

HB1001

BIENNIAL BUDGET (HUSTON T) Appropriates money for capital expenditures, the operation of the state, K-12 and higher education, the delivery of Medicaid and other services, and various other distributions and purposes. Provides for bonding authority for capital projects for higher education institutions. Renames the build Indiana fund the lottery surplus fund. Eliminates all the build Indiana fund accounts. Repeals the Indiana technology fund. Makes corresponding changes. Makes a technical correction. Eliminates the office of state based initiatives. Makes the budget agency responsible for coordinating federal assistance to state agencies. Prohibits certain state agency action regarding federal assistance. Requires the budget agency to: (1) prepare an annual report summarizing the federal assistance received by state agencies during the preceding federal fiscal year; (2) publish a comprehensive federal assistance review plan; and (3) perform a review of the current impact and projected future impact of federal mandates and regulations on Indiana. Makes the budget agency the state's single point of contact to review and coordinate proposed federal financial assistance and direct federal development. Permits the trust fund for self-insurance for employees, including retired employees, for the state police department, conservation officers of the department of natural resources, and the state excise police to invest in the same investments as the state police pension plan instead of the public employees' retirement fund (the trust fund could not invest in equity securities). Permits the retiree health benefit trust fund to invest in the same investments as the public employees' retirement fund instead of in the same manner as public deposits may be invested. Requires a periodic actuarial study of the retiree health benefit trust fund. Provides that employer contributions to the retiree medical benefits account (RMBA) on behalf of a participant must be sufficient to provide the specified benefit. Changes the administration and investment decisions for the RMBA from the budget agency to the Indiana public retirement system (INPRS). Changes responsibility for reports concerning other post-employment benefits (OPEB) from the office of management and budget (OMB) to the INPRS. Changes responsibility for reports concerning local pensions from the OMB to the INPRS. Changes references to Governmental Accounting Standards Board Statements that apply to OPEB reports. Adds the two deputy budget directors as alternate members of the budget committee, and specifies that one of the deputy directors shall take the place of the budget director when the budget director is not present. Removes the restriction on the Indiana horse racing commission using money distributed under a distribution agreement for administrative purposes. Requires 0.5% of the money distributed under a distribution agreement to be deposited in the Indiana horse racing commission's operating fund. Establishes the problem gambling program fund. Specifies that the part of the problem gambling fee that is retained annually by the Indiana gaming commission must be deposited into the fund. Provides that the money in the fund is continuously appropriated. Provides that if: (1) an individual is a member of a public retirement plan; (2) the governor appoints the individual to a position in state government; and (3) the position to which the individual is appointed is not covered by a public retirement plan or is ordinarily covered by another public retirement plan; the individual immediately vests in the public retirement plan which the individual is in and shall begin to participate in the public retirement plan that covers the appointed position. Renames the state board of accounts trust and agency fund the examinations fund. Annually appropriates money in the fund for the payment of the state board of accounts's expenses for examinations. Provides that money in the fund does not revert to the state general fund. Requires that the state board of accounts certify the expense incurred for an examination as needed. (Currently, expenses may not be certified more often than monthly.) Provides that the money in the Indiana twenty-first century research and technology fund is continuously appropriated. Provides that the money in the Indiana regional cities development fund is continuously appropriated. Provides that a taxpayer may submit, beginning in 2021, a personal property tax return using an online submission system established by the department of local government finance in collaboration with county assessors. Increases the income tax deduction for income from military retirement or survivor's benefits. Increases the income tax credit for an individual employed as a teacher for amounts expended on classroom supplies from \$100 to \$500 per taxable year beginning in 2019. Establishes requirements to be eligible to claim the Indiana research expense income tax credit effective January 1, 2019. Replaces the postwar construction fund with a fund named the state construction fund. Dedicates \$1,800,000 to the state construction fund from a part of the cigarette tax revenue formerly appropriated to the department of natural resources. Repeals the state police building account and directs the revenue formerly deposited in the account to the state construction fund. Makes corresponding changes. Changes the allocation between the state general fund and alcohol and tobacco commission's enforcement and administration fund for fees for an annual beer retailer's permit, beer dealer's permit, liquor retailer's permit, supplemental caterer's permit, liquor dealer's permit, wine retailer's permit, and wine dealer's permit. Removes the reduction from the motor vehicle highway account fund for the appropriation to the department of transportation for traffic safety. Transfers \$325,000 each month to the motor carrier regulation fund from the motor vehicle highway account fund. Requires the bureau of motor vehicles to determine the allocation to counties from the motor vehicle highway account fund that is based on motor vehicle registrations. Changes the annual appropriation from the motor vehicle highway account for assisting counties in employing a full-time county highway engineer from \$920,000 to the amount necessary to make distributions to counties. Terminates the appropriation to the state police department of part of the handgun license fees as of July 1, 2019. Transfers any balance remaining in the fund holding these fees to the state general fund on June 30, 2021. Provides that money in the state department of toxicology's breath test training and certification fund is continuously appropriated. Requires the division of disability and rehabilitative services to establish a cost participation schedule for purposes of the first steps program. Repeals the statutory cost participation schedule. Provides that the money in the

division of family resources child care fund is continuously appropriated. Provides for a continuous appropriation from the prekindergarten pilot program fund. Establishes a township assistance online pilot program to provide for ease of access and efficient application for township assistance, automate the application process for township assistance, and create a system to collect and report data regarding township assistance administration. Modifies the fee setting procedure and considerations for certain Indiana department of envi

Current Status: 1/10/2019 - Coauthored by Representatives Brown T and Porter

State Bill Page: [HB1001](#)

HB1128 CONSTRUCTION PERMITS (MILLER D) Provides that a local unit may not require, as a condition precedent to granting, issuing, or approving certain permits and certificates for any Class 1 or Class 2 structures, completion of work upon which the performance bond or other surety was obtained prior to recording the secondary plat. Requires a local governmental agency to issue certain permits to a person not later than 10 business days after the person has filed a completed application and meets all required conditions, in certain instances.

Current Status: 1/17/2019 - House Local Government, (Bill Scheduled for Hearing)

State Bill Page: [HB1128](#)

HB1156 BED BUG ABATEMENT (PORTER G) Repeals statutes concerning state and local programs for pest and vector abatement. Allows: (1) the executive board of the state department of health to adopt rules; and (2) the board of a municipal corporation and the health and hospital corporation to adopt ordinances and rules; concerning the control of pests and vectors. Provides that the owner, lessee, superintendent, or manager of an establishment subject to the lodging establishment laws may not furnish beds or bedding infested with pests or vectors. Requires that a lodging establishment room that has an infested bed or infested bedding must be thoroughly fumigated, disinfected, and renovated until the pests and vectors are entirely exterminated. Makes conforming amendments.

Current Status: 1/7/2019 - Referred to House Public Health

State Bill Page: [HB1156](#)

HB1178 TOWNSHIP CEMETERY OWNERSHIP AND MAINTENANCE (ZIEMKE C) Transfers from townships to counties the current provisions concerning cemetery establishment, ownership, and maintenance. Requires townships to transfer to the county in which the township is located cemetery related property and responsibilities before January 1, 2020.

Current Status: 1/10/2019 - Reassigned to Committee on Government and Regulatory Reform

State Bill Page: [HB1178](#)

HB1185 BUNKHOUSE SAFETY REQUIREMENTS (NEGELE S) Prohibits the fire prevention and building safety commission or another state agency from adopting rules requiring the installation of an automatic fire sprinkler system in a bunkhouse. Prohibits a political subdivision from adopting an ordinance or other regulation requiring the installation of an automatic fire sprinkler system in a bunkhouse. Defines "bunkhouse".

Current Status: 1/14/2019 - added as coauthor Representative Pressel

State Bill Page: [HB1185](#)

HB1210 FEDERAL ASSISTANCE AND FEDERAL GRANT ADMINISTRATION (STUTZMAN C) Provides that after June 30, 2019, a state agency may not apply for or renew federal assistance or a federal grant (assistance or grant) unless: (1) the state agency analyzes the effect of the assistance or grant on state and local governments and private sector entities; (2) the Indiana office of state based initiatives (office) makes a recommendation based upon the agency's analysis regarding whether to pursue the assistance or grant; (3) the governor approves the assistance or grant. Provides that if the assistance or grant requires any expenditure of state funds, for fiscal years after June 30, 2021, the general assembly must make a specific appropriation of the funds in the state budget. Requires the office in cooperation with the state budget agency to present certain budgetary information on assistance and grants to the interim study committee on fiscal policy and the state budget committee before November 1 of each even-numbered year. Requires the interim study committee on fiscal policy and the state budget committee to review the federal grant information presented by the office. Requires the office in cooperation with the state budget agency to provide information regarding assistance and grants expiring in fiscal years 2020 and 2021 to the interim study committee on fiscal policy and the state budget committee.

Current Status: 1/16/2019 - added as coauthor Representative Gutwein

State Bill Page: [HB1210](#)

HB1319 REGULATION OF MORTGAGE FORECLOSURES (MOED J) Specifies that the statute concerning the state regulation of mortgage foreclosures does not affect or preempt a political subdivision's authority to: (1) regulate the maintenance, upkeep, or repair of real property within the jurisdiction of the political subdivision, including real property subject to a mortgage foreclosure action; or (2) act as authorized under the unsafe building law, or other applicable state law, with respect to real property within the jurisdiction of the political subdivision, including real property subject to a mortgage foreclosure action; in accordance with state law.

HB1426 VITAL RECORDS (PORTER G) Provides that a parent may request a certificate of birth resulting in stillbirth when the child had a gestation age of less than 20 weeks. Specifies that a burial transit permit is required for the report of death and transportation and final disposition of a deceased individual. Provides that the information concerning a birth resulting in stillbirth is not required to be entered into the Indiana death registration system if the child had a gestational age of less than 20 weeks. Removes authority to issue a provisional certificate of death. Requires that a physical copy of the burial transit permit must remain with the body or body parts until the final disposition of the body. Makes conforming changes.

Current Status: 1/14/2019 - Coauthored by Representative Shackelford

State Bill Page: [HB1426](#)

HB1427 DEPARTMENT OF LOCAL GOVERNMENT FINANCE (LEONARD D) Excludes political subdivisions that do not have the power to impose 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 0.1%, 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. 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. Provides that the county executive (instead of the DLGF) may cancel any property taxes assessed against real property owned by a county, township, city, town, or body corporate and politic under certain circumstances. Removes the provision in current law that requires the DLGF to be a party to any contract in which a county assessor employs professional appraisers as technical advisers for assessments. Provides that the standard contract to employ professional appraisers is void if: (1) the appraiser is not certified at the time the contract is executed; or (2) the DLGF subsequently revokes the appraiser's certification. Requires a county that enters into a contract for computer software and with a software provider to upload the contract to the Indiana transparency Internet web site. Provides that a governmental entity shall (not may) submit a proposed notice, ordinance, or resolution to the DLGF for review. Requires a political subdivision to adopt the needed changes to its budget, tax levy, or rate in a public meeting if the political subdivision's tax levy is increased by the DLGF to an amount that exceeds the amount originally advertised

Current Status: 1/23/2019 - House Ways and Means, (Bill Scheduled for Hearing)

State Bill Page: [HB1427](#)

- HB1436 DUTIES OF COUNTY AUDITORS (ENGLEMAN K) Makes the filing deadlines for property tax deductions applicable to mobile homes and manufactured homes that are not assessed as real property the same as the filing deadlines for property tax deductions applicable to real property. Provides that weed control charges incurred by counties, cities, towns, and townships for removal of noxious weeds and detrimental vegetation on private property are to be collected in the manner that municipal sewer charges are collected and imposes an additional \$20 collection fee. Increases, from \$5 to \$10, the maximum amount of the county option fee that a county auditor may charge for endorsing a real estate conveyance document and provides that the fee revenue must be used for developing or maintaining plat books, in traditional or electronic format. Provides that a redevelopment commission or other entity that creates a tax increment financing area shall file the resolution and supporting documents that create the tax increment financing area with the county auditor in which the tax increment financing area is located within 30 days after the redevelopment commission or other entity takes final action on the resolution. Provides that if a redevelopment commission or other entity that creates a tax increment financing area fails to file the resolution and supporting documents with the county auditor before the first anniversary of the effective date of the tax increment financing area, the county auditor shall use the assessment date immediately preceding the date on which the documents were filed to compute the base assessed value of the tax increment financing area. Urges a legislative study of the advisability of eliminating the mortgage property tax deduction and the advisability of increasing the homestead standard deduction.
Current Status: 1/15/2019 - Referred to House Ways and Means
State Bill Page: [HB1436](#)
- HB1581 PRIVATE REPRESENTATION OF PUBLIC OFFICIALS (CANDELARIA REARDON M) Prohibits a public official who: (1) is sued in the public official's personal capacity and is alleged to have acted outside the scope of the public official's duties; or (2) is charged with a crime unrelated to the public official's duties; from using public funds to pay for private legal counsel. Prohibits the public official from using public funds to pay a judgment or settlement under certain circumstances. Declares certain nondisclosure agreements entered into after June 30, 2019, involving sexual assault, sexual harassment, and sexual discrimination as against public policy and void.
Current Status: 1/17/2019 - Referred to House Judiciary
State Bill Page: [HB1581](#)
- HB1583 LOCAL REGULATION OF FIREWORKS (SCHAIBLEY D) Changes: (1) the dates on which a county or municipal ordinance may limit the use of fireworks in the county or municipality; and (2) the types of fireworks to which such an ordinance may apply.
Current Status: 1/17/2019 - Referred to House Public Policy
State Bill Page: [HB1583](#)
- SB153 HEALTH FACILITY EMPLOYEE CRIMINAL BACKGROUND CHECK (RANDOLPH L) Requires a health facility to obtain a national criminal history background check or an expanded criminal history check for the health facility's employees. Provides immunity to persons: (1) for denying or terminating employment because of another person's criminal history; or (2) for reporting to or participating in the proceedings of the state department of health or the registry of nurse aides.
Current Status: 1/9/2019 - Senate Judiciary, (Bill Scheduled for Hearing)
State Bill Page: [SB153](#)
- SB197 COPIES OF IDENTIFYING ADOPTION INFORMATION (HEAD R) Provides that a person releasing identifying adoption information must, upon request by the individual requesting the identifying information, provide copies of the identifying information to the individual. Makes a correction regarding exceptions to the release of identifying information.
Current Status: 1/22/2019 - Senate Bills on Third Reading
State Bill Page: [SB197](#)
- SB222 DISCLOSURE OF PUBLIC HEALTH INFORMATION (KOCH E) Provides that if a person is or was prohibited from working in a food establishment because the person has or had a communicable or infectious disease while working in a food establishment, a local health department or the health and hospital corporation (corporation) shall, upon request, disclose certain information. Specifies that a local health department or a corporation may not disclose the name or any identifying information of the person who has or had a communicable or infectious disease.
Current Status: 1/3/2019 - Referred to Senate Health and Provider Services
State Bill Page: [SB222](#)
- SB228 DEPARTMENT OF HEALTH MATTERS (CHARBONNEAU E) Allows the state health commissioner to issue standing orders (current law allows for statewide standing orders) and sets forth requirements of a standing order. Removes

requirement that the state department of health (state department) adopt rules defining a birth problem. Requires the state department to publish a list annually of birth problems required to be reported and allows for the state department to update the list. Adds considerations by the state department in compiling the birth problem list. Allows the state department to release information in the immunization data registry to the Centers for Disease Control and Prevention. Requires the state department to publish a list of reportable communicable diseases and other diseases and conditions that are a danger to health and to publish the list of control measures for the diseases and conditions on the state department's Internet web site. Sets forth considerations in updating the list of communicable diseases and conditions.

Current Status: 1/23/2019 - Senate Health and Provider Services, (Bill Scheduled for Hearing)

State Bill Page: [SB228](#)

SB232 PREPARATION AND SALE OF HOMEMADE FOOD (WALKER G) Provides that the preparation, sale, and delivery of a livestock product, poultry product, or dairy product are not subject to inspection, oversight, certification, registration, licensing, permitting, packaging, or labeling requirements or regulations of the state or any political subdivision of the state if: (1) the sale and delivery of the product are directly between the producer of the product and an informed end consumer; (2) the preparation, sale, and delivery of the product are in accordance with a formal contract that meets certain requirements; (3) the product is prepared and sold exclusively for home consumption; and (4) the preparation, sale, and delivery of the product occur exclusively in Indiana and do not constitute interstate commerce.

Current Status: 1/3/2019 - Referred to Senate Agriculture

State Bill Page: [SB232](#)

SB253 STATE AGENCY GRANT ADMINISTRATION (RUCKELSHAUS J) Provides that after June 30, 2019, a state executive branch agency may not apply for or renew a grant from a public or private entity unless the following occurs: (1) The office of state based initiatives (office) analyzes the grant's effect on state and local governments and private sector entities. (2) The office makes a recommendation regarding whether the state agency should pursue the grant opportunity. (3) The governor approves the grant opportunity in writing. Provides that if the grant opportunity obligates the state to expend more than \$500,000 the general assembly must make a specific appropriation of funds for the grant in the state budget.

Current Status: 1/17/2019 - added as third author Senator Kruse

State Bill Page: [SB253](#)

SB276 OPIOID TREATMENT PILOT PROGRAM (RAATZ J) Extends the opioid treatment pilot program until 2022. (Under current law the pilot program will expire in 2020.) Removes Marion County from the pilot program.

Current Status: 1/22/2019 - Senate Corrections and Criminal Law, (Bill Scheduled for Hearing)

State Bill Page: [SB276](#)

SB293 ALLEN COUNTY SUBSTANCE ABUSE PILOT PROGRAM (MERRITT J) Changes the date by which the administrator of the Allen County substance abuse pilot program must raise local funds in order to be allowed to expend state funds.

Current Status: 1/14/2019 - Pursuant to Senate Rule 68(b); reassigned to Committee on Health and Provider Services

State Bill Page: [SB293](#)

SB294 LOCAL AIR POLLUTION CONTROL AGENCY CONTRACTS (RANDOLPH L) Authorizes a county, city, or town to establish or designate an agency to act for the county, city, or town as a local air pollution control agency (agency). Requires the commissioner of the department of environmental management (department) to enter into a contract with the agency of a county, city, or town if the agency is willing to enter into the contract. Provides that a contract between the department and the agency of a county, city, or town must: (1) require the department to advise, cooperate with, and provide technical assistance to the agency; (2) authorize the agency to undertake air pollution control activities on behalf of the department or in enforcement of ordinances of the county, city, or town; and (3) provide for the payment of fair monetary compensation for the air pollution control activities performed by the agency. Provides that: (1) the compensation paid to an agency must be at least sufficient to cover the agency's staffing and operating costs; and (2) the rate of compensation must be adjusted each year according to changes in the Consumer Price Index.

Current Status: 1/7/2019 - Referred to Senate Environmental Affairs

State Bill Page: [SB294](#)

SB387 UNSAFE BUILDING HEARING NOTIFICATIONS (KOCH E) Clarifies the procedure for notice by publication under the unsafe building law.

Current Status: 1/14/2019 - Referred to Senate Local Government

State Bill Page: [SB387](#)

SB487 PROPERTY MATTERS (YOUNG M) Requires a local health officer to have information establishing probable cause of a public health law or rule violation before a court may issue certain orders concerning the property (current law requires reliable information). Requires a health officer's order of abatement to include the name of the person making the complaint and requires the health officer to report certain information concerning a person who provided false information. Requires the health and hospital corporation of Marion County (corporation) to post notice of an ordinance pending final action on the county's Internet web site. Requires a health officer to provide information concerning a person who made a false report concerning a communicable disease to the person against whom a false report was made. States that a dwelling is unfit for human habitation when the dwelling places a person's health or life in danger (current law states that the dwelling is dangerous or detrimental to life or health). Requires a health officer to provide notice concerning a violation of health, sanitation, and safety and provide a reasonable amount of time to comply with the notice. Specifies language to be included in a notice to quit concerning personal property left on the property after eviction and the time frame in which a landlord can consider the personal property to have been abandoned and the former tenant trespassing if the former tenant reenters the premises. Specifies that a landlord is not responsible for a health code violation by a tenant. Reduces the fines for certain ordinance violations from: (1) \$2,500 to \$250; and (2) \$7,500 to \$750.

Current Status: 1/14/2019 - Referred to Senate Health and Provider Services

State Bill Page: [SB487](#)

SB529 BEEKEEPING (GROOMS R) Provides that a county, municipality, or township shall not adopt or continue in effect any ordinance, rule, regulation, or resolution prohibiting, impeding, or restricting the establishment or maintenance of honeybees in hives.

Current Status: 1/14/2019 - Referred to Senate Agriculture

State Bill Page: [SB529](#)

SB576 REGULATION OF CERTAIN PROFESSIONS AND OCCUPATIONS (MERRITT J) Eliminates the professional licensing agency (PLA). Establishes the health professions licensing agency (HPLA) within the state department of health to license health professions. Requires the state health commissioner to appoint the director and deputy directors of the HPLA. Establishes the workforce licensing agency (WLA) within the department of workforce development to license occupations that are not health professions. Requires the commissioner of the department of workforce development to appoint the director and deputy directors of the WLA. Requires the WLA to operate and maintain the electronic registry of professions. Transfers responsibilities under the INSPECT program from the PLA to the HPLA. Removes the requirements that the directors of the HPLA and the WLA execute a surety bond. Establishes transition provisions. Makes conforming changes. Removes expired provisions. Makes technical changes.

Current Status: 1/14/2019 - Referred to Senate Commerce and Technology

State Bill Page: [SB576](#)