeas 46, nays 3

*State Bill Page:* [SB139](#)

SB242 STATE AND LOCAL ADMINISTRATION (HOLDMAN T) Provides that the lottery commission must obtain a tax clearance statement from the department of state revenue (DOR) for a retailer before the lottery commission may enter into a contract with that retailer. Repeals the riverboat admissions tax provisions scheduled to expire July 1, 2018. Reorganizes the supplemental wagering tax law. Specifies that gaming activity information shall be reported to the gaming commission daily. Provides that taxes withheld from riverboat and racino winnings are due on a monthly basis rather than the day after the winnings are paid. Provides that money in the Indiana horse racing commission operating fund is continuously appropriated for the purposes of the fund. Changes reporting and remitting requirements of the slot machine wagering tax. Changes the allocation for adjusted gross receipts of slot machine wagering. Repeals the establishment of an investment product for the public employee deferred compensation plan and an alternative investment program for the annuity savings account of public employee retirement plans. Eliminates the maritime opportunity district property tax deduction for new manufacturing equipment installed in a district after June 30, 2018. Provides a sales tax exemption for certain property purchased and used by a person that manufactures hot mix asphalt at an asphalt plant. Provides that the DOR may require that certain information be provided or updated before the issuance or renewal of a registered retail merchant's certificate. Delays until July 1, 2019, the effective date of provisions concerning the sales taxation of the renting of rooms, lodgings, and accommodations for which a facilitator accepts payment. Makes various changes to the state income tax laws, including conformance with the latest version of the Internal Revenue Code, the net operating loss carryover period, the earned income tax credit, the calculation of income tax rates when two different rates are in effect during the taxpayer's taxable year, tax due dates, refund claims, and income tax preparer requirements. Provides that the reduced tax rate for a corporation in a qualified military enhancement area applies only to a corporation that locates all or part of its operations in an area before January 1, 2019. Provides that a county fiscal body may adopt an ordinance to impose (within the local income tax expenditure rate) a tax rate for correctional facilities and rehabilitation facilities in the county. Provides that the Jasper County local income tax adopting body may adopt an ordinance to provide that property taxes imposed due to a referendum, adopted before July 1, 2015, are eligible for

the property tax relief rate credit if the credit was applied before January 1, 2017. Requires state and local employees, contractors, and subcontractors whose duties include access to confidential tax information to submit to and update background checks. Revises a statute concerning the investment of proceeds from the sale of the Montgomery County hospital. Allows a petition to be filed with the department of local government finance by the North Spencer school corporation requesting a modified maximum operations fund levy for 2019. Requires a member of a redevelopment commission to annually present certain information to the governing body of every school corporation with territory within an allocation area. Requires, for a territory that was annexed by a municipality after June 1, 1976, and before March 4, 1988, one-half of the property taxes attributable to property taxes imposed by the park and recreation district on property that is within the annexed territory to be transferred to the annexing municipality's parks and recreation department. Changes the date that the trustees of Ivy Tech Community College may issue and sell bonds for the Kokomo campus renovation and addition and the Muncie campus renovation and addition. Makes technical corrections.

*Current Status:* 3/8/2018 - , (Bill Scheduled for Hearing)

*State Bill Page:* [SB242](#)

SB265 STUDY OF INTERSECTION SAFETY (CRIDER M) Urges the legislative council to assign to a study committee the task of studying safety at certain intersections not controlled by a traffic signal and drainage along rural roads.

*Current Status:* 2/20/2018 - added as cosponsor Representative Goodin

*State Bill Page:* [SB265](#)

SB269 ROAD AND UTILITY REPAIR (KOCH E) Requires the department of transportation (department) to schedule an appeal of a local unit's denial of a petition to close a railroad crossing within 60 days after the denial of the petition. Establishes the New Harmony and Wabash River bridge authority (bridge authority). Specifies the composition and terms of bridge authority membership. Describes the purpose and duties of the bridge authority. Authorizes the bridge authority to charge and collect a toll for transit across the White County bridge (bridge). Requires the bridge authority to equip, improve, maintain, operate, reconstruct, rehabilitate, and restore the bridge for use by motor vehicles, pedestrians, and other forms of transportation. Allows the bridge authority to issue bonds and notes in certain instances and for certain purposes. Defines "department action" as one or more of the following: (1) Detour creation or implementation. (2) Planned bridge repair. (3) Planned road repair. Requires the department to consider the following when determining when to let a contract involving certain construction, maintenance, and repair projects: (1) Impact on local commerce. (2) Impact on local residents. (3) Impact on local tourism. Requires the department to make a good faith effort to use: (1) the least disruptive timing when determining when to let a contract involving certain construction, maintenance, and repair projects; and (2) the least restrictive means when implementing or performing certain construction, maintenance, and repair projects. Requires the department to release a contract let list: (1) every 180 days; and (2) to at least 1 news media entity. Provides that the hearing officer appointed to conduct a hearing concerning a petition to establish a regional water, sewage, or solid waste district is required to provide notice of the hearing to the executive of a city or town that has a municipal sewage works or public sanitation department having extraterritorial jurisdiction within the boundaries of the area to be included in the proposed district. Requires the board of trustees of a regional sewage district, when seeking to add territory to the district, to file a copy of its motion for the addition of territory in the office of: (1) the executive of each governmental entity having territory within the territory proposed to be added to the regional sewage district; and (2) the executive of a city or town that has a municipal sewage works or public sanitation department if the territory proposed to be added to the regional sewage district includes territory within the extraterritorial jurisdiction of the municipal sewage works or public sanitation department. Defines "governmental entity", for purpose of the law concerning regional water, sewage, and solid waste districts, as a municipal corporation or a special taxing district. Defines certain terms.

*Current Status:* 3/8/2018 - , (Bill Scheduled for Hearing)

*State Bill Page:* [SB269](#)

SB281 SHERIFF'S DEPARTMENT RETIREMENT PLANS (BOOTS P) Provides that certain sheriffs and county police officers are granted service credit in their respective county sheriff's department retirement plans for service to those county sheriff's departments before the effective dates of the county sheriff's department retirement plans. Provides that certain sheriffs and county police officers simultaneously waive their accrued service credit in the public employees' retirement fund for their service to those county sheriff's departments before the effective dates of the county sheriff's department retirement plans.

*Current Status:* 3/6/2018 - Returned to the Senate without amendments

*State Bill Page:* [SB281](#)

SB299 STATE PARKS (RAATZ J) Requires that two (2) of the four (4) legislative members of the White River state park development commission must represent the legislative district that includes the White River State Park. Urges the legislative council to assign to a study committee the task of studying whether counties should be authorized to: (1) adopt an ordinance to impose a surcharge on fees collected within a state park; and (2) use the revenue from the

surcharge to assist a unit of local government that provides police protection, fire protection, emergency medical services, or road repairs to the state park.

*Current Status:* 3/8/2018 - Senate concurred in House amendments; Roll Call 368: yeas 35, nays 0

*State Bill Page:* [SB299](#)

SB327

ELECTION SECURITY; ABSENTEE BALLOT COUNTING (WALKER G) Makes the following changes concerning election security: (1) Permits a county election board (board) to apply to the secretary of state (secretary) for reimbursement of expenditures made by the county to secure and monitor facilities where voting systems and electronic poll books are stored. Provides that, if the secretary, with the consent of the election division (division), approves the application, the county may be reimbursed for all or part of the expenditures. (2) Allows each absentee ballot to be assigned a unique tracking number using IMb Tracing or a similar automated tracking method to provide real-time tracking information for the ballot envelope. (3) Provides that the board is responsible for the security of ballot card voting systems, direct record electronic voting systems, and electronic poll books when they are not in use. (4) Provides that the required public tests for ballot card and direct record electronic voting systems must include testing to ascertain whether votes for straight party tickets and write-in candidates will be tabulated correctly. (5) Updates a reference to current federal standards regarding the "error rate" requirements for voting systems certified for use in elections. (6) Requires that each voting system be sealed with a uniquely numbered seal following each election for post-election auditing purposes. Specifies when voting systems and electronic poll books must be sealed and when they may be unsealed. (7) Authorizes a county election board to adopt, by a unanimous vote of the board's entire membership, a resolution to establish a security protocol that includes an audit trail to detect unauthorized access to secure the voting systems and electronic poll books used in each election conducted in the county. Requires that the person or entity conducting the voting system technical oversight program and the election division be available to advise the board in the development of a security protocol. Provides that if a county election board adopts a security protocol, those protocols supersede the statutory protocols. (8) Provides that, whenever a county disposes of a voting system or electronic poll book, the board shall file a plan with the division documenting the disposal and obtain the approval of the division before disposing of the equipment. (9) Allows a vendor to sell, lease, or transfer an Indiana certified voting system or electronic poll book to: (A) an Indiana county; (B) the voter system technical oversight program (VSTOP); (C) a state or local government in the United States for the purpose of conducting elections in that jurisdiction; or (D) a political party in Indiana entitled to nominate candidates at a state or town convention for the limited purpose of conducting the nomination of candidates. (10) Requires that the administrator of the VSTOP maintain an inventory listing all voting systems and electronic poll books used in conducting elections in Indiana, including a unique serial number for each unit and the present location where each unit is ordinarily stored. Requires that boards regularly update the inventory listing maintained by VSTOP. (11) Requires that the VSTOP conduct random audits of electronic poll books and report whether the electronic poll books have been certified, programmed, and used in compliance with Indiana law. (12) Requires a board to report to the secretary not later than 48 hours after receiving notice from a federal, state, or local government agency that: (A) a voting system or electronic poll book has been improperly obtained or altered; or (B) the data concerning the county maintained in the statewide voter registration system has been accessed or altered by a person; in violation of Indiana law. (13) Provides that electronic poll book data must be retained on a server approved (rather than maintained) by a board. (14) Permits a vendor who has applied for certification of an electronic poll book, but has not yet received approval of the application, to market the electronic poll book at certain county and state meetings of election officials after providing notice to the division. Requires the vendor to display information concerning the poll book's certification status at the meeting. (15) Requires absentee ballot counters at a central counting location in a county having a consolidated city that uses electronic poll books or that is a vote center county, at any time after 6 a.m. on election day and after the absentee ballots are processed and the electronic poll books updated, to count the absentee ballots. Allows any other county to use this procedure if the board unanimously adopts a resolution to do so. (16) Allows the signature review process to be conducted any time after an absentee ballot is received in a county having a consolidated city or in any other county in which the board unanimously adopts a resolution to do so. Allows, but does not require, absentee ballot counters at a central location in those counties to make findings concerning an absentee voter's signature and that the voter is a qualified voter of the precinct for an absentee ballot cast in person. (17) Requires absentee ballot counters at a central location in a county having a consolidated city to continue to count without interruption until all absentee ballots that are not required to be remade and have been accepted by the counters are canvassed and the certificates of vote count are prepared and delivered. (18) Allows absentee ballots counted at a central location in a county having a consolidated city to be stored in the order in which the absentee ballots were counted and not in order by precinct. (19) Removes an obsolete reference. (20) Makes a technical correction.

*Current Status:* 3/7/2018 - Senate concurred in House amendments; Roll Call 360: yeas 46, nays 0

*State Bill Page:* [SB327](#)

SB347

BONDING PROCEDURES (TAYLOR G) Permits the following political subdivisions to sell bonds at a negotiated sale after June 30, 2018, and before July 1, 2021: (1) A consolidated city. (2) A second class city. (3) A school corporation located in a consolidated city or a second class city. (Current law requires a public sale of bonds.) Provides that this change does not apply to refinancing bonds and some revenue bonds that are dedicated to a limited purpose. Makes technical corrections.

*Current Status:* 3/8/2018 - Motion to concur filed

*State Bill Page:* [SB347](#)

SB349

STUDY OF TAXES ON SHORT TERM RENTALS (TALLIAN K) Urges the legislative council to assign to the appropriate interim study committee the task of studying the following: (1) The issue of which entities are required to collect sales tax on short term rentals. (2) The issue of whether local units can impose a local innkeeper's tax on short term rentals. Urges the legislative council to assign the topic of collecting and remitting state taxes in the peer-to-peer sharing economy.

*Current Status:* 3/6/2018 - Senate concurred in House amendments; Roll Call 349: yeas 48, nays 1

*State Bill Page:* [SB349](#)