

- HB1004 BALANCE BILLING FOR MEDICAL CARE (SMALTZ B) Provides that a facility that is an in network provider or a practitioner who provides health care services in the in network facility may not charge more for the health care services provided to a covered individual than allowed according to the rate or amount of compensation established by the network plan unless: (1) at least five days before the health care services are scheduled to be provided, the covered individual is provided a statement that: (A) informs the covered individual that the facility or practitioner intends to charge more than allowed under the network plan; and (B) sets forth an estimate of the charge; and (2) the covered individual signs the statement, signifying the covered individual's consent to the charge. Provides that an in network practitioner who provides health care services to a covered individual (regardless of where the health care services are provided) may not charge more for the health care services than allowed according to the rate or amount of compensation established by the network plan unless: (1) at least five days before the health care services are scheduled to be provided, the covered individual is provided a statement that: (A) informs the covered individual that the practitioner intends to charge more than allowed under the network plan; and (B) sets forth an estimate of the charge; and (2) the covered individual signs the statement, signifying the covered individual's consent to the charge.
Current Status: 1/27/2020 - House Bills on Second Reading
State Bill Page: [HB1004](#)
- HB1012 REPEAL OF HOUSING RESTRICTION ON LOCAL GOVERNMENT (CHYUNG C) Repeals a statute that prohibits a county, city, town, or township from requiring a landlord to participate in a federal Section 8 housing assistance program or similar housing program.
Current Status: 1/7/2020 - Referred to House Local Government
State Bill Page: [HB1012](#)
- HB1013 DISPOSAL OF PROPERTY ACQUIRED BY TAX DEFAULT (SAUNDERS T) Requires a political subdivision to offer to sell or transfer real property acquired by tax default to an abutting landowner.
Current Status: 1/23/2020 - House Local Government, (Bill Scheduled for Hearing)
State Bill Page: [HB1013](#)
- HB1014 PLAN COMMISSIONS (SAUNDERS T) Provides that, for purposes of the advisory planning law, the county surveyor's designee must be a resident of the county to serve on the county plan commission. Provides that a member appointed to a plan commission to fill a vacancy or to serve as an alternate member must meet the same requirements, including residency requirements, as a regular member of the plan commission.
Current Status: 1/15/2020 - Referred to Senate
State Bill Page: [HB1014](#)
- HB1033 RAILROAD CROSSINGS (JACKSON C) Requires a railroad corporation to inform the local law enforcement authority of a blocked railroad-highway grade crossing in certain instances.
Current Status: 1/13/2020 - added as coauthor Representative Macer
State Bill Page: [HB1033](#)
- HB1035 REMOVAL OF A COUNTY ELECTED OFFICER (AYLESWORTH M) Allows the county executive and county fiscal body to remove the auditor, treasurer, recorder, surveyor, coroner, or assessor (county officer) for failing to be physically present in the county officer's office for at least one work day each month, unless the county officer takes leave to which the officer is entitled by law or county personnel policy. Provides that the county officer's removal is initiated by adoption of a resolution by the county executive (in Marion County) or the affirmative vote of at least a majority of the members of the county executive (in a county other than Marion County). Provides that the county officer's removal is effective upon the county fiscal body adopting a resolution by an affirmative vote of at least: (1) 17 members, in the case of the 25 member Marion County fiscal body; (2) seven members, in the case of the nine member St. Joseph County fiscal body; or (3) five members, in the case of the seven member county fiscal body of any other county. Requires the resolutions of the county executive and county fiscal body to state identical findings and facts supporting the county officer's removal. Allows a county officer who has been removed from office to petition a court for judicial review. Provides that, if the court determines that the resolutions' findings are not supported by substantial evidence, the county officer is reinstated for any unexpired term and entitled to any salary withheld pending judicial review.
Current Status: 1/21/2020 - added as coauthor Representative Jackson
State Bill Page: [HB1035](#)
- HB1043 VOLUNTEER FIRE DEPARTMENT RETIREMENT BENEFITS (DAVISSON S) Provides that a political subdivision served by a volunteer fire department may make contributions to the public employees' defined contribution plan for the members of the volunteer fire department in an amount determined by the governing body of the political subdivision.

Current Status: 1/23/2020 - House Committee recommends passage, as amended Yeas: 10; Nays: 1

State Bill Page: [HB1043](#)

- HB1047 JUSTICE REINVESTMENT ADVISORY COUNCIL (STEUERWALD G) Specifies the purpose and certain duties of the justice reinvestment advisory council, and adds additional members, including members of the Indiana evidence based decision making initiative (which is a partnership between state and local criminal justice stakeholders). Makes a technical correction.
Current Status: 1/15/2020 - Referred to Senate
State Bill Page: [HB1047](#)
- HB1051 STRAIGHT TICKET VOTING (SAUNDERS T) Removes a voter's option to vote for all candidates of a political party or an independent ticket at one time (straight ticket voting) in a general or municipal election, except for candidates for presidential electors. Repeals superseded statutes relating to straight ticket voting.
Current Status: 1/13/2020 - added as coauthor Representative Boy
State Bill Page: [HB1051](#)
- HB1052 PULASKI COUNTY LOCAL INCOME TAX (GUTWEIN D) Provides an extension for the special purpose local income tax rate for Pulaski County for 15 years and changes, effective January 1, 2021, the purpose for which the funds can be used to allow for the renovation and maintenance of the county courthouse and the jail and justice center.
Current Status: 1/23/2020 - House Committee recommends passage, as amended Yeas: 20; Nays: 0
State Bill Page: [HB1052](#)
- HB1054 POLITICAL SUBDIVISION CONTROLLED PROJECTS AND DEBT (THOMPSON J) Adds back the following deductions in calculating the basis for taxation of property for purposes of a referendum tax levy that is approved after June 30, 2020: (1) The homestead standard deduction. (2) The supplemental homestead deduction. (3) The mortgage deduction. Modifies the threshold amounts used for determining whether a political subdivision's project is a controlled project and whether the petition and remonstrance process or the referendum process applies. Bases these threshold amounts on gross assessed value. Provides that for a road, street, or designated bridge project, only the costs paid from property taxes are considered when applying these threshold amounts. Provides that, for purposes of the petition and remonstrance process, a controlled project includes any project: (1) that is not otherwise a controlled project; but (2) the cost of which, when added to the outstanding principal balance of all other projects adopted by the political subdivision in the preceding five years: (A) exceeds 1.5% of the political subdivision's gross assessed value but does not exceed 3% of the political subdivision's gross assessed value, in the case of a political subdivision whose total gross assessed value is not more than \$1,000,000,000; or (B) in the case of a political subdivision whose total gross assessed value is more than \$1,000,000,000, exceeds \$15,000,000 plus 0.1% of the political subdivision's gross assessed value that exceeds \$1,000,000,000 but does not exceed \$30,000,000 plus 0.1% of the political subdivision's gross assessed value that exceeds \$1,000,000,000. Provides that, for purposes of the referendum process, a controlled project includes any project: (1) that is not otherwise a controlled project; but (2) the cost of which, when added to the outstanding principal balance of all other projects adopted by the political subdivision in the preceding five years: (A) exceeds 3% of the political subdivision's gross assessed value, in the case of a political subdivision whose total gross assessed value is not more than \$1,000,000,000; or (B) in the case of a political subdivision whose total gross assessed value is more than \$1,000,000,000, exceeds \$30,000,000 plus 0.1% of the political subdivision's gross assessed value that exceeds \$1,000,000,000. Provides that the public question for a controlled project referendum or a school referendum levy must include a statement that if approved, the tax rate approved by referendum would represent a stated percentage increase (calculated by the department of local government finance) of the political subdivision's or school corporation's total tax rate as of the time of the referendum. Provides that if the estimated increase in a political subdivision's property tax levy for debt service for a proposed controlled project will be offset in whole or in part because of the retirement of existing debt of the political subdivision, the proper officers of the political subdivision may adopt a resolution that includes certain information and statements. Provides that if a political subdivision experiences a decrease in net assessed value it may be stated as an exception to a political subdivision's statement about maintaining its property tax rate to fund a new controlled project because of the retirement of debt. Specifies the ballot language for the referendum on such a proposed controlled project. Provides that the restrictions on supporting a position on a controlled project apply to any political subdivision that has assessed value within the same taxing district as the political subdivision proposing the project.
Current Status: 1/16/2020 - Referred to Committee on Ways and Means
State Bill Page: [HB1054](#)
- HB1055 CIVIL GOVERNMENT PROPERTY TAX CONTROLS (THOMPSON J) Provides that for years after 2020 an assessed value growth quotient is determined individually for each taxing unit. Provides that the assessed value growth quotient

for a taxing unit is determined by a formula that is based on: (1) the average growth in the taxing unit's net assessed value; and (2) the average circuit breaker losses experienced by a taxing unit. Eliminates Indiana nonfarm personal income as a factor in computing an assessed value growth quotient.

Current Status: 1/21/2020 - House Ways and Means, (Bill Scheduled for Hearing)

State Bill Page: [HB1055](#)

HB1058 VOTING PREREGISTRATION FOR 16 AND 17 YEAR OLDS (BOY P) Creates a system for individuals 16 and 17 years of age to preregister to vote. Defines "preregistration individual".

Current Status: 1/23/2020 - House Elections and Apportionment, (Bill Scheduled for Hearing)

State Bill Page: [HB1058](#)

HB1060 REGULATION OF BUILDING MATERIALS (MILLER D) Provides that a state agency or political subdivision may not adopt or enforce a law in certain instances as it relates to building products, materials, and aesthetic methods for Class 1 and Class 2 structures.

Current Status: 1/27/2020 - House Bills on Second Reading

State Bill Page: [HB1060](#)

HB1061 SUBDIVIDING LAND (ELLINGTON J) Allows a property owner to subdivide a parcel by deed, if the parcel is being subdivided to build or expand a residential structure or home, the use is a permitted use, the deed is recorded, a plat drawing is submitted to the political subdivision, and the lot is served by a permitted septic system, sewer system, or package plant for sewage treatment. Provides that if the subdivision control ordinance applies to the subdivision of the parcel, the subdivision of the parcel must comply with the ordinance except for requirements regarding lot size.

Current Status: 1/21/2020 - Reassigned to Committee on Commerce, Small Business and Economic Development

State Bill Page: [HB1061](#)

HB1063 PUBLIC SAFETY OFFICER DEATH BENEFITS (GOODRICH C) Increases, from \$150,000 to \$250,000, the special death benefit for certain public safety officers, members of the 1925 police pension fund, the 1937 firefighters' pension fund, the 1953 police pension fund, and the 1977 police officers' and firefighters' pension and disability fund who die in the line of duty after June 30, 2020.

Current Status: 1/23/2020 - House Committee recommends passage, as amended Yeas: 11; Nays: 0

State Bill Page: [HB1063](#)

HB1065 VARIOUS TAX MATTERS (THOMPSON J) Provides that a property taxpayer who receives a credit for excessive taxes is entitled to an additional deduction from assessed value in an amount sufficient to make the product of the net assessed value, the taxing district tax rate (before adjustment), and a factor involving the applicable local income property tax credit percentage equal to the gross assessed value multiplied by the tax cap rate for the underlying class of property. Provides that a township fire protection and emergency services area that experiences more than 6% population growth during a 10 year period may increase its maximum fire protection and emergency services property tax levy for 2021 or any year thereafter by an amount based on the population growth that exceeds 6%. Provides, however, that the township may not increase the tax levy based on the population growth by a total rate of more than 0.10 per \$100 of the net assessed value of the fire protection and emergency services area within a 10 year period. Authorizes the fiscal body of a township to adopt a resolution to place a township fire protection services referendum tax levy on the ballot. Provides that the referendum tax levy is excluded in calculating tax credits for purposes of the property tax caps. Requires the money received from the referendum tax levy to be deposited in the township's firefighting fund. Revises the voting procedures for a local income tax council. Provides that a local income tax council must vote as a whole to exercise its authority. (Under current law, the fiscal body of the county, city, or town that is a member of the local income tax council casts its vote as a bloc.) Phases in a new distribution formula for certain local income tax (LIT) revenue using a weighted combination of property tax levies and residential assessed value for taxing units receiving this LIT revenue. Phases in the weights over five years beginning in 2022. Retroactively amends local income tax provisions that authorize Monroe County and Howard County to impose a special purpose rate to fund operation and maintenance of a juvenile detention center to remove provisions referring to property tax credits that were inadvertently included in those special purpose rate provisions when the local income tax law was enacted. Provides that, if a township passes a local public question on whether the county in which the township is located should be required to fund and carry out a public transportation project under the central Indiana public transportation projects statute, the township board shall adopt a resolution to impose a special local income tax rate on the local taxpayers residing in the township, instead of the fiscal body of the county.

Current Status: 1/23/2020 - House Committee recommends passage, as amended Yeas: 12; Nays: 9

State Bill Page: [HB1065](#)

- HB1071 PROPERTY TAX REFUNDS (SCHAIBLEY D) Provides that when a taxpayer is owed \$100,000 or more as the result of a real property tax assessment appeal, the county auditor may, in installments and over a period of not more than five years: (1) apply credits to future property tax installments for the property; or (2) issue a refund.
Current Status: 1/14/2020 - added as coauthors Representatives Thompson and Harris
State Bill Page: [HB1071](#)
- HB1073 VETERANS PROPERTY TAX DEDUCTION (VANNATTER H) Eliminates the assessed value cap that applies to the property tax deduction for a veteran who: (1) has a total disability; or (2) is at least 62 years of age and has at least a 10% disability.
Current Status: 1/7/2020 - Referred to House Ways and Means
State Bill Page: [HB1073](#)
- HB1074 FAIR AND OPEN COMPETITION FOR PUBLIC WORKS PROJECTS (GOODRICH C) Provides that a public agency may not do any of the following: (1) Require a potential bidder on a public works project to provide any information that the potential bidder considers confidential or proprietary as a requirement for the public agency finding the bidder to be a responsive or responsible bidder. (2) By rule, ordinance, or any other action relating to contracts for public works projects for which competitive bids are required impose any requirement that directly or indirectly restricts potential bidders to any predetermined class of bidders defined by experience on similar projects, size of company, union membership, or any other criteria. (3) Take certain actions based on a bidder's, offeror's, or contractor's entering into, refusing to enter into, adhering to, or refusing to adhere to an agreement with a labor organization.
Current Status: 1/7/2020 - Referred to House Employment, Labor and Pensions
State Bill Page: [HB1074](#)
- HB1078 STANDARD DEDUCTIONS (ZENT D) Provides that for purposes of the homestead deduction, a homestead includes residential real property used as part of a dwelling that is located: (1) across an easement or a public right-of-way; and (2) within 200 feet; of the property on which the dwelling house is located, if that property would have otherwise qualified for the homestead deduction had it been located directly contiguous to the dwelling house parcel. Makes technical corrections.
Current Status: 1/7/2020 - Referred to House Ways and Means
State Bill Page: [HB1078](#)
- HB1090 ASSUMPTION OF CARE OF CEMETERIES (COOK A) Provides that a township or a county may assume maintenance of a cemetery for which it would otherwise not be responsible. Requires a property owner that has a cemetery located on the owner's property to make a reasonable effort to maintain the cemetery. Allows a township or a county to maintain a cemetery and file a lien against a property in the amount of the costs of maintenance when a property owner fails to make a reasonable effort to maintain a cemetery.
Current Status: 1/27/2020 - House Bills on Third Reading
State Bill Page: [HB1090](#)
- HB1094 SUBSTANCE USE PREVENTION AND RECOVERY (ZIEMKE C) Requires the executive director of the Indiana criminal justice institute to work with local coordinating councils and other stakeholders when implementing certain recommendations concerning substance use and substance use disorder. Includes public safety programs in the statutory definition of "criminal justice services and activities". Specifies that local coordinating councils responsible for the combating of drug and substance use are: (1) collaborative; and (2) open to the public. Permits county drug free community funds to supplement local government spending on: (1) drug use recovery programs; (2) drug use intervention programs; and (3) drug use prevention programs. Defines certain terms.
Current Status: 1/23/2020 - added as coauthor Representative Fleming
State Bill Page: [HB1094](#)
- HB1095 CONTRACTS FOR EMERGENCY ROAD REPAIRS (SULLIVAN H) Authorizes the Indiana department of transportation (INDOT) commissioner to declare an emergency when a part of the state highway system has been damaged to the extent it is unusable by the traveling public or unsafe to use. (Under current law, the governor must declare such an emergency. Current law permits INDOT to award a contract for repairs by soliciting bids from at least three prequalified persons without use of the formal bidding process.) Repeals a provision that permits a contract to be awarded under such circumstances only if three bids are received and the lowest bid does not exceed the engineer's estimate to repair by more than 10%.
Current Status: 1/27/2020 - House Bills on Third Reading
State Bill Page: [HB1095](#)

- HB1099 LOW HEAD DAMS (MANNING E) Requires the natural resources commission to establish a roster of low head dams in the state that are capable of creating hazardous currents that pose safety issues. Establishes requirements concerning low head dams for the department of natural resources (department) and owners of low head dams. Except for purposes of an inspection, maintenance, or removal, prohibits a person from accessing a low head dam. Prohibits wading, boating, swimming, or accessing the waters within 100 feet of a low head dam when warning signs are present. Provides that the state is not liable for any death or injury that occurs on or resulting from a low head dam that is not owned by the state. Provides for a penalty for violations. Requires the department to prepare a report that includes recommendations concerning the creation of a low head dam removal program and any recommendations concerning low head dam safety legislation.
Current Status: 1/27/2020 - House Bills on Second Reading
State Bill Page: [HB1099](#)
- HB1100 LOCAL GOVERNMENT MATTERS (MANNING E) Provides that if a proposed ordinance will decrease a local income tax rate, rescind a local income tax, or change the use of the proceeds from a local income tax, an adopting body that is a local income tax council or a county council shall inform the taxing units that they must provide verification and notice to the adopting body before the hearing on the proposed ordinance if the decrease, rescission, or change will adversely affect the repayment of bonds, leases, or other obligations. Increases, for the Marion County small claims courts, the: (1) bailiff's service of process by registered or certified mail fee; and (2) cost for the personal service of process by the bailiff or other process server; from \$13 to \$15. Provides that if an amount collected by a clerk of a city or town court for bail, a fine, a civil penalty, or various other fees is more than the amount required, the clerk shall retain as an administrative fee an amount up to \$5 and refund the excess amount. Provides that for certain disposals of property, if more than one eligible abutting landowner submits an offer to purchase a tract, the disposing agent, without further appraisal or notice, may sell the tract to the eligible abutting landowner who submits the highest offer.
Current Status: 1/9/2020 - added as coauthors Representatives Karickhoff and Pryor
State Bill Page: [HB1100](#)
- HB1105 AGRICULTURAL CONSERVATION EASEMENTS (BAUER B) Requires the Indiana state department of agriculture (department) to establish a program to assist individuals in creating agricultural conservation easements for agricultural land. Requires the department to assist individuals and local governments in obtaining agricultural conservation easements through federal programs. Creates the agricultural conservation easement fund to purchase permanent agricultural conservation easements. Provides that an agricultural conservation easement that meets the conservation easement requirements shall be assessed and taxed on a basis that reflects the easement. Provides that the state or a unit of local government may not acquire an interest in any real property through eminent domain if the real property is subject to an agricultural conservation easement, unless permission has been granted by the director of the department. Specifies that an agricultural conservation easement does not affect the ability of a public utility or a municipally owned utility to acquire property or property rights to be used in connection with the provision of utility services to the public.
Current Status: 1/8/2020 - Referred to House Agriculture and Rural Development
State Bill Page: [HB1105](#)
- HB1108 STATE BOARD OF ACCOUNTS (LEHMAN M) Makes various changes to statutes concerning the state board of accounts (board). Adds a definition of a "responsible officer of an audited entity". Allows the audit committee to determine the amount of the bond for the state examiner, deputy examiners, and field examiners based on applicable risk considerations. Repeals a statute that addresses duties required by law on April 5, 1909. Provides that, for purposes of the risk based examination criteria, the board may perform examinations of certain audited entities more frequently than once every four years if required by a ratings agency that rates debt maintained by such an audited entity. Provides that the board may issue confidential management letters based on professional auditing standards to certain audited entities. Provides that the state examiner, deputy examiner, or field examiner may issue subpoenas to enforce the filing of certain reports. Specifies that a body corporate and politic shall be examined unless the statute that establishes the body corporate and politic expressly provides otherwise. Makes changes to statutes establishing the forfeiture of office for the failure to file certain reports, interference with an examiner, and the failure to adopt or use the system of accounting and reporting adopted by the board. Provides that, as an alternative to an order to forfeit office, a court may impose a civil penalty that does not exceed \$500 for each day that the public officer or responsible officer continues to violate an obligation with respect to an audit, examination, or other engagement by the board. Specifies that the individual is personally liable for a civil penalty imposed on the individual for such a violation. Provides that the board may collect the expenses from the audited entity that the board incurs in carrying out the audit, examination, or other engagement.
Current Status: 1/23/2020 - House Committee recommends passage, as amended Yeas: 20; Nays: 0
State Bill Page: [HB1108](#)
- HB1113 DEPARTMENT OF LOCAL GOVERNMENT FINANCE (LEONARD D) Changes the deadline for reporting bonds issued or

leases executed after September 30. Changes the defined term "assessed value growth quotient" to the term "maximum levy growth quotient" without changing the definition. Allows the department of local government finance (DLGF) to amend certain rules to conform with statutory changes. Changes the deadline before which a township or county assessor must provide notice of the amount of assessment or reassessment. Requires counties to provide data related to property taxation to the DLGF. (Current law requires counties to provide the data to the DLGF and the legislative services agency.) Defines the term "yard improvements" in connection with the assessment of a golf course. Eliminates unnecessary information from the sales disclosure form. Changes the term "industrial facility" in the statutes concerned with the assessment of industrial facilities. Prohibits township assessors and vendors who contract with county assessors or townships from assessing industrial facilities in Lake County. Establishes floating deadlines for assessing officials or the county property tax board of appeals to act when making changes in the assessed value of personal property or issuing a determination in an appeal of a change in assessed value of personal property. Changes the debt service obligation reporting date. Provides that a political subdivision shall submit the date, time, and place of the final adoption of the budget, tax rate, and levy through the department's computer gateway. Requires a political subdivision to indicate on its budget ordinance whether the political subdivision intends to issue debt after December 1 or file a shortfall appeal. Requires a political subdivision that makes an additional unbudgeted appropriation to submit the additional appropriation to the department within 15 days after the additional appropriation is adopted. Provides that a county treasurer shall transmit the statement describing a taxpayer's property tax liability and the notice of assessment together to the taxpayer before April 15 each year. Eliminates the use of the state address confidentiality form to submit a request to restrict access to a covered person's address maintained in a public property data base. Provides that if a taxpayer is owed a refund that exceeds \$100,000 for excessive property taxes paid on real property, a county auditor may pay the property tax refund in equal installments of property tax credits for up to five years. Requires the DLGF to provide certain assessment and tax data to the legislative services agency within one business day of receipt. Eliminates the requirement that a candidate for an assessor-appraiser examination be an Indiana resident. Eliminates the restriction that a representative of a taxpayer in a proceeding before the Indiana board of tax review must be an attorney if a matter under consideration in the proceeding is a claim that taxes are illegal as a matter of law. Provides that if an adopting body under the local income tax law wishes to submit a proposed notice, ordinance, or resolution to the department for preliminary review, the adopting body shall submit the notice, ordinance, or resolution on the prescribed forms. Eliminates the requirement in the context of teacher collective bargaining for the department to certify the amount of an operating referendum tax levy or a school safety referendum tax levy. Transfers responsibility for reporting by political subdivisions of other post-employment benefits from the department to the state board of accounts. Aligns the deadline for public libraries to adopt a budget with the general deadline to adopt a budget. Rephrases and reorganizes various provisions. Makes technical changes.

Current Status: 1/23/2020 - House Committee recommends passage, as amended Yeas: 21; Nays: 0

State Bill Page: [HB1113](#)

HB1114

LOCAL INCOME TAXES (THOMPSON J) Expires the existing local income tax law on December 31, 2021, and adds a new local income tax law effective in 2022 and thereafter. Does the following under the new local income tax law: (1) Authorizes counties, municipalities, and school corporations to each enact a property tax relief rate of not more than 0.5% in the case of counties and municipalities and not more than 0.25% in the case of school corporations. Provides that in Marion County, municipalities may not enact a property tax relief rate, but the Marion County city-county council may adopt a 1% property tax relief rate. (2) Authorizes counties, municipalities (other than municipalities in Marion County), and school corporations to each enact an expenditure rate. (3) Provides that an expenditure rate may not exceed: (A) 1.25% in the case of counties other than Marion County or 2% in the case of Marion County; (B) 1.25% in the case of municipalities (other than municipalities in Marion County); and (C) 0.25% in the case of school corporations. (4) Provides that, if an expenditure rate is imposed by a municipality, the municipality shall receive the revenue from the tax, and specifies that the revenue may be used for any legal purpose of the municipality (including providing additional property tax credits). (5) Specifies that a school corporation may not adopt an expenditure rate unless: (A) the expenditure rate is approved by the voters of the school corporation in a local public question; or (B) the revenue from the expenditure rate is used to provide additional property tax credits. Provides that, if a school corporation's expenditure rate is approved by the voters, the revenue may be used for any legal purpose of the school corporation (including providing additional property tax credits). Provides that the maximum period for an expenditure rate approved by the voters of a school corporation is eight years, but that the expenditure rate may be reimposed by the school corporation if approved by the voters. (6) Provides for a distribution formula for certified shares using a weighted combination of property tax levies and residential assessed value for qualified civil taxing units. Phases in the weights over five years beginning in 2022. Provides that, if an expenditure rate is imposed by a county other than Marion County, the revenue shall be distributed as certified shares to civil taxing units in the county (other than municipalities and school corporations) based on the allocation factor. Specifies that, in counties other than Marion County, the revenue from the county's expenditure rate may be allocated to a public safety answering point or used to provide additional property tax credits before the remaining revenue is distributed as certified shares. (7) Provides that the 2% maximum expenditure rate in Marion County consists of: (A) an expenditure rate of not more than 1%, to be distributed as certified shares to the county and to excluded cities in the county based on the allocation factor; and

(B) an expenditure rate of not more than 1%, to be distributed as certified shares to the county and to townships in the county based on the allocation factor. (8) Specifies that in Marion County: (A) the revenue from the county's expenditure rate may be allocated to a public communications systems and computer facilities district, a public library, or a public transportation corporation, or for additional property tax credits before the remaining revenue is distributed as certified shares; and (B) revenue distributed as certified shares may be used for any legal purpose of the unit receiving the certified shares. (9) Provides that, after May 31, 2020, a political subdivision may not pledge for the payment of bonds, leases, or other obligations any tax revenue received under the current local income tax law (other than a special purpose rate). (10) Maintains the existing special purpose rates. (11) Provides that, after December 31, 2021, a local income tax rate imposed for transit purposes after approval in a local public question: (A) is a separate special purpose rate; and (B) is not part of the county's expenditure rate or considered in determining whether the county is imposing its maximum expenditure rate. (12) For property taxes due and payable in 2022 and thereafter, requires the department of local government finance to adjust each maximum property tax levy for which a levy freeze amount was applied under the existing local income tax law in 2021. (13) Authorizes a political subdivision to appeal to the department of local government finance for the authority to impose an additional local income tax rate if the political subdivision's expected local income tax distributions will be insufficient to pay obligations for which a pledge of revenue was made under the prior local income tax laws. (14) Specifies that the legislative council shall provide for the preparation and introduction of legislation in the 2021 session of the general assembly to correct cross references and make other changes to the Indiana Code, as necessary, to bring other provisions of the Indiana Code into conformity with this act.

Current Status: 1/8/2020 - Referred to House Ways and Means

State Bill Page: [HB1114](#)

HB1117 EMINENT DOMAIN (SHACKLEFORD R) Allows a business owner, including a lessee, that operates a business located on property subject to an eminent domain action to seek business damages. Provides for the assessment of business damages in an eminent domain matter. Expands the right to an award of attorney's fees in an eminent domain matter.

Current Status: 1/8/2020 - Referred to House Judiciary

State Bill Page: [HB1117](#)

HB1123 SHORT TERM RENTALS (JACKSON C) Prohibits offering a property for short term rental that is: (1) designated as affordable or subject to rental assistance; (2) subject to any law that prohibits the leasing or subleasing of the property; or (3) subject to an enforcement order issued under the unsafe building law. Requires a listing or advertisement on a short term rental platform (platform) to display the permit number issued by the unit. Provides that if an owner of a short term rental (owner) fails to correct or remove a listing on a platform displaying a missing or erroneous permit number, the owner commits a Class C infraction. Specifies that a unit may regulate, prohibit, or limit short term rentals for the purpose of protecting and promoting the public's health, safety, comfort, convenience, and general welfare. (Current law provides that the purpose may only be for protecting the public's health and safety.) Allows a unit to require an owner to provide a written statement with the permit application verifying that the owner reviewed any applicable leases, bylaws, rules, or regulations of a homeowners or condominium association or cooperative and has no knowledge that the short term rental violates any of these provisions. Requires an owner to provide on the permit application: (1) all platforms upon which the short term rental is listed; and (2) an emergency contact telephone number that is available 24 hours a day, 7 days a week, to take complaints regarding the operation of the short term rental.

Current Status: 1/8/2020 - Referred to House Local Government

State Bill Page: [HB1123](#)

HB1127 LOCAL REGULATION OF FIREWORKS (SCHAIBLEY D) Changes: (1) the dates on which a county or municipal ordinance may limit or prohibit the use of fireworks in the county or municipality; and (2) the types of fireworks to which such an ordinance may apply.

Current Status: 1/8/2020 - Referred to House Public Policy

State Bill Page: [HB1127](#)

HB1131 EXTENSION OF WATER AND SEWER MAINS (PRESSEL J) Provides that, with respect to a water main extension or a sewer main extension performed in connection with an agreement for the extension that is entered into after June 30, 2020, a municipally owned water or sewer utility is subject to the rules of the utility regulatory commission (IURC) governing: (1) water main extensions; or (2) sewer main extensions; as applicable, regardless of whether the municipally owned utility is subject to the IURC's jurisdiction.

Current Status: 1/27/2020 - House Bills on Second Reading

State Bill Page: [HB1131](#)

HB1134 RESIDENTIAL HOUSING DEVELOPMENT PROGRAM (MOED J) Defines "residential housing" as housing or workforce

housing that consists of single family dwelling units sufficient to secure quality housing in reasonable proximity to employment. Revises the requirements an allocation area must meet for the redevelopment commission to establish a program for housing. Allows the redevelopment commission of a consolidated city to establish a program for residential housing development and a tax increment funding allocation area for the program if the average of new, residential houses constructed in the consolidated city in each of the preceding three years is less than 1% of the total number of residential houses located in the consolidated city. Requires the department of local government finance, in cooperation with the appropriate agency of the consolidated city, to determine eligibility for the program. Specifies the findings the redevelopment commission must make before adopting the residential housing development program. Provides that all of the rights, powers, privileges, and immunities that may be exercised by the redevelopment commission in blighted, deteriorated, or deteriorating areas may be exercised by the redevelopment commission in implementing its program for residential housing development, including levying a special tax, issuing bonds, or entering into leases and allocating incremental property tax revenue.

Current Status: 1/16/2020 - added as coauthor Representative Macer

State Bill Page: [HB1134](#)

HB1142 UNIFORM COUNTY INNKEEPER'S TAX REVENUE (BACON R) Provides that a tourism commission may expend innkeeper's tax funds from the convention, visitor, and tourism promotion fund without appropriation by the county fiscal body.

Current Status: 1/8/2020 - Referred to House Ways and Means

State Bill Page: [HB1142](#)

HB1144 HOLD HARMLESS PAYMENTS (MORRISON A) Provides that a hold harmless agreement or an agreement to offset a financial loss between a casino, riverboat, or unit of government and another unit of government concerning potential losses of revenue by the other unit of government is prohibited and unenforceable. Repeals the requirement that the licensed owner of a riverboat operating in Vigo County pay certain payments to the city of Evansville. Repeals language concerning a supplemental payment to East Chicago, Hammond, and Michigan City under certain circumstances. Repeals the historic hotel district community support fee.

Current Status: 1/9/2020 - added as coauthor Representative Pfaff

State Bill Page: [HB1144](#)

HB1154 SEPTIC SYSTEM INSPECTION BEFORE PROPERTY TRANSFER (AYLESWORTH M) Provides that: (1) if a dwelling is connected to a residential onsite sewage system, the residential onsite sewage system must be inspected by a qualified inspector; (2) if a nondwelling structure is connected to a commercial onsite sewage system, the commercial onsite sewage system must be inspected by a qualified inspector; and (3) if a water well is located on the property on which the dwelling or nondwelling structure is located, water from the water well must be tested; before a fee simple interest in the dwelling or nondwelling structure may be transferred. Provides that if it is necessary for a residential onsite sewage system to be inspected, the county recorder may not record a deed transferring the dwelling unless: (1) the document verifying that the inspection was conducted is presented to the county recorder; and (2) if the document indicates that the residential onsite sewage system was found not to satisfy the requirements of the state department of health rules, the person to whom the fee simple interest is being transferred presents to the county recorder an affidavit in which the person states that: (A) the problem with the residential onsite sewage system has been corrected; (B) the problem will be corrected before the person occupies the dwelling; or (C) it is not currently possible for the person to correct the problem but that the problem will be corrected when correction becomes possible. Provides that if it is necessary for a commercial onsite sewage system to be inspected, the county recorder may not record a deed transferring the nondwelling structure unless: (1) the document verifying that the inspection was conducted is presented to the county recorder; and (2) if the document indicates that the commercial onsite sewage system was found not to satisfy the requirements of the state department of health rules, the person to whom the fee simple interest is being transferred presents to the county recorder an affidavit in which the person states that: (A) the problem with the commercial onsite sewage system has been corrected; or (B) the problem will be corrected before the person uses the nondwelling structure for the purchaser's intended purpose. Provides that if the testing of water from the water well located on a property is required, the county recorder may not record a deed that transfers the property unless a document verifying that the well water has been tested is presented to the county recorder. Provides that a second inspection of a residential onsite sewage system or commercial onsite sewage system is not required if the property is transferred again within two years after an inspection, and that a second testing of the water from a water well is not required if the property is transferred again within one year after the testing. Provides exceptions from the inspection and testing requirements: (1) for certain types of property transfers; and (2) where it is not possible to have an inspection by a qualified inspector or testing by a qualified tester before the closing. Requires the state department of health to adopt rules establishing: (1) requirements and standards for inspections and testing; (2) qualifications for inspectors and testers; and (3) requirements and standards for the training and certification of inspectors and testers.

Current Status: 1/22/2020 - House Environmental Affairs, (Bill Scheduled for Hearing)

State Bill Page: [HB1154](#)

- HB1165 MUNICIPALLY OWNED UTILITIES (BURTON W) Makes the following changes to the Indiana Code provision that provides that in the case of property occupied by someone other than the owner, the person occupying the property is responsible for rates, charges, and other fees for utility services (other than sewer services) provided to the property by a municipally owned utility: (1) Provides that a municipally owned utility shall, without requiring: (A) a request from the property owner; or (B) the property owner to sign or cosign an agreement to: (i) ensure the creditworthiness of the person occupying the property; or (ii) assume responsibility or liability for payment for utility services rendered to the property; maintain the account for the property in the name of the person occupying the property and send all bills to the person occupying the property at the address of the property. (2) Prohibits a municipality from requiring, as a condition of providing utility service to the property or otherwise, the property owner to: (A) ensure the creditworthiness of the person occupying the property; or (B) assume responsibility or liability for payment for utility services rendered to the property; by signing or cosigning an agreement, or by any other means. (3) Prohibits a municipally owned utility from taking certain actions if, after utility service has been established in the name of the person occupying the property, the person occupying the property incurs a delinquency with respect to any rates, charges, or other fees incurred with respect to the property. (4) Sets forth procedures to be followed if, after utility service has been established in the name of the person occupying the property, possession of the property is transferred from that person to another tenant or occupant. (5) Sets forth procedures to be followed if, after utility service has been established in the name of the person occupying the property, ownership of the property is transferred from one owner to another owner. (6) Specifies that a municipally owned utility or a municipality is not prohibited from: (A) terminating, in accordance with law and the municipally owned utility's policies, one or more utility services to the property for delinquent rates, charges, or other fees incurred with respect to the property; or (B) pursuing any legal or equitable remedies otherwise available to the municipally owned utility or municipality from or against: (i) the person occupying the property; or (ii) the property owner, if the property owner has provided notice that the property owner elects to assume responsibility for payment of the utility services rendered to the property. (7) Provides that any rates, charges, or other fees imposed by the municipally owned utility with respect to the property are payable by the property owner if the property owner provides to the municipally owned utility a written notice stating that the property owner elects to assume responsibility for the payment of the rates, charges, or other fees. (8) Provides that if a municipality provides both sewer service and one or more other utility services to a property that is occupied by someone other than the owner: (A) all rates, charges, and other fees for the other utility services are payable by the person occupying the property, regardless of whether the municipality combines billing for sewer service and the other utility services; and (B) the municipality shall not attempt to circumvent, through the use of combined billing or by any other means, the liability of the person occupying the property for the payment of all rates, charges, and other fees imposed for the other utility services.
Current Status: 1/27/2020 - House Bills on Second Reading
State Bill Page: [HB1165](#)
- HB1169 HIGHWAY WORKSITE SAFETY (PRESSEL J) Authorizes the Indiana state police and the Indiana department of transportation to establish a pilot program for the deployment of an automated worksite speed control system to enforce highway worksite speed limits. Provides that a worksite speed limit violation recorded by an automated worksite speed control system may not be enforced unless the violation is at least 12 miles per hour above the established worksite speed limit. Replaces the term "work zone" with "worksite" throughout the relevant statutes.
Current Status: 1/14/2020 - added as coauthor Representative Soliday
State Bill Page: [HB1169](#)
- HB1170 HISTORIC BRIDGES (PRESCOTT J) Provides that a county executive may submit a notice to remove a historic bridge from the register of Indiana historic sites and historic structures and that the division of historic preservation and archeology must remove the bridge from the register upon receipt of the notice.
Current Status: 1/8/2020 - Referred to House Natural Resources
State Bill Page: [HB1170](#)
- HB1172 INCOME TAX EXEMPTION FOR MILITARY PAY (FRYE R) Exempts military pay earned by members of an active component of the armed forces of the United States from the individual income tax. Phases in the exemption over four years beginning in taxable year 2022. (Current law exempts from the individual income tax the military pay earned by members of the National Guard and reserve components of the armed forces of the United States while serving on active duty.)
Current Status: 1/8/2020 - Referred to House Ways and Means
State Bill Page: [HB1172](#)
- HB1173 INDIANA DEPARTMENT OF VETERANS' AFFAIRS (FRYE R) Specifies that state veteran service officers are subject to the same requirements as county and city veteran service officers. Changes the five year residency requirement for the director of veterans' affairs from the years immediately preceding the appointment to five cumulative years preceding the appointment. Allows county recorders to keep an electronic record of discharges. Revises certain

program eligibility provisions to reference participants more precisely. Repeals statutes related to unused programs. Makes technical changes.

Current Status: 1/21/2020 - Senate sponsor: Senator Tomes

State Bill Page: [HB1173](#)

- HB1177 PROPERTY TAX RELIEF (PRYOR C) Permits counties, cities, and towns (including Marion County) to establish a neighborhood enhancement property tax relief program (program) to provide an assessed value deduction for long time owner-occupants of homesteads having an assessed value of less than \$150,000 in certain designated areas. Authorizes the redevelopment commission (or the metropolitan development commission in the case of Marion County) to identify the areas for purposes of the program based on specified conditions. Requires the county auditor to make the deduction for the qualifying property under the program without the need for the owner to apply for the deduction. Provides a process by which an owner may opt out of the program, in which case the deduction would not apply. Provides a penalty for wrongly receiving the deduction that is the same as the penalty for wrongly receiving the homestead standard deduction.
- Current Status:* 1/8/2020 - Referred to House Ways and Means
State Bill Page: [HB1177](#)
- HB1184 PUBLIC SAFETY OFFICER BENEFITS (BARTELS S) Increases, from \$150,000 to \$225,000, the special death benefit for certain public safety officers and members of the 1925 police pension fund, the 1937 firefighters' pension fund, the 1953 police pension fund, or the 1977 police officers' and firefighters' pension and disability fund (1977 fund) who die in the line of duty after June 30, 2020. Requires a city to pay for the care of a police officer or firefighter who suffers an injury while on duty. Establishes mental health disability review panels (review panel) for evaluation of members of the 1977 fund who have been determined to have an impairment for mental illness. Includes mental illness in the description of "occupational diseases" for purposes of determining whether a 1977 fund member has an impairment. Makes the final determination of an impairment for a mental illness provisional for two years from the date of the final determination. Requires that, during that time, the 1977 fund member participate in a mental health treatment plan, at the employer's cost, and at the end of the two year period, requires the review panel to evaluate the 1977 fund member to determine if the 1977 fund member: (1) is medically able to return to duty; or (2) may continue for another two year provisional disability period. Requires that, at the end of the second provisional period, the review panel evaluate the 1977 fund member to determine if the 1977 fund member: (1) is medically able to return to duty; or (2) has a permanent impairment. Increases the maximum age to begin membership in the 1977 fund from 35 to 39 years of age. Provides that a unit's obligation to provide insurance coverage for a volunteer firefighter or member of an emergency medical services personnel supersedes the obligation of another medical insurance carrier. Provides that a certified emergency medical technician or a licensed paramedic is not liable for transporting any person to an appropriate health care facility when the emergency medical technician or the licensed paramedic makes a good faith judgment that the emergency patient or the emergency patient's primary caregiver lacks the capacity to make an informed decision about the patient's: (1) safety; or (2) need for medical attention; and the emergency patient is reasonably likely to suffer disability or death without the medical intervention available at the facility.
- Current Status:* 1/13/2020 - Referred to House Employment, Labor and Pensions
State Bill Page: [HB1184](#)
- HB1187 VETERAN SERVICE OFFICERS (BARTELS S) Specifies that a county or city service officer hired after June 30, 2020, must be accredited by the National Association of County Veteran Service Officers at the time the individual is hired.
- Current Status:* 1/14/2020 - added as coauthor Representative Judy
State Bill Page: [HB1187](#)
- HB1190 MUNICIPALLY OWNED UTILITIES (LEHMAN M) Makes the following changes to the Indiana Code provision that provides that in the case of property occupied by someone other than the owner, the person occupying the property is responsible for rates, charges, and other fees for utility services (other than sewer services) provided to the property by a municipally owned utility: (1) Provides that a municipally owned utility shall, without requiring: (A) a request from the property owner; or (B) the property owner to sign or cosign an agreement to: (i) ensure the creditworthiness of the person occupying the property; or (ii) assume responsibility or liability for payment for utility services rendered to the property; maintain the account for the property in the name of the person occupying the property and send all bills to the person occupying the property at the address of the property. (2) Prohibits a municipality from requiring, after March 14, 2020, as a condition of providing utility service to the property or otherwise, the property owner to: (A) ensure the creditworthiness of the person occupying the property; or (B) assume responsibility or liability for payment for utility services rendered to the property; by signing or cosigning an agreement, or by any other means. (3) Provides that if the person occupying the property incurs a delinquency with respect to any rates, charges, or other fees incurred with respect to the property, the municipally owned utility shall provide written notice to the property (Continued on next page)
- Current Status:* 1/13/2020 - Referred to House Utilities, Energy and Telecommunications

- HB1194 RAILROAD TRACK CROSSINGS (YOUNG J) Provides that a railroad company must make, maintain, and repair certain of its crossings at its expense.
Current Status: 1/13/2020 - Referred to House Roads and Transportation
State Bill Page: [HB1194](#)
- HB1197 WAKE BOATING (ABBOTT D) Beginning January 1, 2021, prohibits a person from operating on a public lake a motorboat that engages in plowing: (1) during the period between sunset and sunrise; (2) within 600 feet of the shore; or (3) in violation of a rule adopted by the natural resources commission. Establishes a procedure for property owners on a public lake to petition the natural resources commission to adopt rules concerning plowing restrictions. Establishes a penalty.
Current Status: 1/14/2020 - added as coauthor Representative GiaQuinta
State Bill Page: [HB1197](#)
- HB1198 INDIANA FIRST RESPONDERS (ABBOTT D) Designates an Indiana first responder to include the following employees and volunteers of state and local public safety agencies: (1) Law enforcement officers. (2) Firefighters, including volunteer firefighters. (3) Corrections officers. (4) Public safety telecommunicators. (5) Providers of emergency medical services. (6) Providers of emergency management services. (7) Any other individuals whose duties in serving a public safety agency include rapid emergency response. Provides that the designation of an individual as an Indiana first responder does not affect an individual's terms of employment or volunteer service with the public safety agency.
Current Status: 1/27/2020 - House Bills on Second Reading
State Bill Page: [HB1198](#)
- HB1200 EXOTIC OR DANGEROUS WILD ANIMALS (ABBOTT D) Prohibits the possession, sale, transfer, or breeding of exotic or dangerous wild animals, except by certain persons and entities. Prohibits a person that owns or possesses an exotic or dangerous wild animal from allowing a member of the public to come into direct contact with the exotic or dangerous wild animal. Prohibits the declawing or removal of the canine teeth of an exotic or dangerous wild animal unless necessary for treatment of a medical problem. Provides for the seizure, impoundment, and forfeiture of an exotic or dangerous wild animal for a violation of the law. Authorizes the owner of an exotic or dangerous wild animal to voluntarily relinquish ownership and possession of the exotic or dangerous wild animal. Allows an exotic or dangerous wild animal to be humanely destroyed by a law enforcement officer under certain circumstances. Establishes criminal penalties for violations of the law. Allows a city, town, county, or township to impose restrictions on the possession, sale, transfer, or breeding of an exotic or dangerous wild animal more stringent than the state restrictions.
Current Status: 1/21/2020 - House Natural Resources, (Bill Scheduled for Hearing)
State Bill Page: [HB1200](#)
- HB1203 VETERAN PROPERTY TAX MATTERS (CHERRY R) Provides a property tax exemption for: (1) a surviving spouse of an individual killed while serving in the armed forces of the United States; or (2) an individual who served in the armed forces and has been rated by the United States Department of Veterans Affairs as individually unemployable. Removes, beginning with the January 1, 2022, assessment date, the property value limitation on the property tax exemption for disabled veterans.
Current Status: 1/16/2020 - added as coauthor Representative Gutwein
State Bill Page: [HB1203](#)
- HB1208 ELIMINATION OF LOWER SPEED LIMIT FOR TRUCKS (AYLESWORTH M) Provides that the maximum speed limit for a vehicle having a declared gross weight greater than 26,000 pounds operated on a highway that is: (1) on the national system of interstate and defense highways located outside an urbanized area with a population of at least 50,000; or (2) the responsibility of the Indiana finance authority; is 70 miles per hour. (Current law provides that the maximum speed limit for those vehicles (other than a bus) is 65 miles per hour.)
Current Status: 1/13/2020 - Referred to House Roads and Transportation
State Bill Page: [HB1208](#)
- HB1210 VARIOUS HEALTH MATTERS (ZENT D) Establishes penalties for intentionally interfering with an investigation and enforcement of a home health agency by the state department of health (department). Allows the department to use the immunization data registry to store and release nonimmunization personal health information. Changes the title of a "certified food handler" to "certified food protection manager" (CFPM). Repeals the definition of "food handler". Requires a CFPM to provide certain documents to the food establishment and obtain a valid certificate every five years. Prohibits using the title "certified food protection manager" unless the person holds a certificate. Provides that a

CFPM may be required to be present during all hours of operation if the department and food establishment agreed upon a variance concerning the requirements for the operation of the food establishment. Amends the establishments that are exempt from the certified food protection manager requirements. Establishes new penalties. Provides for the transition of an existing certified food handler to a certified food protection manager. Makes conforming changes.

Current Status: 1/23/2020 - added as coauthors Representatives Fleming, Barrett, Shackelford

State Bill Page: [HB1210](#)

HB1212 INSPECTIONS OF FACILITIES ADJACENT TO WATERWAYS (JACKSON C) Requires the department of environmental management (department) to make quarterly inspections of every facility that is located near a surface body of water and that contains hazardous materials in more than a minimal quantity on at least 30 days per year. Provides that an inspection of a facility must determine whether the hazardous materials present in a facility are being stored and handled safely and whether reasonable steps are being taken to prevent releases of hazardous materials from the facility. Authorizes the department to delegate its investigation responsibility to an agency or department of a city, town, or county under certain circumstances. Requires the environmental rules board to adopt: (1) rules concerning the identification of facilities to which the inspection requirement applies; and (2) rules establishing requirements for the safe handling and storage of hazardous materials in facilities, the prevention of releases of hazardous materials from facilities into surface bodies of water, and the performance of quarterly inspections of facilities.

Current Status: 1/13/2020 - Bill withdrawn

State Bill Page: [HB1212](#)

HB1214 ASSISTANCE FOR THE PAYMENT OF PROPERTY TAX REFUNDS (BECK L) Authorizes loans from the state rainy day fund to eligible cities and school corporations in Lake County whose revenues are affected by at least \$1,000,000 by an Indiana court judgment issued after September 30, 2019, requiring Lake County to issue property tax refunds to a taxpayer who owns property in the county with an aggregate assessed value of at least \$100,000,000. Specifies the terms and manner of repayment of the loans. Limits the amount loaned to each eligible city or school corporation to the amount of its decrease in expected revenue, up to a maximum of \$8,000,000.

Current Status: 1/13/2020 - Referred to House Ways and Means

State Bill Page: [HB1214](#)

HB1218 LOCATING UNDERGROUND UTILITY INFRASTRUCTURE (MANNING E) Amends the statute concerning the location of underground utility facilities (state 811 law) to provide that for any new or replacement underground facility that an operator installs or causes to be installed after June 30, 2020, the operator shall ensure that: (1) the materials from which the facility is constructed are capable of being detected from above ground level using standard equipment and technologies used by the utility locating industry; or (2) if the materials from which the facility is constructed are not capable of being detected from above ground level using standard locating techniques, the facility is encased by conductive material or is equipped with an electrically conducting wire or other means of locating the facility while it is underground. Specifies that after June 30, 2020, a regulation of the federal Pipeline and Hazardous Materials Safety Administration continues to apply with respect to the installation of plastic gas pipelines. Provides an exception from the bill's requirements for the installation of a sewer or storm facility if the operator ensures that a conductive tool can be introduced into the line, such as through a clean out access point.

Current Status: 1/27/2020 - House Bills on Second Reading

State Bill Page: [HB1218](#)

HB1221 POLL HOURS; VOTE CENTERS (WESCO T) Provides that the polls close at 8 p.m. (Under current law, the polls must close at 6 p.m.) Provides that the adoption, recession, or amendment of a vote center plan may be taken by a majority vote of all members of a county election board. (Current law requires such action to be taken by the unanimous vote of a county election board.)

Current Status: 1/9/2020 - House Elections and Apportionment, (Bill Scheduled for Hearing)

State Bill Page: [HB1221](#)

HB1222 MISCELLANEOUS ELECTION LAW MATTERS (WESCO T) Provides that the circuit court clerk may serve as the chair of a county election board or a board of elections and registration. Provides that the following may not serve as a member of a county election board or a board of elections and registration: (1) An individual who has authority to appoint a member of the board. (2) A member of the county committee of a political party. (3) A relative of any individual described in (1) or (2). Establishes a petition signature requirement for town council district candidates in towns with not more than two precincts. Allows an individual who is an unopposed candidate for township office to be appointed and serve as a precinct election officer at any vote center if certain conditions are met. Establishes a procedure for a member of the state recount commission to appoint a proxy. Establishes an administrative procedure to remove a township board member who is no longer a resident of the township. Abolishes city and town conventions for nomination of candidates for municipal offices. Abolishes town election boards. Makes conforming changes.

Current Status: 1/27/2020 - House Bills on Second Reading

State Bill Page: [HB1222](#)

- HB1223 LOCAL PUBLIC QUESTIONS (WESCO T) Provides that except as otherwise specifically provided by a statute, a local public question may be placed on the ballot only at the following elections: (1) A general election. (2) A municipal general election, but only if the election district for the public question is contained entirely within a municipality. Makes conforming changes.
Current Status: 1/13/2020 - Referred to House Elections and Apportionment
State Bill Page: [HB1223](#)
- HB1227 SUPPLEMENTAL FEE ON ELECTRIC AND HYBRID VEHICLES (HAMILTON C) Repeals the supplemental fee to register an electric or hybrid vehicle. Makes conforming changes.
Current Status: 1/13/2020 - added as coauthor Representative Fleming
State Bill Page: [HB1227](#)
- HB1228 NET METERING (HAMILTON C) Eliminates the following deadlines concerning net metering: (1) July 1, 2022, the latest date that a net metering tariff must be available to an electricity supplier's customers. (2) July 1, 2032, the latest date that customers who began participating in net metering after December 31, 2017, must be served under a net metering tariff. (3) July 1, 2047, the latest date that customers who were participating in net metering on December 31, 2017, must be served under a net metering tariff. Requires the utility regulatory commission to amend rules to: (1) provide that the net metering facility nameplate capacity that an electric utility makes available for customers' participation in net metering must be at least 1.5% of the electric utility's most recent summer peak load; and (2) require that at least 40% of the net metering facility nameplate capacity made available for customers participating in net metering must be reserved for participation by residential customers. Eliminates the requirement that 15% must be reserved for participation by customers that install net metering facilities using organic waste biomass.
Current Status: 1/16/2020 - added as coauthors Representatives Schaibley and Aylesworth
State Bill Page: [HB1228](#)
- HB1235 911 FEES (KARICKHOFF M) Provides that the statewide 911 board may increase an enhanced prepaid wireless charge not more than one time in a calendar year in an amount not to exceed \$0.10. Revises the definition of "statewide 911 system". Provides that the statewide 911 board may adjust the statewide 911 fee not more than one time in a calendar year in an amount not to exceed \$0.10.
Current Status: 1/23/2020 - House Committee recommends passage Yeas: 21; Nays: 0
State Bill Page: [HB1235](#)
- HB1240 CYBERSECURITY TRAINING PROGRAM (CHYUNG C) Provides that the department of homeland security division of preparedness and training, with the assistance of other certain entities, shall create and implement mandatory cybersecurity training courses for all: (1) individuals elected to a county office; and (2) newly elected individuals to a county office. Provides that a training course shall include activities, case studies, hypothetical situations, and other methods that: (1) focus on forming information security habits and procedures that protect information resources; and (2) teach best practices for detecting, assessing, reporting, and addressing information security threats. Encourages the office of judicial administration to provide cybersecurity training courses for all elected judges and newly elected judges holding a county office. Provides that the mandatory cybersecurity training program for county elected officials shall be funded from the county elected officials training fund.
Current Status: 1/7/2020 - Referred to House Veterans Affairs and Public Safety
State Bill Page: [HB1240](#)
- HB1245 PIGEON CREEK (SULLIVAN H) Defines "Pigeon Creek basin" as the area in Gibson County, Vanderburgh County, and Warrick County that is drained by Pigeon Creek. Establishes the Pigeon Creek commission (commission) as a public body corporate and politic composed of the following voting members: (1) The director of the department of natural resources or the director's designee. (2) Two representatives appointed by the county executive of each county in the basin. Allows the county executive of Pike County to appoint one individual to serve as a nonvoting member of the commission. Authorizes the commission to implement certain activities related to flood control, drainage, public use, public safety, and wildlife management within the channels of Pigeon Creek and within the area extending 75 feet from the top of each bank of the creek. Allows the commission to establish advisory committees to the commission.
Current Status: 1/13/2020 - Referred to House Natural Resources
State Bill Page: [HB1245](#)
- HB1254 FLOOD CONTROL IMPROVEMENT DISTRICT PROJECTS (MOED J) Provides that, in the period beginning March 1, 2020, and ending March 1, 2022: (1) money in the fund of a flood control improvement district (district) established

after December 31, 2019, may be used for a flood control works project in a location outside the boundaries of the district; (2) money received by the district from bonds issued for purposes of flood control works within the district may be applied to the payment or reimbursement of the cost of a flood control works project in a location outside the boundaries of the district; and (3) money received from bonds for which revenue of the consolidated city's storm water fund was pledged or assigned may be applied to the payment of the costs of a flood control works project of the district, and money in the flood control improvement fund of the district may be applied to reimburse debt service payments on the bonds, even though the flood control works project was in a location outside the boundaries of the district; if the flood control works project outside the boundaries of the district directly benefits special flood hazard property within the district.

Current Status: 1/13/2020 - Referred to House Natural Resources

State Bill Page: [HB1254](#)

HB1255 ROAD FUNDING (MOED J) Provides that the amounts currently distributed from the motor vehicle highway account and the local road and street account to counties, cities, and towns based upon the proportionate share of road and street mileage shall instead be distributed based on the proportionate share of road and street vehicle miles traveled.

Current Status: 1/13/2020 - Referred to House Roads and Transportation

State Bill Page: [HB1255](#)

HB1257 NOTICE OF ENVIRONMENTAL CONTAMINATION (BOY P) Requires a person who causes a spill of certain substances into waters of the state to report the spill immediately to the following: (1) The department of environmental management (department). (2) The county health officer of each county in which the spill occurred. (3) A downstream water user. (4) At least one emergency response agency. (5) Each park located in the county in which the spill occurred. Requires the department, the county health officer, the downstream water user, the emergency response agency, and each park (entity) to: (1) post the information received about the spill on each entity's Internet web site; and (2) in a manner determined by each entity, make the information received about the spill available to the public. Requires the person who caused the spill to immediately provide notice by publication to the public in each county in which the spill occurred. Establishes a civil penalty of not more than \$25,000 for each day that the person fails to make the report or provide the notice required by the bill. Provides that the civil penalty is not more than \$50,000 for each day that the person fails to make the report or provide the notice if a court has entered a judgment against a person for a previous violation of the reporting and notification requirements added by the bill. Provides that a person who fails to make the report or provide the notice required by the bill commits a Class A misdemeanor. Specifies that a person commits a Level 6 felony if the person has a prior unrelated conviction for a violation of the reporting and notification requirements added by the bill. Provides that money collected by the department for a civil violation of the reporting and notification requirements added by the bill shall be deposited into the environmental management special fund. Adds definitions of "downstream water user", "objectionable substance", "park", and "spill". Makes conforming changes.

Current Status: 1/15/2020 - House Environmental Affairs, (Bill Scheduled for Hearing)

State Bill Page: [HB1257](#)

HB1269 LOTTERY GAME FOR VETERAN PROGRAMS (CANDELARIA REARDON M) Requires the state lottery commission, in collaboration with a vendor contracted for a major procurement, to design or designate a scratch off game to benefit Indiana veterans. Distributes an amount equal to the surplus revenue received from the scratch off game equally to: (1) the Indiana department of veterans' affairs to make grants to provide services to veterans; and (2) county treasurers of counties operating veterans' courts.

Current Status: 1/14/2020 - Referred to House Public Policy

State Bill Page: [HB1269](#)

HB1274 HERITAGE COMMERCE DISTRICT (HEINE D) Establishes the Indiana heritage commerce district program. Permits a municipality with a population of not more than 25,000 and that has been designated as an Indiana main street for not less than two years to establish a heritage commerce district. Establishes the heritage commerce district fund. Provides that the office of community and rural affairs may make grants not exceeding \$500,000 to qualified districts. Provides that grant applicants must provide local matching funds. Specifies sources from which a grant applicant may solicit and accept local matching funds for purposes of a grant. Makes an appropriation.

Current Status: 1/14/2020 - Referred to House Ways and Means

State Bill Page: [HB1274](#)

HB1277 LOCAL INCOME TAX COUNCIL PROCEDURES (HEINE D) Requires a different method of tallying the votes of the local income tax council in Allen County.

Current Status: 1/14/2020 - Referred to House Ways and Means

State Bill Page: [HB1277](#)

- HB1279 DEVELOPMENT AREAS (SOLIDAY E) Provides that the general assembly finds that the powers and responsibilities provided to the northwest Indiana regional development authority (development authority) are appropriate and necessary to further facilitate the provision of transit development districts. Amends the definition of "economic development project". Provides that a purpose of the development authority is to set and align the economic development strategy and connectivity for northwest Indiana. Provides that the development board may establish any nonprofit entity to solicit and accept various funding in order to carry out and further the purposes, plans, and goals of the development authority. Provides that any such entity shall be a governmental body required to provide its current audited financial statements to the development authority not later than four months after the end of the development authority's fiscal year. Provides that all assets of a corporation shall accrue to and vest in the development authority upon dissolution. Provides that the development authority may contract with, assign to, or delegate to a commuter transportation district or a nonprofit entity to perform any duties and exercise any powers of the development authority. Provides that the development authority shall act as the chief developmental officer for the state with regard to transit development districts and provide administrative and financial support to any entity created for transit development districts or for economic development projects. Provides that the development authority may expend money related to transit development districts or nonprofit subsidiary corporations established to solicit and accept various funding in order to carry out and further the purposes of the development authority. Provides that the development authority may create any entity in furtherance of any economic development project or any other purpose of the development authority, including the comprehensive plan of the development authority. Removes the provision specifying that a liability or obligation may not be incurred by the development authority that is greater than the revenue to be received for rail transit development district purposes. Makes certain provisions under the public meetings and public records laws for the development authority. Provides that the Indiana finance authority (IFA), the northwest Indiana regional development authority (NWIRDA), or the northern Indiana commuter transportation district (NICTD) may enter upon land to conduct a survey or investigation for the construction of the following rail projects: (1) The mainline double tracking project. (2) The West Lake corridor project. Provides that the IFA, the NWIRDA, or the NICTD has the same powers and duties as the Indiana department of transportation with regard to the work, including the means of conducting the survey or investigation, provision of notice to occupants of the land, and compensation for damages to land or water incurred in conducting the work. Provides that the threshold condition for establishing a residential housing development program (program) does not apply for purposes of establishing a program in an economic development target area (target area). Modifies the definition of "residential housing" to specify that the term includes condominiums and townhouses located within a target area. Provides that a program: (1) takes effect in the part of the tax increment financing area that lies within a target area when the program is established; and (2) does not take effect in the part of the tax increment financing area that lies outside a target area until the governing body of each school corporation affected by the program approves the program. Adds four members to the development board of NWIRDA.
- Current Status:* 1/27/2020 - House Bills on Second Reading
State Bill Page: [HB1279](#)
- HB1280 OVERWEIGHT TRUCK PERMITS (SOLIDAY E) Provides that the Indiana department of transportation may issue an overweight permit for transporting overweight vehicles and loads carrying resources to and from an industry that is critical to Indiana's economy on certain highways in the state highway system. Makes a conforming amendment.
- Current Status:* 1/14/2020 - added as coauthor Representative Lehman
State Bill Page: [HB1280](#)
- HB1282 EXCESS LIABILITY TRUST FUND (EBERHART S) Provides that the administrator shall, not later than March 31, 2020, pay claims for costs from the excess liability trust fund (ELTF) for claims submitted within a specified period of time. Establishes a formula for paying claims for reimbursement from the ELTF to claimants before the establishment of standards for reasonableness and cost effectiveness by the underground storage tank financial assurance board.
- Current Status:* 1/23/2020 - Referred to House Ways and Means
State Bill Page: [HB1282](#)
- HB1284 MODIFICATION OF UTILITY FACILITIES (DEVON D) Provides that if a person, including a customer of a utility, requests or requires the modification of one or more utility facilities of a utility, the utility: (1) may not refuse to perform the modification if: (A) the local unit in which the modification will occur supports the request; and (B) the utility's access to the facility will not be diminished or hindered as a result of the modification; and (2) may require the person requesting or requiring the modification to pay the cost of the modification. Sets forth certain requirements and conditions that apply to a utility's determination of the cost of the modification of a utility facility. Requires a utility to include information about requests for modifications of utility facilities, including information on the factors the utility uses in determining the cost of modifications: (1) in the utility's filings with the utility regulatory commission (IURC); and (2) on the utility's Internet web site. Requires the utility to make the information available for public inspection in each of the utility's offices or stations that are open to the public. Provides that upon: (1) the IURC's own motion; or (2) the complaint of a utility, a person requesting or requiring the modification of a utility facility, or certain other qualified complainants; the IURC may investigate the amounts assessed by a utility with respect to the modification of

a specific utility facility, or by the utility generally for modifications of utility facilities. Authorizes the IURC to: (1) hold hearings and issue orders in connection with such an investigation; and (2) adopt rules that the IURC considers necessary to implement these provisions.

Current Status: 1/14/2020 - Referred to House Utilities, Energy and Telecommunications

State Bill Page: [HB1284](#)

- HB1286 AUTOMATED TRAFFIC CONTROL IN CONSTRUCTION ZONES (MOSELEY C) Authorizes the state police department to establish an automated traffic control system pilot program to enforce highway worksite speed limits. Provides that a worksite speed limit violation recorded by an automated traffic control system may not be enforced unless the violation exceeds 11 miles per hour above the established worksite speed limit. Replaces the term "work zone" with "worksite" throughout the relevant statutes.
- Current Status:* 1/23/2020 - added as coauthor Representative Macer
- State Bill Page:* [HB1286](#)
- HB1291 REDEVELOPMENT COMMISSIONS (ABBOTT D) Requires one member of a municipal or county redevelopment commission (commission) appointed by the executive of the municipality or county after December 31, 2020, to be: (1) a member of the governing body of the school corporation within the territory or, if there are multiple school corporations, a member of the governing body of the school corporation with the largest average daily membership; or (2) an individual recommended by the governing body of the school corporation within the territory or, if there are multiple school corporations within the territory, an individual recommended by the governing body of the school corporation with the largest average daily membership. Effective January 1, 2021, eliminates the appointment of and term of office of a nonvoting adviser to the commission. Provides that the executive of the municipality for a municipal redevelopment commission, or the president of the county executive for a county redevelopment commission, serves as an ex officio member of the commission to cast the deciding vote to break a tie. Adds additional information that the commission's annual presentation of information to taxing units located within the commission's allocation area must include, and specifies that the presentation must include school corporations located within the allocation area.
- Current Status:* 1/14/2020 - Referred to House Ways and Means
- State Bill Page:* [HB1291](#)
- HB1295 FIRE AND BUILDING SAFETY MATTERS (DEVON D) Requires carbon monoxide alarms in hotels, motels, and dwellings. Defines "carbon monoxide alarm". Prohibits the fire prevention and building safety commission or another state agency from adopting rules requiring the installation of an arc fault circuit interrupter. Prohibits a political subdivision from adopting an ordinance or other regulation requiring the installation of an arc fault circuit interrupter.
- Current Status:* 1/14/2020 - Referred to House Veterans Affairs and Public Safety
- State Bill Page:* [HB1295](#)
- HB1302 FIRE PROTECTION TERRITORIES (MAYFIELD P) Provides that the procedure for adopting an ordinance or resolution to establish a fire protection territory (territory) applies to expanding an existing territory. Provides that an ordinance or resolution establishing or expanding a territory must include an agreement as to the disposition of the territory's property when a participating unit withdraws or the territory is dissolved. Specifies that with regard to an ordinance or resolution to establish or expand a territory, the unit must hold three separate public hearings to hear public comment regarding the proposed territory before adoption of the ordinance or resolution, with the last public hearing held not later than 10 days before the ordinance is adopted. Establishes residency requirements for members of a joint executive board of a territory.
- Current Status:* 1/16/2020 - Referred to Committee on Local Government
- State Bill Page:* [HB1302](#)
- HB1304 BROADBAND DEVELOPMENT (PRESCOTT J) Provides that the Indiana utility regulatory commission (IURC) may adopt rules necessary to administer the Indiana universal service fund (IUSF), including rules to: (1) adjust the amount of the surcharge percentage required to be collected by communications service providers and remitted to the IUSF; and (2) establish the types of communications service providers that are required to assess a surcharge for remittance to the IUSF. Provides that the IURC may, to the extent not prohibited by federal law, require a provider of interconnected voice over Internet Protocol (VOIP) service to collect and remit to the IUSF a surcharge on the provider's revenue from intrastate use of the provider's interconnected VOIP service. Provides that a communications service provider, including a provider of broadband service through fiber optic cable, has access to public rights-of-way as a public utility for purposes of federal law exempting public utilities from payment of fair market value for use of public rights-of-way acquired with federal mass transportation funds. Allows use of the I-Light network for provision of communications service to unserved areas, subject to rules adopted by the office of community and rural affairs to: (1) define unserved areas for purposes of the rules; and (2) establish an application process to receive and evaluate proposals by communications service providers for use of I-Light to provide communications service to unserved areas. Provides that a fee owner of a right-of-way or a possessor of an easement: (1) is not entitled to

compensation; (2) may not charge a fee of any kind; and (3) may not unreasonably deny authorization; for construction, operation, or maintenance of infrastructure by public and municipally owned utilities, including communications service providers, to the extent that the construction, operation, or maintenance does not interfere with the ordinary and normal use of the right-of-way or easement. Provides that the department of transportation, when issuing a permit for excavation or obstruction of a street, highway, or right-of-way: (1) may not require provision of a bond or cash deposit in an amount greater than \$10,000 for each area designated in the permit; and (2) must accept a blanket bond in satisfaction of the bond requirement. Makes a technical correction.

Current Status: 1/14/2020 - Referred to House Utilities, Energy and Telecommunications

State Bill Page: [HB1304](#)

HB1307 MOTOR VEHICLE HIGHWAY ACCOUNT (WOLKINS D) Provides that of the net amount in the motor vehicle highway account, the auditor of state shall set aside for cities and towns 13.41% (current law provides that the auditor shall set aside 12.13%), and the auditor shall set aside for counties 28.59% (current law provides that the auditor shall set aside 25.87%). (The changes have the effect of decreasing the distribution amount from the motor vehicle highway account to the state highway fund from 62% to 58% and increasing the distribution amount for local distribution purposes from the motor vehicle highway account from 38% to 42%.)

Current Status: 1/14/2020 - Referred to House Roads and Transportation

State Bill Page: [HB1307](#)

HB1309 DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (WOLKINS D) Amends the law concerning the property tax exemption for industrial waste control facilities to: (1) require the property owner seeking the exemption to certify that the property for which the exemption is claimed meets the exemption requirements; and (2) provide for the township assessor or county assessor, instead of the department of environmental management (department), to allow or deny the claimed exemption. Amends the law concerning assessed value deductions for hydroelectric power devices and geothermal energy heating or cooling devices to: (1) eliminate the requirement that the department determine whether a system or device qualifies for the deduction; and (2) provide that the township assessor or county assessor may consult with the department in determining whether to verify the certified statement of the property owner concerning a claimed deduction. Eliminates the requirement that the department itself, at least once per year, administer a certification examination for operators of water treatment plants, water distribution systems, and wastewater treatment plants. Requires instead the department to ensure that the examination is administered at least once per year, and allows the examination to be administered by independent third parties authorized by the commissioner of the department.

Current Status: 1/23/2020 - added as coauthors Representatives Baird, Errington, Hamilton

State Bill Page: [HB1309](#)

HB1310 PUBLIC NOTICE REQUIREMENTS (WOLKINS D) Provides that a political subdivision may not pay more than \$300 for each insertion of a public notice. Provides that if: (1) the cost of a public notice that is required to be published exceeds \$300; or (2) a public notice corrects a previous public notice that contains an error or omission; publication of the public notice on the political subdivision's Internet web site satisfies the requirements applicable to the publication of such notices.

Current Status: 1/14/2020 - Referred to House Local Government

State Bill Page: [HB1310](#)

HB1318 LEVEE REPAIR AND AGENCY WETLAND COORDINATION (LINDAUER S) Provides that immediate action may be taken for the maintenance, alteration, repair, reconstruction, change in construction or location, or removal of a dike, floodwall, levee, or appurtenance if, in the opinion of the department of natural resources (DNR), immediate action is necessary due to the danger to human life or property. (Under current law, danger to property alone is not sufficient cause for immediate action.) Provides that if, in the opinion of the DNR, immediate action is necessary, the DNR may: (1) undertake the action by itself or through a contractor engaged by the DNR; or (2) authorize the owner of the property on which the dike, floodwall, levee, or appurtenance is located to undertake the action. Requires the DNR and the department of environmental management to issue a report on the process to improve efficiency, coordination, and transparency in programs for water quality certifications, permits for wetland activity, and permits for construction and excavation in floodways.

Current Status: 1/14/2020 - Referred to House Natural Resources

State Bill Page: [HB1318](#)

HB1319 PUBLIC UTILITY USE OF OFF-ROAD VEHICLES (LINDAUER S) Provides that an employee of a public utility may operate an off-road vehicle on a highway under certain conditions.

Current Status: 1/14/2020 - Referred to House Roads and Transportation

State Bill Page: [HB1319](#)

- HB1324 ORDINANCE ENFORCEMENT (BORDERS B) Permits a city, town, or county (unit) to establish an ordinance violation court to adjudicate ordinance or code violations committed within the unit. Establishes the powers and duties of the court, and provides that the only court fee that may be collected by the ordinance violation court is an ordinance court fee, which may not exceed \$200. Specifies that the ordinance court fee must be deposited in the general fund of the unit.
- Current Status:* 1/14/2020 - Referred to House Courts and Criminal Code
State Bill Page: [HB1324](#)
- HB1328 ELIMINATION OF NET METERING PHASE OUT (DELANEY E) Eliminates provisions under which net metering (an arrangement under which an electric utility's customer that has equipment for the production of electricity and that intermittently supplies electricity from that equipment to the electric utility is credited for the electricity that the customer supplies to the electric utility) would be partially ended by 2032 and completely ended by 2047. Eliminates a limit on the aggregate amount of an electric utility's net metering facility nameplate capacity that can be made available for customers' participation in net metering. Provides instead that the net metering facility nameplate capacity that an electric utility makes available for customers' participation in net metering must be at least 3% of the electric utility's most recent summer peak load. Provides that, of the net metering facility nameplate capacity made available for customers' participation in net metering, 30% must be reserved for participation by residential customers and not more than 5% must be reserved for participation by customers that install net metering facilities using organic waste biomass.
- Current Status:* 1/14/2020 - Referred to House Utilities, Energy and Telecommunications
State Bill Page: [HB1328](#)
- HB1339 REDEVELOPMENT COMMISSION LAND PURCHASES (DVORAK R) Requires a county redevelopment commission of a county other than Marion County to obtain the county legislative body's approval of a purchase of more than 10 acres of agricultural real property.
- Current Status:* 1/14/2020 - Referred to House Local Government
State Bill Page: [HB1339](#)
- HB1342 REMOVAL OF RESIDENCE FROM FLOODWAY (LINDAUER S) Prohibits the director of the department of natural resources (department) from exercising the authority to remove or eliminate an abode or residence from a floodway if: (1) the area in which the abode or residence is located was not subject to a county, city, or town flood damage prevention ordinance when the abode or residence was constructed; or (2) the owner or previous owner of the abode or residence contacted the department about the presence of the abode or residence in the floodway and the department did not inform the owner or previous owner that the abode or residence was subject to removal or elimination by authority of the director of the department. Provides that the prohibition against removing or eliminating an abode or residence expires when the director of the department certifies that the department has applied for a grant from the Hazard Mitigation Assistance Grant Program of the Federal Emergency Management Agency that could be used to compensate the owner for the loss of the abode or residence to be removed or eliminated.
- Current Status:* 1/14/2020 - Referred to House Natural Resources
State Bill Page: [HB1342](#)
- HB1346 JAIL OVERCROWDING (FRYE R) Repeals all provisions concerning the county jail overcrowding task force. Requires the criminal justice institute to receive data from sheriffs concerning jail: (1) populations; and (2) statistics; for the purpose of providing jail data to the hub. Provides that a purpose of the justice reinvestment advisory council (advisory council) is to conduct a state level review and evaluation of jail overcrowding to identify a range of possible solutions. Provides that the advisory council may make a recommendation to the county sheriffs concerning strategies to address jail overcrowding and implementing evidence based practices for reducing recidivism for individuals in county jails. Provides that a goal of the advisory council is to develop incarceration alternatives and recidivism reduction programs at the county and community level by promoting the development of the incorporation of evidence based decision making into decisions concerning jail overcrowding.
- Current Status:* 1/27/2020 - House Bills on Second Reading
State Bill Page: [HB1346](#)
- HB1348 STATE AND LOCAL ADMINISTRATION (GUTWEIN D) Repeals the following boards and commissions: (1) Public highway private enterprise review board. (2) Lake Michigan marina and shoreline development commission. Repeals the following advisory councils and advisory boards: (1) Interstate rail passenger advisory council. (2) Orange County development advisory board. Repeals the high speed rail development fund (fund) and requires the budget agency to transfer any unencumbered money in the fund to the state general fund. Repeals language concerning responsibilities of the circuit court clerk (clerk) with respect to: (1) the clerk's receipt of the registry of certain alcohol permits; (2) notification to the clerk of a hearing regarding the fitness of an applicant seeking certain alcohol permits; and (3) the clerk's issuance of hunting, trapping, and fishing licenses. Provides that a newspaper may not charge an indigent

person a fee for publishing a legal notice that is greater than the governmental rate. Makes conforming changes.

Current Status: 1/28/2020 - House Select Committee on Government Reduction, (Bill Scheduled for Hearing)

State Bill Page: [HB1348](#)

- HB1362 VARIOUS MILITARY AND VETERANS MATTERS (JUDY C) Changes the definition of "Hoosier veteran" to include Indiana residents who served on active duty in any branch of the armed forces of the United States or served in the national guard of any other state. Establishes the Hoosier veterans homelessness task force. Specifies the duties of the task force. Requires the Indiana housing and community development authority to develop programs to serve Hoosier veterans who are homeless individuals or at risk of becoming homeless individuals, as recommended by the task force and with the assistance of the task force. Authorizes a county fiscal body to adopt an ordinance providing a property tax exemption for residential property used by a Hoosier veteran as a principal place of residence if the Hoosier veteran pays reduced rent for the real property through the receipt of qualified housing assistance.
- Current Status:* 1/15/2020 - Referred to House Veterans Affairs and Public Safety
- State Bill Page:* [HB1362](#)
- HB1364 FUNDING SURVIVOR HEALTH COVERAGE (SHERMAN D) Authorizes a unit of local government to establish a public safety officer survivors' health coverage cumulative fund to discharge its obligation to pay for health coverage for the survivors of a member of the 1977 police officers' and firefighters' pension and disability fund who was employed by the unit and died in the line of duty. Provides that the legislative body of the unit may establish the fund and that the fiscal body of the unit may provide money for the fund by levying a tax on the taxable property in the unit.
- Current Status:* 1/15/2020 - Referred to House Ways and Means
- State Bill Page:* [HB1364](#)
- HB1370 REGIONAL REDEVELOPMENT (MAY C) Provides that a public instrumentality or a public corporate body authorized by state law may enter into an interlocal agreement. Allows two or more eligible units to establish a land bank jointly by entering into an interlocal agreement.
- Current Status:* 1/27/2020 - House Bills on Second Reading
- State Bill Page:* [HB1370](#)
- HB1373 VETERANS SERVICE OFFICERS AND VIDEO GAMING (GUTWEIN D) Establishes the county service officers' grant fund to provide grants to fund county service officers. Authorizes wagering on video gaming terminals in licensed congressionally chartered veterans' service organizations. Establishes a licensing structure for participants in video gaming.
- Current Status:* 1/23/2020 - added as coauthor Representative Clere
- State Bill Page:* [HB1373](#)
- HB1379 EMINENT DOMAIN (MILLER D) Permits a person to require an entity with eminent domain powers to use its eminent domain powers to acquire property not owned by the person if the property is needed for a public use that is required to carry out an approved development plan, planned unit development, or other zoning change. Requires the requesting person to pay the direct costs and expenses incurred in the exercise of eminent domain.
- Current Status:* 1/15/2020 - Referred to House Judiciary
- State Bill Page:* [HB1379](#)
- HB1381 AFFORDABLE HOUSING TAX CREDIT (NEGELE S) Provides an affordable housing tax credit against state tax liability to a taxpayer for each taxable year in the state tax credit period of a qualified project in an aggregate amount that does not exceed the amount of the taxpayer's aggregate federal tax credit for the qualified project. Provides that an eligible applicant must apply to the Indiana housing and community development authority for an award of affordable housing tax credits.
- Current Status:* 1/15/2020 - Referred to House Ways and Means
- State Bill Page:* [HB1381](#)
- HB1400 EMERGENCY MEDICAL SERVICES FOR COUNTIES (MACER K) Provides that a county shall: (1) establish, operate, and maintain emergency medical services; or (2) enter into an agreement with a city, town, township, or a provider of emergency medical services; to provide adequate emergency medical services to its constituents in areas determined to be underserved or underrepresented in emergency medical services. Urges the legislative council to assign to an interim study committee the task of studying the topic of the ability of the governing bodies of all counties to: (1) provide advanced life support for their constituents; and (2) determine the potential fiscal impact of such advanced life support.
- Current Status:* 1/15/2020 - Referred to House Local Government

- HB1408 GOVERNMENT FRAUD HOTLINE (FORESTAL D) Requires (rather than allows) the executive or fiscal officer of a county, city, town, or township (unit) to establish a hotline telephone number for the public to report suspected fraudulent activity concerning officers and employees of the unit.
Current Status: 1/15/2020 - Referred to House Local Government
State Bill Page: [HB1408](#)
- HB1412 LOCAL INCOME TAX DISTRIBUTIONS (HUSTON T) 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.
Current Status: 1/22/2020 - House Ways and Means, (Bill Scheduled for Hearing)
State Bill Page: [HB1412](#)
- HB1414 RETIREMENT OF ELECTRIC GENERATION FACILITIES (SOLIDAY E) Provides that the utility regulatory commission (IURC) may authorize a public utility that operates a reliable capacity electricity generation resource that has: (1) an annual availability factor of at least 70%; and (2) an annual capacity factor of at least 50%; to receive additional basis points of return on the investment in the facility, as determined in the public utility's most recent base rate case. Prohibits a public utility from terminating a power agreement with a legacy generation resource in which the public utility has an ownership interest unless the public utility provides the IURC with at least three years advance notice of the termination. Provides that the IURC shall determine the reasonable costs incurred by the public utility under the power agreement and allow the public utility to recover those costs in a fuel adjustment charge proceeding. Provides that a public utility shall provide the IURC with at least six months advance notice of the public utility's intention to retire, sell, or transfer a reliable capacity resource with a capacity of at least 80 megawatts if such intention is not set forth in the public utility's most recent integrated resource plan. Provides that a public utility may not retire, sell, or transfer an electric generation facility having a capacity of at least 80 megawatts unless the public utility first obtains from the IURC a determination that the public convenience and necessity will be served by the planned retirement, sale, or transfer. Provides that if a public utility that seeks to retire, sell, or transfer an electric generating facility cites a federal mandate as the basis, in whole or in part, for the planned retirement, sale, or transfer of the facility, the IURC may not consider the cited federal mandate in making a determination as to the planned action unless the cited federal mandate: (1) is in force; (2) has not expired or been revoked; and (3) is not merely anticipated to be enacted; at the time of the public utility's petition. Provides that a public utility is entitled to recover in a fuel adjustment charge proceeding the cost of not more than 90 days of reserve fuel supply, with up to 60 days of such reserve stored at any location that provides availability of the fuel supply upon not more than 48 hours notice. Provides that these provisions expire July 1, 2021.
Current Status: 1/27/2020 - House Bills on Second Reading
State Bill Page: [HB1414](#)
- HB1415 REGULATED DRAINS AND ENVIRONMENTAL CONCERNS (HAMILTON C) Authorizes a county surveyor to classify a regulated drain as a drain in need of reconstruction if: (1) the functionality of the drain is compromised; and (2) the drain could, at a reasonable cost, be reconstructed to perform the function for which it was designed while better serving the interests of public health, significantly reducing undesirable environmental effects, or providing flood reduction benefits. Authorizes a county surveyor to classify a regulated drain as a drain in need of periodic maintenance if the drain can be made to: (1) perform the function for which it was designed and constructed; (2) properly drain affected land; and (3) better serve the interest of public health, produce fewer undesirable environmental effects, or provide flood reduction benefits; through periodically cleaning, spraying, removing obstructions from, and making minor repairs, additions, or alterations to the regulated drain. Provides that the maintenance fund established for a regulated drain or combination of regulated drains may be used to: (1) better serve the interests of public health; (2) reduce undesirable environmental effects; (3) provide flood reduction benefits; (4) improve drainage control; or (5) provide drainage water storage infrastructure or technology associated with water that flows in or into a particular regulated drain or combination of regulated drains. Authorizes a county surveyor, when determining the best method of reconstructing a regulated drain or the best method of drainage for the area to which a petition to establish a new regulated drain relates, to consider cost effective drainage designs that limit undesirable environmental effects, improve public health, or provide flood reduction benefits.
Current Status: 1/15/2020 - Referred to House Local Government
State Bill Page: [HB1415](#)
- HB1424 FLASHING LIGHTS FOR LANE PAINTING VEHICLES (WRIGHT M) Provides that a vehicle being used to apply road or lane markings may display flashing lights.
Current Status: 1/15/2020 - Referred to Committee on Roads and Transportation
State Bill Page: [HB1424](#)

- SB6 ELECTRIC VEHICLE SUPPLEMENTAL FEE (BOHACEK M) Provides that motorcycles and motor driven cycles are not included in the definition of "electric vehicle" or "hybrid vehicle" for purposes of the supplemental fee to register an electric or hybrid vehicle.
Current Status: 1/28/2020 - Senate Homeland Security and Transportation, (Bill Scheduled for Hearing)
State Bill Page: [SB6](#)
- SB8 911 DISPATCHERS (BOHACEK M) Provides that an emergency medical dispatcher who has successfully completed certain training shall be considered an emergency responder.
Current Status: 1/27/2020 - Senate Bills on Third Reading
State Bill Page: [SB8](#)
- SB20 COUNTY PLAN COMMISSIONS (GASKILL M) Allows a county agricultural extension educator (educator) serving on a county plan commission who is not a resident of the county to continue to serve on the plan commission until: (1) October 1, 2020; or (2) the date set forth in a county legislative body ordinance that is after October 1, 2020, and not later than October 1, 2021. Provides that an educator who is not a resident of the county shall serve the commission in a nonvoting advisory capacity. Provides that, for purposes of the advisory planning law, the county surveyor's designee must be a resident of the county to serve on the county plan commission. Adds a provision that requires a person appointed to a plan commission, to fill a vacancy or to serve as an alternate member, to meet the same requirements as the member they are appointed to replace.
Current Status: 1/23/2020 - House sponsor: Representative Saunders
State Bill Page: [SB20](#)
- SB23 ANNEXATION (BOOTS P) Provides, with certain exceptions, that the following apply to annexations for which an annexation ordinance is adopted after March 31, 2020: (1) A municipality initiating an annexation must file a petition with the court signed by at least: (A) 51% of the owners of land that is not exempt from property taxes in the annexation territory; or (B) the owners of more than 75% in assessed valuation of land that is not exempt from property taxes in the annexation territory. (2) If the petition filed by the municipality has enough signatures, the court must hold a hearing to review the annexation. (3) Adds provisions regarding the validity of a signature on an annexation petition. (4) Eliminates the remonstrance procedure for annexations and reimbursement of remonstrator's attorney's fees and costs. (5) Provides that remonstrance waivers are void for annexations for which the annexation ordinance is adopted after March 31, 2020. (6) Provides that a settlement agreement in lieu of annexation that is executed after March 31, 2020, is void. (7) Eliminates provisions regarding the contiguity of a public highway. Eliminates provisions that prohibit an annexation from taking effect in the year preceding the year that a federal decennial census is conducted.
Current Status: 1/27/2020 - Senate Bills on Third Reading
State Bill Page: [SB23](#)
- SB24 OVERWEIGHT DIVISIBLE LOADS (BOOTS P) Adds scrap metal to the list of commodities hauled within the definition of "overweight divisible load". Specifies that a tractor-semitrailer hauling scrap metal must have a gross vehicle weight of more than 80,000 pounds but not more than 120,000 pounds to meet the requirements of the definition.
Current Status: 1/21/2020 - added as coauthor Senator Zay
State Bill Page: [SB24](#)
- SB25 MENTAL HEALTH DISABILITY REVIEW PANELS (BOOTS P) Establishes mental health disability review panels (review panel) for evaluation of members of the 1977 police officers' and firefighters' pension and disability fund (1977 fund) who have been determined to have an impairment for mental illness. Includes mental illness in the description of "occupational diseases" for purposes of determining whether a 1977 fund member has an impairment. Makes the final determination of an impairment for a mental illness provisional for two years: (1) beginning July 1, 2020, for a final determination made after December 31, 2012, and before July 1, 2020; or (2) from the date of the final determination, for a final determination made after June 30, 2020. Requires that, during that time, the 1977 fund member participate in a mental health treatment plan, at the employer's cost, and at the end of the two year period, requires the review panel to evaluate the 1977 fund member to determine if the 1977 fund member: (1) is medically able to return to duty; or (2) may continue for another two year provisional disability period. Requires that, at the end of the second provisional period, the review panel evaluate the 1977 fund member to determine if the 1977 fund member: (1) is medically able to return to duty; or (2) has a permanent impairment. (The introduced version of this bill was prepared by the interim study committee on pension management oversight.)
Current Status: 1/15/2020 - Referred to House
State Bill Page: [SB25](#)

- SB54 RAILROAD CROSSINGS (DORIOT B) Subject to available funding, requires the department of transportation to construct, in locations where practical and necessary, lanes and signs at railroad crossings on state highways.
Current Status: 1/28/2020 - Senate Homeland Security and Transportation, (Bill Scheduled for Hearing)
State Bill Page: [SB54](#)
- SB55 PIPING MATERIALS FOR PUBLIC WORKS PROJECTS (DORIOT B) Defines "acceptable piping material" as piping material that: (1) meets certain recognized standards; and (2) meets the performance specifications for the public works contract. Provides, for purposes of the law on public works projects of state agencies and political subdivisions, including design-build public works projects, that the specifications or design criteria package must allow bidding in open competition for acquisition of acceptable piping materials for use in the public works project. Provides, however, that a public works project's engineer is not limited in selecting any acceptable piping materials that meet the requirements of the public works project.
Current Status: 1/30/2020 - Senate Commerce and Technology, (Bill Scheduled for Hearing)
State Bill Page: [SB55](#)
- SB61 EMS PERSONNEL LICENSURE INTERSTATE COMPACT (CHARBONNEAU E) Implements the emergency medical services personnel licensure interstate compact.
Current Status: 1/21/2020 - added as coauthor Senator Zay
State Bill Page: [SB61](#)
- SB65 MISDEMEANOR REIMBURSEMENT (FORD J) Provides that a county may be reimbursed for indigent services provided for misdemeanors in a superior or circuit court. (Current law excludes misdemeanor cases from reimbursement.)
Current Status: 1/6/2020 - Referred to Senate Corrections and Criminal Law
State Bill Page: [SB65](#)
- SB67 TOWNSHIP HOMELESS ASSISTANCE (SANDLIN J) Provides that a township trustee of a township that has a population of more than 10,000, shall, if the trustee considers it advisable, place in the county home or provide township assistance to a homeless person whose legal residence: (1) is not in the township; or (2) cannot be ascertained. Provides that a township trustee of a township that has a population of less than 10,000, may, if the trustee considers it advisable, place in the county home or provide township assistance to a homeless person whose legal residence: (1) is not in the township; or (2) cannot be ascertained. Requires each township trustee in a county to collaborate and prepare a list of public and known private resources that is: (1) available to the homeless population for each township in the county; and (2) distributed and published on the county's Internet web site not later than March 1 of each year.
Current Status: 1/21/2020 - added as coauthor Senator Taylor G
State Bill Page: [SB67](#)
- SB68 WHISTLEBLOWER REPORTS (SANDLIN J) Allows for an employee who is reporting misconduct concerning the execution of a public contract to make an oral report or a report by electronic mail. (Current law requires that such a report be in writing.) Requires that, if an employee makes an oral report, the person to whom the report is made must memorialize the oral report to written form not less than 30 days after the date the person receives the oral report and shall send a copy of the written report to the employee making the oral report if the employee's identity is known.
Current Status: 1/23/2020 - added as second author Senator Freeman
State Bill Page: [SB68](#)
- SB71 ADVERSE POSSESSION STATUTE OF LIMITATIONS (DORIOT B) Amends the statute concerning the statute of limitations for actions for the recovery of the possession of real estate to provide that such an action that: (1) involves a line located and established by a professional surveyor; and (2) accrues before the lines are located and established by the surveyor; must be commenced before the expiration of the appeal period set forth in the statute governing county surveyors. Amends the Indiana Code provision concerning the establishment of property lines by means of a legal survey to specify that the lines established are binding on all affected landowners, including a landowner who claims title under a claim of adverse possession.
Current Status: 1/27/2020 - Senate Bills on Second Reading
State Bill Page: [SB71](#)
- SB76 STATE AND LOCAL AUDIT EXAMINATIONS (BUCK J) Requires, beginning July 1, 2020, the uniform compliance guidelines for audit examinations of state or local units conducted by the state board of accounts to include a required disclosure of any pledge, covenant, or agreement that the unit has made as security or guarantor for a private bond

issue of a private company. Requires any entity that: (1) is subject to examination or audit by the state board of accounts; and (2) has made a pledge, covenant, or agreement as security or guarantor for a private bond issue of a private company; to disclose such fact in the notes of the entity's financial statements. Requires, beginning July 1, 2020, the fiscal officer of a political subdivision that is subject to audit by the state board of accounts to prepare a debt capacity analysis report (report) and present the report to the fiscal body of the political subdivision in a public hearing before the political subdivision may issue or guarantee any debt obligation. Requires, not later than July 1, 2020, the state board of accounts, with the assistance of the department of local government finance, to prescribe a standard form report that must be used by a fiscal officer in the presentation. Requires the report to include a determination of the percentage of the political subdivision's total debt obligations (including guarantees) compared to the political subdivision's prospective revenue available for debt service.

Current Status: 1/6/2020 - Referred to Senate Tax and Fiscal Policy

State Bill Page: [SB76](#)

SB77 GIBSON COUNTY MAGISTRATE (MESSMER M) Allows the judge of the Gibson superior court to appoint a magistrate to serve the Gibson superior court.

Current Status: 1/9/2020 - Withdrawn

State Bill Page: [SB77](#)

SB78 SHOVEL READY SITE DEVELOPMENT CENTER (MESSMER M) Defines "office" as the office of community and rural affairs for purposes of the law governing the shovel ready site development center (center). Provides that the office shall, in cooperation with the Indiana economic development corporation and political subdivisions, administer the center to enable political subdivisions to obtain permits to create sites that are ready for economic development. Provides that the office shall serve as the certifying body for acceptance into the program and determine the criteria to be used to certify sites.

Current Status: 1/21/2020 - added as coauthor Senator Randolph

State Bill Page: [SB78](#)

SB81 STRAIGHT TICKET VOTING FOR AT-LARGE CANDIDATES (MESSMER M) Provides that when a voter casts a straight party ticket in a general or municipal election, the voter is casting a ballot for all candidates of that party whose names appear on the ballot, including candidates for offices in a county or municipality for which more than one individual can be elected (county council member at large; city common council member at large; town council member at large; township board member at large). (Returns the law relating to straight party ticket voting to the substantive form it had before 2016.) Repeals a statute that requires votes for candidates for such offices must be cast for each individual candidate.

Current Status: 1/7/2020 - added as second author Senator Houchin

State Bill Page: [SB81](#)

SB82 POLLING LOCATIONS IN SCHOOLS (NIEMEYER R) For a general, municipal, primary, school district, or special election conducted after December 31, 2023, prohibits an elementary school or a secondary school from being designated as a polling place, satellite office, or vote center. Allows a school corporation to request of the county executive, county election board, or circuit court clerk that an elementary school or a secondary school of the school corporation not be designated as a polling location, satellite office, or vote center before the prohibition goes into effect and requires a response to the request.

Current Status: 1/6/2020 - Referred to Senate Elections

State Bill Page: [SB82](#)

SB84 COUNTY VEHICLE EXCISE AND WHEEL TAX EXEMPTION (NIEMEYER R) Provides that the fiscal body of a city or town may adopt an ordinance declaring that a vehicle registered in the city or town is exempt from the county vehicle excise tax and the county wheel tax (nonparticipating municipality). Provides that a nonparticipating municipality does not receive a distribution of county vehicle excise tax revenue or county wheel tax revenue.

Current Status: 1/6/2020 - Referred to Senate Tax and Fiscal Policy

State Bill Page: [SB84](#)

SB85 RACIAL PROFILING AND PRETEXTUAL STOPS (TAYLOR G) Prohibits a law enforcement agency or a law enforcement officer from engaging in racial profiling or conducting pretextual stops. Requires a law enforcement agency to adopt a detailed policy that defines the elements of racial profiling and pretextual stops, and requires a law enforcement agency to collect certain data relating to stops made by law enforcement officers. Requires cultural diversity awareness training and training on unlawful racial profiling and pretextual stops for law enforcement officers. Specifies that a law enforcement agency shall transmit to the attorney general information concerning racial profiling complaints, investigations, and any action taken, as well as data collected relating to stops made by the law enforcement agency. Requires the attorney general to: (1) submit an annual report to the legislative council based on

the information; (2) submit the data to a third party for statistical analysis; and (3) publish the results of the analysis on the attorney general's Internet web site. Establishes the racial profiling review commission to review complaints of unlawful racial profiling and unlawful pretextual stops. Permits a person to bring a civil action based on unlawful racial profiling and unlawful pretextual stops. Permits a law enforcement agency to use certain federal funds to purchase vehicle cameras and body cameras, and establishes training standards and standards for use. Makes a technical correction.

Current Status: 1/16/2020 - added as coauthor Senator Stoops

State Bill Page: [SB85](#)

- SB100 NONCONFORMING STRUCTURES (DORIOT B) Provides that the parcel owner shall be allowed to reconstruct, repair, or renovate the nonconforming structure if the reconstruction, repair, or renovation meets certain requirements.
- Current Status:* 1/23/2020 - Cosponsors: Representatives Stutzman and Pressel
- State Bill Page:* [SB100](#)
- SB115 DEDUCTION FOR CERTAIN RESIDENTIAL PROPERTY (CRIDER M) Provides a property tax deduction to the owner of real property, a mobile home not assessed as real property, or a manufactured home not assessed as real property if: (1) the property is occupied by relative of the owner who is blind or is an individual with a disability; (2) the occupant principally uses the property as the occupant's residence; and (3) the occupant's gross income for the year preceding the year for which the deduction is claimed does not exceed \$17,000.
- Current Status:* 1/27/2020 - Senate Bills on Third Reading
- State Bill Page:* [SB115](#)
- SB130 RESIDENTIAL SEWAGE DISCHARGING DISPOSAL SYSTEMS (KRUSE D) Makes changes to the process to issue permits for onsite residential sewage discharging disposal systems that are installed to repair failed septic systems in certain counties.
- Current Status:* 1/6/2020 - Referred to Senate Environmental Affairs
- State Bill Page:* [SB130](#)
- SB137 PROHIBITED DISCRIMINATION IN CIVIL RIGHTS STATUTES (LANANE T) Extends certain antidiscrimination and civil rights statutes to prohibit discrimination based on sexual orientation, gender identity, national origin, disability, veteran status, and ancestry.
- Current Status:* 1/16/2020 - added as coauthor Senator Stoops
- State Bill Page:* [SB137](#)
- SB148 ZONING AND MANUFACTURED HOMES (DORIOT B) Adds a definition of "industrialized residential structure" for purposes of the law governing mobile home communities. Provides that, subject to certain conditions: (1) an industrialized residential structure may be located in a mobile home community; and (2) units of local government may not adopt or enforce a comprehensive plan or zoning ordinance that prohibits the plans and specifications for a proposed residential structure solely because the proposed residential structure is a manufactured home. Provides that units of local government may not adopt or enforce certain ordinances, regulations, requirements, or other restrictions related to construction, building, or design that mandate width standards, roof pitch requirements, or other design standards for a manufactured home. Makes conforming changes.
- Current Status:* 1/23/2020 - Senate Committee recommends passage Yeas: 8; Nays: 1
- State Bill Page:* [SB148](#)
- SB177 ADMINISTRATION OF THE BROADBAND READY PROGRAM (DONATO S) Provides that the office of community and rural affairs, rather than the Indiana economic development corporation, administers the broadband ready communities development center.
- Current Status:* 1/27/2020 - Senate Bills on Second Reading
- State Bill Page:* [SB177](#)
- SB179 ELECTION CYBERSECURITY (WALKER G) Requires applicants for certification of voting systems and electronic poll books to include information regarding the batteries used in the voting system or electronic poll book, a planned replacement schedule for the batteries, and plans for emergency replacement of batteries that fail on election day or during the 30 days before election day. Provides that the number of voting systems to be examined in a public test is based on the number of voting system units scheduled by the county election board to be used in the upcoming election. Provides that if a county uploads unofficial precinct election results to the statewide voter registration system before certification of the final results, the county must use a universal serial bus (USB) drive that contains anti-malware protection features. Provides that: (1) if a direct record electronic voting system contains a voter verifiable paper audit trail, the precinct election board is not required to print out the paper audit trail in preparing the

certificates setting forth the number of votes cast for a candidate or on a public question in the precinct; and (2) the certificates set forth the official votes cast by the voters of the precinct. Provides that in a recount or contest proceeding, the information set forth on the voter verifiable paper audit trail may be used as evidence for a recount commission or a court to determine the votes cast for a candidate or on a public question in the precinct. Permits the secretary of state to issue orders (rather than adopting administrative rules) to: (1) designate elections to be subject to a risk-limiting audit or procedure audits conducted after the election; and (2) to administer risk-limiting audits.

Current Status: 1/23/2020 - Senate Committee recommends passage, as amended Yeas: 8; Nays: 0

State Bill Page: [SB179](#)

- SB183 MADISON COUNTY FOOD AND BEVERAGE TAX (GASKILL M) Requires the revenue from the Madison County food and beverage tax to be deposited in a township development account (account) established within the current economic development project fund (fund) for each township in the county. Requires the tax revenue to be allocated and transferred to each account in proportion to the population of the township compared to the population of the county. Provides that the county council shall administer the fund and each account within the fund. Provides that the county council may adopt a resolution to disburse money from an account to be used for projects that are either: (1) located within the township for which the account was established; or (2) located outside the township for which the account was established; if: (A) the county council determines that the project will directly benefit the residents of the township for which the account was established; and (B) the county council holds a public hearing on the adoption of the resolution. Provides that the county commissioners, or a city, town, or school corporation that is located in the township for which the account was established, may apply to the county council for a disbursement of money from an account. Specifies the types of projects for which money in an account may be used. Removes obsolete provisions that apply to use of the tax revenue to fund a civic center, economic development projects, or a secure detention facility (there are no outstanding obligations for these projects). Makes conforming changes.
- Current Status:* 1/6/2020 - Referred to Senate Tax and Fiscal Policy
State Bill Page: [SB183](#)
- SB187 ELKHART COUNTY COURTS (DORIOT B) Provides that the board of county commissioners shall provide the circuit court clerk with an office at: (1) the county seat; or (2) in Elkhart County, any other place in the county as the board of county commissioners may provide; in a building provided for that purpose. Provides that each division of the circuit court or superior court of Elkhart County shall hold sessions at: (1) the courthouse of the county; or (2) any other place in the county as the board of county commissioners may provide.
- Current Status:* 1/15/2020 - Referred to House
State Bill Page: [SB187](#)
- SB188 POLITICAL SUBDIVISION CONTROLLED PROJECTS (HOLDMAN T) Provides that the notice of the preliminary determination of a political subdivision to issue bonds or enter into a lease for a controlled project must include a statement that a person may file a petition with the department of local government finance objecting that the political subdivision has unlawfully divided a controlled project in order to avoid the petition and remonstrance or referendum requirements.
- Current Status:* 1/6/2020 - Referred to Senate Tax and Fiscal Policy
State Bill Page: [SB188](#)
- SB189 GOLF CARTS (HOLDMAN T) Allows a golf cart to operate on certain state highways under certain conditions.
- Current Status:* 1/6/2020 - Referred to Senate Homeland Security and Transportation
State Bill Page: [SB189](#)
- SB190 CONTROLLED PROJECTS (HOLDMAN T) Amends the definition of a "controlled project" to exclude projects for: (1) roads; (2) streets; (3) bridges; and (4) road, street, or bridge appurtenances.
- Current Status:* 1/27/2020 - Senate Bills on Third Reading
State Bill Page: [SB190](#)
- SB191 EDGE TAX CREDITS (HOLDMAN T) Amends the definition of "incremental income tax withholdings" for purposes of the economic development for a growing economy (EDGE) tax credit to accommodate nonresident employees. Provides that, for purposes of the EDGE tax credit, the term "new employee" includes a full-time employee who resides outside Indiana.
- Current Status:* 1/6/2020 - Referred to Senate Tax and Fiscal Policy
State Bill Page: [SB191](#)
- SB196 RESIDENCY STATUS OF PRISONERS (KOCH E) Provides that a person in charge of a jail, prison, correctional facility,

or other place of detention (person) shall attempt to determine the legal residency status of a prisoner. Requires the person to contact Immigration and Customs Enforcement of the United States Department of Homeland Security (DHS) to make a residency status query under certain circumstances. Provides that if DHS requests to interview a prisoner regarding the prisoner's residency status, the jail, prison, correctional facility, or other place of detention shall accommodate the request. Provides that if DHS notifies a person that a prisoner is the subject of a detainer or administrative warrant, the following must occur: (1) The person shall petition a circuit or superior court regarding the detainer or warrant. (2) The circuit or superior court shall order the prisoner to be detained for 48 hours if the prisoner is the subject of the detainer or warrant.

Current Status: 1/6/2020 - Referred to Senate Homeland Security and Transportation

State Bill Page: [SB196](#)

- SB199 RECOVERY OF LITIGATION EXPENSES (KOCH E) Provides that attorney's fees may be awarded against a governmental entity in a case where a court finds that the claim brought by the governmental entity was frivolous, unreasonable, or groundless, but provides that the application of the law to governmental entities may not be interpreted to waive sovereign immunity. Includes individuals in the list of parties that may seek reasonable fees and expenses in a civil suit against a state agency. Increases the amount of fees and expenses awarded against a state agency from \$10,000 to \$50,000, and from \$30,000 to \$150,000, if more than three parties in a case are eligible for an award.
- Current Status:* 1/21/2020 - added as coauthors Senators Rogers and Taylor G
- State Bill Page:* [SB199](#)
- SB207 SYRINGE EXCHANGE PROGRAM (MERRITT J) Requires a qualified entity to establish and maintain a syringe exchange program registry. Provides a defense to prosecution of certain offenses related to controlled substances if: (1) a person is currently registered under a syringe exchange program; (2) the person obtained the hypodermic syringe or needle under a syringe exchange program; and (3) there is no more than a residual amount of a controlled substance located in the hypodermic syringe or needle. Removes the requirement that a public health emergency be declared as a prerequisite for the approval of a syringe exchange program. Repeals the expiration date of the syringe exchange program. (Under current law, the expiration date is July 1, 2021.)
- Current Status:* 1/29/2020 - Senate Health and Provider Services, (Bill Scheduled for Hearing)
- State Bill Page:* [SB207](#)
- SB210 DISPOSAL OF LAND BY LOCAL GOVERNMENT (PERFECT C) Removes a provision allowing abutting landowners who submit lower bids for a purchase of real property from a political subdivision to submit an additional bid after being informed of the amount of the highest bid received.
- Current Status:* 1/6/2020 - Referred to Senate Local Government
- State Bill Page:* [SB210](#)
- SB229 MAINTENANCE OF REGULATED DRAINS (SPARTZ V) Provides that a permit is not required from the Indiana department of environmental management for the reconstruction or maintenance of regulated drains for purposes of the law concerning state regulated wetlands.
- Current Status:* 1/21/2020 - added as third author Senator Rogers
- State Bill Page:* [SB229](#)
- SB230 LEASING OF LOCAL UNIT PROPERTY (SANDLIN J) Provides that a political subdivision may lease real property of the political subdivision that is located between the curb of a street and the front of commercial property, including a parkway strip, tree row, verge, or sidewalk, to the owner of the commercial property: (1) upon terms agreed to between the political subdivision and the property owner or property manager; and (2) without competitive bidding. Specifies requirements for the lease. Provides that upon execution of the lease, the property of the political subdivision shall be under the maintenance, control, and supervision of the property owner or the property manager, subject to the public's right to use the sidewalk as a walkway. Requires the lease to be approved by at least a two-thirds vote of the members of the fiscal body of the political subdivision and recorded in the office of the county recorder.
- Current Status:* 1/27/2020 - Senate Bills on Second Reading
- State Bill Page:* [SB230](#)
- SB232 NONPROFIT HOSPITALS (RUCKELSHAUS J) Eliminates the property tax exemption for property owned by an Indiana nonprofit corporation and used by that corporation in the operation of a hospital.
- Current Status:* 1/6/2020 - added as second author Senator Doriot
- State Bill Page:* [SB232](#)

- SB248 ANNUAL INSPECTIONS OF CAFOS (NIEMEYER R) Requires the department of environmental management, at least once per year, to conduct an onsite inspection of every concentrated animal feeding operation (CAFO), which, under federal regulations, is: (1) a large CAFO, at which more than 1,000 head of beef cattle, 700 dairy cows, 2,500 swine weighing more than 55 pounds, or 125,000 broiler chickens are confined onsite for more than 45 days during a year; (2) a medium CAFO, at which 300 to 999 head of beef cattle, 200 to 699 dairy cows, 750 to 2,499 swine weighing more than 55 pounds, or 37,500 to 124,999 broiler chickens are confined onsite for more than 45 days during a year, and from which pollutants are discharged directly or through a manmade device into waters of the United States; or (3) a small CAFO, at which fewer animals are confined than at a medium CAFO but which has been determined to be a significant contributor of pollutants to waters of the United States.
Current Status: 1/9/2020 - Referred to Senate Environmental Affairs
State Bill Page: [SB248](#)
- SB264 CERTIFIED TECHNOLOGY PARKS (HOLDMAN T) Amends provisions that allow a certified technology park to capture an additional amount of incremental income taxes once it has reached its limit on deposits to do the following: (1) Increase the annual additional deposit amount from \$100,000 to \$500,000, and cap the total additional amount that may be captured at not more than \$2,000,000. (2) Require a certified technology park to meet certain reporting and performance requirements in order to be eligible to capture the additional amount of incremental income taxes.
Current Status: 1/13/2020 - Referred to Senate Tax and Fiscal Policy
State Bill Page: [SB264](#)
- SB268 AUTOMATED TRAFFIC CONTROL IN CONSTRUCTION ZONES (FORD J) Authorizes the state police department to establish an automated traffic control system pilot program to enforce highway worksite speed limits. Provides that a worksite speed limit violation recorded by an automated traffic control system may not be enforced unless the violation is at least 11 miles per hour above the established worksite speed limit. Replaces the term "work zone" with "worksite" throughout the relevant statutes.
Current Status: 1/28/2020 - Senate Homeland Security and Transportation, (Bill Scheduled for Hearing)
State Bill Page: [SB268](#)
- SB271 VEHICLE WEIGHT (FORD J) Adds masonry products to the list of commodities hauled that are within the definition of "overweight divisible load" and that, after complying with all applicable requirements, including weight restrictions imposed by the Indiana department of transportation, are eligible for an overweight divisible load permit. Specifies that a tractor-semitrailer hauling masonry products must have a gross vehicle weight of more than 80,000 pounds but not more than 120,000 pounds to meet the requirements of the definition.
Current Status: 1/9/2020 - Referred to Senate Homeland Security and Transportation
State Bill Page: [SB271](#)
- SB278 REPRESENTATION OF THE INDIGENT AT INITIAL HEARING (LANANE T) Provides that an indigent defendant has the right to consult with and be represented by counsel at the initial hearing. Provides that prior to conducting the initial hearing, if the judicial officer determines that a person is indigent, the judicial officer shall provide the person with sufficient time to consult with counsel prior to conducting the initial hearing.
Current Status: 1/9/2020 - Referred to Senate Judiciary
State Bill Page: [SB278](#)
- SB302 INDIGENCY DETERMINATIONS (TALLIAN K) Establishes a procedure for a criminal court to use in determining if a defendant is indigent. Provides that, if a court has ordered a defendant to pay part of the cost of representation, the court shall inquire at sentencing whether the defendant has paid the required amount. Specifies that a court may prorate fines, fees, and court costs based on the person's reasonable ability to pay. (The introduced version of this bill was prepared by the interim study committee on corrections and criminal code.)
Current Status: 1/27/2020 - Senate Bills on Second Reading
State Bill Page: [SB302](#)
- SB317 INTERSTATE COMMISSION TRANSPORTATION FUND (SANDLIN J) Allows a community corrections agency to access funds from the county offender transportation fund to defray the cost of transporting offenders and delinquent children as requested by a court, a probation department, a community corrections agency, or a county sheriff.
Current Status: 1/13/2020 - Referred to Senate Tax and Fiscal Policy
State Bill Page: [SB317](#)
- SB321 THE LAKE MICHIGAN SHORE (ROGERS L) Provides that the public of Indiana has a vested right to engage in recreational activities: (1) from the water's edge of Lake Michigan to the natural ordinary high water mark, unless the

natural ordinary high water mark is farther inland than the boundary of a private property; and (2) if the natural ordinary high water mark is farther inland than the boundary of a private property, from the water's edge: (A) to five feet beyond the point where the sand on the shore is visibly wet from the water of Lake Michigan; or (B) if the boundary of the private property is less than five feet beyond the point where the sand on the shore is visibly wet from the water of Lake Michigan, to the boundary of the private property. Provides that the State of Indiana recognizes the existence of private property below the natural ordinary high water mark of Lake Michigan where the legal description of a private property in the most recent deed recorded in the county recorder's office indicates that the private property extends below the natural ordinary high water mark. Provides that where a private property extends below the natural ordinary high water mark, the State of Indiana relinquishes its ownership of the shore of Lake Michigan with respect to the part of the private property extending below the natural ordinary high water mark. Provides that "recreational activities" includes walking, jogging, and other activities in which the participants occupy a space on the beach only temporarily, but does not include lying on the beach, camping, and other non-transient activities. Provides that: (1) the natural resources commission (commission) has exclusive authority to establish standards for approval of; and (2) the department of natural resources has exclusive authority to determine whether to approve; the placement of a seawall or other permanent structure on or within the natural ordinary high water mark of Lake Michigan. Provides that a county, city, or town has no authority to regulate the construction or maintenance of seawalls and other permanent structures in or near Lake Michigan. Authorizes an owner of a private property located adjacent to Lake Michigan to remove sand that has accumulated on or near the private property and to remove unwanted vegetation from the beach on or near the private property according to rules or guidelines of the commission. Provides that the owner of a private property that is adjacent to Lake Michigan does not incur liability for an injury to an individual or damage to property: (1) that occurs when an individual is crossing the private property to enter, or upon leaving, the span of the beach in which the public has a vested right to engage in recreational activities; and (2) that is caused by an act or omission of the owner, except for an act of the owner constituting intentional misconduct.

Current Status: 1/13/2020 - Referred to Senate Natural Resources

State Bill Page: [SB321](#)

SB324 MICRO MARKET AND VENDING MACHINE FEES (GLICK S) Provides that the annual permit fee for a micro market shall not exceed \$60. Provides that the annual permit fee for a vending machine shall not exceed \$8. Specifies that a political subdivision may not charge an installation fee for a micro market or vending machine. Provides that any provision of an ordinance, measure, enactment, rule, or policy or exercise of proprietary authority by a political subdivision or an employee or agent of a political subdivision acting in an official capacity that modifies or conflicts with the statutory requirements concerning: (1) annual micro market permit fees; (2) annual vending machine permit fees; or (3) micro market or vending machine installation fees; is void. Specifies that the annual renewal date for micro market and vending machine permit fees is June 1. Allows the person or entity responsible for the annual collection of micro market and vending machine permit fees to adjust or pro rate, as applicable, a micro market or vending machine permit fee for the purpose of synchronizing micro market and vending machine renewal cycles. Makes conforming amendments.

Current Status: 1/13/2020 - Referred to Senate Local Government

State Bill Page: [SB324](#)

SB333 STRAIGHT TICKET VOTING (WALKER G) Removes a voter's option to vote for all candidates of a political party or an independent ticket at one time (straight ticket voting) in a general or municipal election, except for candidates for presidential electors. Repeals superseded statutes relating to straight ticket voting.

Current Status: 1/14/2020 - added as second author Senator Ford Jon

State Bill Page: [SB333](#)

SB334 ELECTION MATTERS (WALKER G) Allows (current law requires) the secretary of state and election division to assist a prosecuting attorney in prosecuting certain actions and allow the use of an attorney retained by the secretary of state or election division. Requires boards of elections and registration to attend election security meetings called by the election division. Changes the time frame in which a voter list maintenance program must be conducted for certain special elections and in an election year other than a year in which a general election is conducted. Removes language that required NVRA officials to obtain voter registration information from certain states. Removes authorization for NVRA officials to enter into a memorandum of understanding with the Kansas Secretary of State to compare voter registration data and voids the memorandum of understanding. Requires the secretary of state to issue an order establishing the Indiana data enhancement association (IDEA). Sets forth information that must be included in the order establishing IDEA and any amendment to the order. Requires a county voter registration office to determine whether an individual authorized the cancellation of any previous voter registration when the individual registered to vote in another state. Sets forth parameters for when a county voter registration office may rely on information provided by certain entities concerning voter registration from another state. Requires that a report by a county sheriff to the county voter registration office concerning individuals placed in a county correctional facility occur at least once a quarter. States that certain requirements for provisional ballots do not apply to provisional ballots cast:

(1) under a court order extending the hours that the polls were open; (2) by a voter who is not on the poll list but indicates that the voter applied to register at a voter registration agency; (3) by a voter after the voter was challenged due to proof of identification; and (4) by a voter who was challenged solely due to failure to provide additional documentation. Requires a court to take evidence to determine whether a county election board filed written notice with the secretary of state and the election division concerning a petition to extend voting hours.

Current Status: 1/23/2020 - Senate Elections, (Bill Scheduled for Hearing)

State Bill Page: [SB334](#)

SB338 CONSERVANCY DISTRICT RESTRICTIONS (SPARTZ V) Provides that a conservancy district established after June 30, 2020, for any purpose other than providing for the collection, treatment, and disposal of sewage and other liquid wastes is subject to certain restrictions and requirements, including that: (1) it may not exercise the power of eminent domain; (2) if it imposes fees for the recreational use of a water body, the fee charged to a person who does not own real property within the conservancy district may not be more than 50% greater than the fee charged to a person who owns real property within the conservancy district, and it may use the recreation fee revenue only for maintenance of the water body and the administration of the conservancy district; (3) it may not unreasonably limit the types of motorized watercraft that may be used on a water body or assess fees for access to the water body that are unreasonably high in amount; (4) it may not exercise control or authority over the construction, reconstruction, or maintenance of regulated drains or over streams; (5) its budget must be reviewed by the fiscal body of the county in which the conservancy district is located, and the board of the conservancy district may not approve a total budget in excess of the amount approved by the county fiscal body; and (6) the rate of its special benefits tax may not exceed \$0.0667 on each \$100 of assessed valuation of property. Provides that if: (1) a conservancy district is established for purposes related to a water body; and (2) the water body is used as a source of water by a public water utility; the public water utility is not civilly liable for bodily injury or property damage caused by an occurrence in or near the water body solely by reason of owning or having a right to use the water in the water body.

Current Status: 1/13/2020 - Referred to Senate Environmental Affairs

State Bill Page: [SB338](#)

SB340 PRIVATE PROPERTY PROTECTION MATTERS (SPARTZ V) Requires the summons accompanying a complaint for condemnation to include language regarding the defendants' right to object to the condemnation within 30 days from the date notice is served. Requires a court to award reasonable costs and attorney's fees to a defendant whose objection to a complaint for condemnation is sustained. Requires a municipality to provide notice by mail to affected owners, both residents and nonresidents of the municipality, of a condemnation. Permits an affected owner to file an objection that a municipality does not have the right to exercise the power of eminent domain for the use sought. Amends the time for a remonstrance hearing for a municipal condemnation and the defendant's right to judicial review of the decision made at the hearing to 30 days. (Current law requires a remonstrance hearing to be set later than 10 days after notice and the defendant to appeal the decision within 20 days.) Provides parties the right to appeal a court's judgment in the judicial review of a municipal condemnation. Amends the statute regarding the award of attorney's fees to the defendant in a municipal condemnation proceeding. Revises the statute allowing a municipality to condemn property for economic development to require a 3/4 affirmative vote of the municipality's legislative body to exercise the power of eminent domain. (Current law requires a 2/3 affirmative vote of the municipality's legislative body.) Allows a property owner to challenge a condemnation for economic development purposes by providing clear and convincing evidence that the owner's parcel is not necessary for the project.

Current Status: 1/27/2020 - Senate Bills on Second Reading

State Bill Page: [SB340](#)

SB341 AUDIT AND FRAUD REPORTING MATTERS (SPARTZ V) Provides that, beginning January 1, 2024: (1) the state examiner is appointed by the audit and financial reporting subcommittee (audit committee) as opposed to the governor; and (2) each deputy examiner is appointed by the audit committee as opposed to the governor. Provides that the state examiner and each deputy examiner are subject to removal by the audit committee as opposed to the governor. Provides that certain laws regarding appropriations management do not apply to money appropriated to the state board of accounts (board). Requires (before November 1, 2020) the audit committee in consultation with the state board of accounts, auditor of state, and office of management and budget to make recommendations to the legislative council regarding the establishment of quality control procedures related to examinations conducted by the board or an independent certified public accountant. Permits the auditor of state to establish a hotline telephone number and whistleblower procedures that the public may use to make an anonymous report of suspected fraudulent activity of the officers or employees of a state agency or political subdivision, including any misuse of public funds. Requires the state examiner to conduct an examination of at least one entity to incorporate an element of unpredictability into the examination procedure. Requires the board to post a link in a prominent place on the board's Internet web site for the public to make an anonymous report of suspected malfeasance, misfeasance, or nonfeasance that involves public funds. Requires counties, cities, towns, townships, school corporations, special taxing districts, or other political subdivisions (local audited entity) to provide a link on the local audited entity's Internet web site to the location on the board's Internet web site where an individual may make a report of suspected malfeasance,

misfeasance, or nonfeasance that involves public funds. Makes conforming changes.

Current Status: 1/13/2020 - Referred to Senate Tax and Fiscal Policy

State Bill Page: [SB341](#)

SB343 RURAL COMMUNICATIONS COOPERATIVES (HOUCHIN E) Changes the rural telephone cooperative act to the rural communications cooperative act, allowing the formation of nonprofit cooperative corporations for the purposes of providing telecommunications service and information service, including video service, broadband service, and VOIP service. Makes conforming amendments.

Current Status: 1/13/2020 - Referred to Senate Utilities

State Bill Page: [SB343](#)

SB349 BROADBAND GRANT PROGRAM (HOUCHIN E) Amends the statutory priorities for the funding of projects from the rural broadband fund to provide that the office of community and rural affairs (office) shall establish as a priority the funding of projects to extend the deployment of eligible broadband service to areas in which the only available connections to the Internet are at actual speeds of not more than 25 megabits per second downstream. (Current law prioritizes the funding of projects to deploy eligible broadband service to rural areas based on two different levels of broadband speed available in such areas.) Requires the office to amend, not later than April 15, 2020, the office's guidelines implementing the broadband grant program as necessary to reflect the changes to the funding priorities made by the bill's provisions. Provides that not later than 90 days before the date on which applications for grant funding may first be submitted with respect to a particular round of funding, the office shall issue to any persons providing broadband service in rural areas a request for information soliciting: (1) data identifying each service address for which the person provides broadband service in a rural area, including information on upload and download speeds of the service provided; and (2) information identifying service addresses or other locations in rural areas to which the person will provide eligible broadband service not later than 18 months after the date on which applications for grant funding may first be submitted with respect to the particular round of grant funding. Provides that if the information received by the office in response to a request for information does not indicate that any person is providing broadband service to a particular service address, the office shall consider the service address to be: (1) without broadband service; and (2) eligible for inclusion in any proposed broadband project for which grant funding is sought. Provides that with respect to any service addresses or other locations identified by a person for the deployment of eligible broadband service not later than 18 months after the date on which applications may first be submitted for a particular round of funding, the office shall consider the service addresses or locations identified to be ineligible for inclusion in any proposed broadband project for which funding is sought, subject to the person submitting: (1) a plan for the proposed deployment; and (2) quarterly progress reports on the person's activities in furtherance of the plan. Provides that before each round of grant funding, the office shall publish on the office's Internet web site: (1) data, not identified by provider, as to which service addresses in rural areas receive broadband service at certain specified speeds; (2) data, not identified by provider, as to which service addresses in rural areas are planned for broadband deployment within the 18 month period beginning with the date applications may first be submitted for the particular round of funding; and (3) a map of Indiana showing the general locations of these service addresses or locations. Provides that any information submitted to the office under these provisions: (1) is confidential for purposes of the statute concerning access to public records; (2) is subject to certain protections concerning confidential or proprietary business information; and (3) may not be disclosed by the office, other than in a form that does not identify the person providing the information.

Current Status: 1/13/2020 - Referred to Senate Utilities

State Bill Page: [SB349](#)

SB350 REGIONAL DEVELOPMENT (HOLDMAN T) Establishes a regional development local gross retail tax, a regional development local income tax, and a regional development food and beverage tax. Provides various changes to the existing regional development authority law for development authorities established before January 1, 2020. Defines various terms. Adds a new article for development authorities established after January 1, 2020. Does the following under the new article: (1) Provides that a development authority is a separate body corporate and politic that shall carry out its purposes by acquiring, constructing, equipping, owning, leasing, and financing projects and facilities for lease to or for the benefit of eligible political subdivisions, and by funding and developing other various projects. (2) Provides that subject to certain adjacency requirements, a development authority may be established by certain counties or municipalities meeting specific population requirements. Provides that a county or municipality may participate in the establishment of a development authority and become a member only if the fiscal body adopts a development authority investment plan. Provides that when a county establishes a development authority with another unit, any municipality in the county does not also become a member unless the fiscal body of the municipality also adopts the investment plan. Provides that a county or municipality may only be a member of one development authority. Provides that a development authority shall notify the Indiana economic development corporation (IEDC) after the development authority is established. (3) Provides requirements and restrictions for a county and a municipality to join a development authority. (4) Provides that a county or municipality shall be a member of a development authority for at least 12 years and not more than 22 years. Provides that at least 12 months and not

more than 18 months before the end of a membership period, the fiscal body of the member must adopt an ordinance that commits the member to an additional term of membership or withdraws the member from the development authority at the end of the current term. (5) Provides that a development authority board is governed by an investment board. Provides requirements for the establishment, composition, bylaws, and procedural operations of the investment board. (6) Provides requirements and restrictions for public purchasing and public works projects of development authorities. (7) Provides requirements for an annual financial audit and local advisory committee for development authorities. (8) Describes the duties and powers of a development authority. Provides that a development authority may enter into certain joint agreements with other development authorities or entities. Provides that a development authority shall issue an annual report to various parties. Provides that a development authority shall prepare a comprehensive strategic plan. (9) Provides that an investment board shall establish and administer a regional investment fund. Provides for the funding sources of the regional investment fund. Provides for the establishment of a debt service account within the regional investment fund. Provides what amounts must be transferred by each member to the development authority for deposit in the regional investment fund. (10) Provides that a development authority may issue bonds for certain purposes and provides requirements, procedures, and terms related to the bonds. Provides that a development authority may lease land or a project to an eligible political subdivision and provides requirements, procedures, and terms related to such leases.

Current Status: 1/13/2020 - Referred to Senate Tax and Fiscal Policy

State Bill Page: [SB350](#)

SB365

TOWN OF GRIFFITH (NIEMEYER R) Changes the definition of "eligible municipality" to provide that it includes territory located in a township for which the township assistance property tax rate for property taxes is first due and payable in a year before 2024. Provides that a township is adjacent to a municipality if it is contiguous to or adjoins the boundaries of the municipality. Provides that the provisions that enable the town to transfer to an adjacent township or to assume the duties of the township expire on January 1, 2024. Provides that, for purposes of the law governing the transfer of municipal territory to an adjacent township, the time period for submitting a petition to an adjacent township is two years (rather than one year under current law) after a special election concerning whether the territory of an eligible municipality should be transferred to an adjacent township within the county. Provides that, if the legislative body of an adjacent township adopts a resolution rejecting the transfer of the territory of the eligible municipality within the transferor township: (1) the territory of the eligible municipality may not be transferred to an adjacent township; and (2) the eligible municipality shall assume within the territory of the eligible municipality the duties and responsibilities related to township government. Provides that an eligible municipality shall: (1) prepare a comprehensive plan that contains a fiscal impact analysis and other fiscal and administrative matters relevant to the eligible municipality's assumption of township government services; and (2) adopt an ordinance incorporating the comprehensive plan. Requires the eligible municipality to post a copy of the comprehensive plan, including any amendments to the comprehensive plan, on the eligible authority's Internet web site. Specifies the required contents of the fiscal impact analysis. Provides that an eligible municipality shall prepare the comprehensive plan and adopt the ordinance incorporating the comprehensive plan not later than one year after the later of the following: (1) The expiration of the one year period following the date on which the last township legislative body receives a petition from the eligible municipality. (2) The date that the last township legislative body adopts a resolution rejecting the transfer of the territory to the township. Provides that, if an eligible municipality does not prepare the comprehensive plan and adopt the ordinance incorporating the comprehensive plan within the time period established by the bill, the eligible municipality does not assume the governmental powers and duties of the township for the territory within the eligible municipality. Provides for the transfer and treatment of indebtedness attributable to the territory in which the eligible municipality will provide township government services. Provides for the imposition of property taxes to pay outstanding indebtedness within the territory in which the eligible municipality will provide township government services. Provides that the department of local government finance shall adjust the maximum permissible property tax levies to account for the assumption of township government services by the eligible municipality. Requires the eligible municipality's fiscal body to adopt tax levies, tax rates, and a budget for the services required by the eligible municipality's assumption of township government services in the year before the year in which the eligible municipality assumes responsibility for providing township government services.

Current Status: 1/23/2020 - Committee Report amend do pass adopted; reassigned to Committee on Tax and Fiscal Policy

State Bill Page: [SB365](#)

SB367

REGIONAL DEVELOPMENT AUTHORITIES (NIEMEYER R) Specifies that the open door law and access to public records act apply to a regional development authority and the authority's governing board.

Current Status: 1/27/2020 - Senate Bills on Second Reading

State Bill Page: [SB367](#)

SB369

REGIONAL TRANSIT EXPANSION (STOOPS M) Allows counties to impose an additional local income tax rate to fund the operations of a public transportation corporation and the operations of a rural transportation assistance program. Provides that the rate must be adopted by the county council and must be at least 0.1% but not more than 0.25%.

Excludes from this provision any county that is eligible to hold a referendum on funding transportation projects under the central Indiana public transportation projects statute.

Current Status: 1/23/2020 - added as coauthor Senator Lanane

State Bill Page: [SB369](#)

- SB371 LOCAL REGULATION OF PACKAGING PREEMPTION REPEAL (STOOPS M) Repeals a provision in the home rule statute that prohibits a unit of local government from: (1) regulating: (A) certain activities with respect to reusable or disposable auxiliary containers designed for one time use or for transporting merchandise or food from food or retail facilities (auxiliary containers); or (B) a manufacturer of, a distributor of, or a food or retail facility that sells, provides, or otherwise makes use of, auxiliary containers, in connection with certain activities involving auxiliary containers; or (2) imposing any prohibition, restriction, fee, or tax with respect to auxiliary containers or to a manufacturer of, a distributor of, or a food or retail facility that sells, provides, or otherwise makes use of, auxiliary containers, in connection with certain activities involving auxiliary containers. Makes a conforming change.
Current Status: 1/13/2020 - Referred to Senate Local Government
State Bill Page: [SB371](#)
- SB372 TAXES FOR PUBLIC SAFETY IN ALLOCATION AREAS (BUCK J) Provides that property tax proceeds in a tax increment financing allocation area established after April 30, 2020, that are attributable to the portion of the assessed value that represents the percentage of property tax revenue that was budgeted by taxing units for police or fire services in the allocation area immediately preceding the effective date of the allocation provision shall be allocated and paid into the funds of those respective taxing units. Makes corresponding changes.
Current Status: 1/13/2020 - Referred to Senate Tax and Fiscal Policy
State Bill Page: [SB372](#)
- SB380 ELECTION BOARD INCIDENT RESPONSE PLAN (FORD J) Provides that a county election board (board) shall adopt a county election incident response plan (response plan) that includes at least the following: (1) A plan for the physical security of all voting systems, electronic poll books, and any other election equipment under the control of the board. (2) A response plan to any natural disaster that occurs in the county and affects the ability of the board to conduct an election in the county. (3) A response plan to any medical or manmade emergency occurrence that prevents a person from voting in person at a polling place. (4) A response plan to any cybersecurity incident that affects the circuit court clerk, board, board of registration, or any county election voter registration system. (5) Any other matters the board considers necessary. Provides that a response plan or any amendment to a response plan: (1) must be adopted by a majority vote of the board; and (2) shall be filed with the election division not later than noon three days after it is adopted by the board. Provides that not later than noon on January 31 of each year, the board shall file its current plan with the election division. Provides that a plan, an amendment to a plan, and any documents used in consideration of drafting a plan or amendment are confidential.
Current Status: 1/16/2020 - added as coauthor Senator Stoops
State Bill Page: [SB380](#)
- SB381 REMOVABLE MEDIA USE BY ELECTION OFFICIALS (FORD J) Requires removable media that is used in the course of conducting an election to contain built-in antivirus software. Allows the election division to prescribe specific types or models of removable media that may be used.
Current Status: 1/16/2020 - added as coauthor Senator Stoops
State Bill Page: [SB381](#)
- SB384 FILLING VACANCIES (FREEMAN A) Provides that in order for a precinct committeeman or a precinct vice committeeman (exercising the precinct committeeman's proxy) to participate in a caucus to fill a vacancy, the committeeman or vice committeeman must be entitled to vote for the office for which a successor is to be selected in the caucus. Makes a technical correction.
Current Status: 1/27/2020 - Senate Bills on Third Reading
State Bill Page: [SB384](#)
- SB385 ASSESSMENT OF BUSINESS PERSONAL PROPERTY TAXES (FREEMAN A) Provides that the business personal property exemption from taxation is based on the current cash value instead of the acquisition cost.
Current Status: 1/21/2020 - added as coauthor Senator Zay
State Bill Page: [SB385](#)
- SB387 INTERNET CONNECTION PROHIBITED FOR VOTING DEVICES (FORD J) Provides that a computer or electronic device used: (1) to create the layout of a ballot for an election; (2) to program a voting system, electronic voting system, or ballot card voting system; or (3) with election management software certified for use as part of a voting system; may

not be connected to the Internet or any network that connects to another computer or electronic device. Exempts electronic poll books from this requirement.

Current Status: 1/13/2020 - Referred to Senate Elections

State Bill Page: [SB387](#)

- SB388 DISPOSAL OF ELECTION EQUIPMENT (FORD J) Requires a county election board to follow certain guidance and standards from the National Institute of Standards and Technology and the Election Assistance Commission when the county adopts a plan to dispose of a voting system or an electronic poll book unit.
- Current Status:* 1/13/2020 - Referred to Senate Elections
- State Bill Page:* [SB388](#)
- SB391 PROPERTY MATTERS (BOHACEK 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 to the county prosecutor certain information concerning a person who provided false information. Requires the health and hospital corporation of Marion County 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 an unfit dwelling and provide a reasonable amount of time to comply with the notice, and removes language providing that each day the dwelling remains unfit is a separate offense. Specifies language to be included in a notice to quit concerning personal property left on the property after eviction. Repeals the chapter requiring a landlord to transfer a tenant's abandoned personal property to a warehouseman or storage facility, and adds language providing that a landlord is not responsible for a tenant's personal property once it is abandoned. 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:* 1/22/2020 - Senate Judiciary, (Bill Scheduled for Hearing)
- State Bill Page:* [SB391](#)
- SB399 PROPERTY TAX MATTERS (BUCHANAN B) Provides that a county assessor or township assessor (if any) may request the department of local government finance (department) to perform a state conducted assessment of a particular commercial building or structure used for retail purposes. Specifies the procedures for the state conducted assessment. Provides that the true tax value of commercial real property used for retail purposes that is occupied by the original owner or by a tenant for which the improvement was built shall be determined by the cost approach for the first 10 years of occupancy of the property, less normal depreciation and normal obsolescence under the rules and guidelines of the department of local government finance. Provides that the taxpayer and the assessing official are required to participate in mandatory mediation of an appeal of an assessment of the commercial real property, instead of the preliminary informal meeting process under current law. Requires the county property tax assessment board of appeals (county board) to designate one member of the county board to serve as the mediator for the mediation conference, and specifies certain procedures that apply. Provides that, if a mandatory mediation conference is not held due to the failure of a party or the party's representative to appear, the county board's determination of the assessment may not be appealed to the Indiana board of tax review. Provides that a taxpayer shall (not may) enter into a written agreement with a redevelopment commission in which the taxpayer waives review of any assessment of the taxpayer's property in an allocation area during the term of any bond or lease obligations that are payable from allocated property taxes, unless the redevelopment commission waives the requirement in writing. Provides that a county fiscal body may adopt an ordinance to provide that the county assessor be reimbursed for legal costs (in addition to other specified costs under current law) incurred by the county assessor in defending an appeal that is uncommon and infrequent in the normal course of defending appeals.
- Current Status:* 1/14/2020 - Referred to Senate Tax and Fiscal Policy
- State Bill Page:* [SB399](#)
- SB400 ASSESSMENT AND TAXATION OF GOLF COURSES (BUCHANAN B) Defines the term "yard improvements" in connection with the assessment of a golf course. Requires the department of local government finance to annually establish uniform income capitalization rates to be used for golf course assessments. Specifies information assessing officials are required to use in determining average net operating income.
- Current Status:* 1/14/2020 - Referred to Senate Tax and Fiscal Policy
- State Bill Page:* [SB400](#)
- SB401 DEDUCTION FOR REHABILITATED PROPERTY (BUCHANAN B) Authorizes a property tax deduction for the rehabilitation of residential properties that occurs after December 31, 2020. (Current law limits the deduction to

residential rehabilitation occurring before January 2, 2017.) Authorizes a property tax deduction for the rehabilitation of properties for rehabilitation that occurs after December 31, 2020. (Current law limits the deduction to rehabilitation occurring before January 2, 2017.) Requires that the building or structure be erected at least 25 years before the application for the deduction. (Current law requires that the building or structure be erected at least 50 years before the application for the deduction.) Defines "rehabilitation" for purposes of both deductions as the repair, replacement, or improvement to an existing structure intended to increase the livability, utility, safety, or value of the property under rules adopted by the department of local government finance. (Current law defines "rehabilitation" for purposes of both deductions as the significant repair, replacement, or improvement to an existing structure intended to increase the livability, utility, safety, or value of the property under rules adopted by the department of local government finance.) Removes the scheduled expirations of both of the deduction statutes.

Current Status: 1/21/2020 - Senate Tax and Fiscal Policy, (Bill Scheduled for Hearing)

State Bill Page: [SB401](#)

SB403 PROPERTY TAX APPEALS (BUCHANAN B) Prohibits a professional appraiser or a professional appraisal firm that conducts real property assessments under contract on behalf of the county or township assessor from also being employed under contract as a tax representative of the county or township assessor with regard to a review of an assessment before the county property tax assessment board of appeals (county board) with jurisdiction in that county or the Indiana board of tax review (Indiana board). Prohibits a tax representative, attorney, or law firm from representing a taxpayer in a review of an assessment before the county board or the Indiana board if a conflict of interest exists between the tax representative, attorney, or law firm and the professional appraiser that conducted the property tax assessment that is the subject of review.

Current Status: 1/21/2020 - Senate Tax and Fiscal Policy, (Bill Scheduled for Hearing)

State Bill Page: [SB403](#)

SB411 LEASING OF BROADBAND CAPACITY INFRASTRUCTURE (KOCH E) Urges the legislative council to assign to the interim study committee on energy, utilities, and telecommunications the topic of installation and leasing of broadband capacity infrastructure by investor-owned electric utilities to broadband service providers for the provision of broadband internet service to unserved and underserved areas in Indiana. Specifies issues that must be considered in the study.

Current Status: 1/27/2020 - Senate Bills on Second Reading

State Bill Page: [SB411](#)

SB429 LOCAL GAMING DISTRIBUTIONS (PERFECT C) Modifies the date to after June 30, 2020, when the graduated wagering tax is lowered for riverboats that receive less than \$75,000,000 of adjusted gross receipts during the preceding state fiscal year. Provides that the auditor of state shall distribute certain tax revenue deposited in the state gaming fund to certain cities based on whether the riverboat in the city received less than \$75,000,000 in adjusted gross receipts in the preceding state fiscal year or received at least \$75,000,000 in adjusted gross receipts in the preceding state fiscal year. Extends the provision until June 30, 2022, that requires the amount of wagering taxes that would be distributed to South Bend to be deposited as being received from all riverboats whose supplemental wagering taxes are over 3.5% and distributed in the same manner as the supplemental wagering tax. Provides that LaPorte County is entitled to a supplemental distribution in each year that Michigan City receives a supplement distribution that is equal to 40% of the amount that Michigan City receives. Provides that the general assembly encourages racinos to provide hold harmless funds to units in which riverboats operate to compensate for their losses due to wagering on table games.

Current Status: 1/16/2020 - added as second author Senator Messmer

State Bill Page: [SB429](#)

SB430 RESERVOIR CONSERVANCY DISTRICTS (MERRITT J) Allows a conservancy district to be established as a "reservoir conservancy district" if: (1) the conservancy district will be established for certain purposes; (2) the boundaries of the conservancy district will encompass part or all of a reservoir located partly within a consolidated city; and (3) at least 25% of the surface of the reservoir is owned by a utility governed by a board of directors for utilities of a consolidated city. Requires the board of directors of a reservoir conservancy district and the utility that owns the reservoir to enter into an operating agreement that includes an operating plan describing all works of improvement and modification and maintenance of improvements relating to access to and use of the reservoir that the reservoir conservancy district proposes to perform. Requires that all such work be approved by the utility before the work begins. Provides that a reservoir conservancy district has all of the powers granted to other conservancy districts with certain exceptions, including: (1) the district plan of a reservoir conservancy district must be provided to the utility that owns the reservoir at least 30 days before it is presented to the natural resources commission; (2) a reservoir conservancy district does not have the power of eminent domain with respect to property of the utility that owns the reservoir; and (3) the utility that owns the reservoir is exempt from all assessments, taxes, and fees imposed by the reservoir conservancy district. Authorizes a reservoir conservancy district to: (1) impose and collect fees for the recreational use of motorized watercraft on the reservoir; (2) install catch basins and filtration systems on or near the tributaries of the

reservoir; (3) implement streambank remediation and erosion control measures within the reservoir conservancy district's boundaries; and (4) take other actions. Provides that the utility that owns the reservoir has sole authority and control over all activities to control the water level and water quality of the reservoir. Provides that, except in a case of intentional or willful and wanton misconduct, a reservoir conservancy district and the utility that owns the reservoir are not liable for any personal injury, death, property damage, or other loss that an individual incurs while present on or in the reservoir, regardless of whether the individual or another person with whom the individual is associated paid a fee to the reservoir conservancy district for the recreational use of the reservoir. Specifies that the liability that may be imposed on a reservoir conservancy district and the utility that owns the reservoir applies only to an injury that an individual incurs while present on or in the reservoir of a reservoir conservancy district to the extent of the intentional or willful and wanton misconduct of the reservoir conservancy district and the utility and not as result of the injured individual's negligence or the conduct of another person. Makes other changes.

Current Status: 1/27/2020 - Senate Environmental Affairs, (Bill Scheduled for Hearing)

State Bill Page: [SB430](#)

SB433 REMOVAL OF RESIDENCES FROM CERTAIN FLOOD PLAINS (BASSLER E) Prohibits the director of the department of natural resources (department) from exercising the authority to remove or eliminate an abode or residence from a floodway if: (1) the area in which the abode or residence is located was not subject to a county, city, or town flood damage prevention ordinance when the abode or residence was constructed; or (2) the owner or previous owner of the abode or residence contacted the department about the presence of the abode or residence in the floodway and the department did not inform the owner or previous owner that the abode or residence was subject to removal or elimination by authority of the director of the department. Provides that the prohibition against removing or eliminating an abode or residence expires when the director of the department certifies that the department has applied for a grant from the Hazard Mitigation Assistance Grant Program of the Federal Emergency Management Agency that could be used to compensate the owner for the loss of the abode or residence to be removed or eliminated.

Current Status: 1/27/2020 - Senate Natural Resources, (Bill Scheduled for Hearing)

State Bill Page: [SB433](#)

SB435 WAIVER OF PENALTIES AND INTEREST (MELTON E) Provides that the fiscal body of a county may adopt an ordinance to establish a property tax amnesty program and require a waiver of interest and penalties added before January 1, 2020, on delinquent taxes and special assessments on real property in the county if: (1) all of the delinquent taxes and special assessments on the real property were first due and payable before January 1, 2020; and (2) before July 1, 2021, the taxpayer has paid all of these delinquent taxes and special assessments and has also paid all of the taxes and special assessments that are first due and payable after December 31, 2019. Requires the waiver of interest and penalties in these circumstances, notwithstanding any payment arrangement entered into by the county treasurer and the taxpayer. Provides that the waiver of interest and penalties under a program shall not apply to interest and penalties added to delinquent property tax installments or special assessments on real property that was purchased or sold in any prior tax sale.

Current Status: 1/15/2020 - Referred to Committee on Tax and Fiscal Policy

State Bill Page: [SB435](#)

SB436 CONCURRENT CRIMINAL JURISDICTION FOR THE ATTORNEY GENERAL (YOUNG M) Grants the attorney general concurrent jurisdiction to prosecute certain crimes if the prosecuting attorney refuses as a matter of policy to prosecute those crimes. Establishes a procedure for the attorney general to assume jurisdiction, and requires the county to reimburse the attorney general for expenses incurred in prosecuting crimes in the county. Provides that the state is not required to reimburse a prosecuting attorney for expenses incurred in an action brought by the attorney general to prosecute certain cases.

Current Status: 1/28/2020 - Senate Corrections and Criminal Law, (Bill Scheduled for Hearing)

State Bill Page: [SB436](#)

SB440 DISSOLUTION OF TOWNSHIP GOVERNMENT (BASSLER E) Requires in 2020 and every eight years thereafter that a public question be placed on the ballot in each county (except in a county having a consolidated city and a county in which township government has been dissolved), asking the voters of the county whether township government in the county should be dissolved. Provides that if the voters of the county vote in favor of dissolution of township government, township government in the county is dissolved on January 1 of the second odd-numbered year after the public question is approved by the voters. Provides that on the dissolution date, the county executive (or the county executive's designee) assumes the powers and duties of the township trustees in the county and the county fiscal body assumes the duties of the township boards. Provides that elected township officials serve out their terms of office and are required to assist in the transfer of the powers and duties of township government to county government. Renames "township assistance" as "local assistance". Provides for the disposition of township property, funds, and liabilities. Repeals a statute permitting the staggering of the terms of township board members. Repeals obsolete statutes. Makes conforming changes.

Current Status: 1/15/2020 - Referred to Senate Local Government

SB447 UNDERGROUND UTILITY FACILITIES (DONATO S) Provides that if an operator owning underground utility facilities and meeting other specified criteria has failed: (1) on more than three occasions in any six month period to provide, in the time prescribed by the state's 811 statute for the locating of underground utility facilities, the information or temporary facility markings required under the statute; or (2) to relocate any facilities as requested by a county executive or other local official in connection with a planned road, highway, or bridge construction project; the utility regulatory commission (IURC) may order the operator to appear before the IURC at a public hearing to present evidence and explain why the operator has failed to take the applicable action. Provides that at the hearing, the operator shall have the opportunity to present evidence and the testimony of witnesses as to why the operator has failed to take the action. Provides that if, after the hearing, the IURC determines that there is not a good faith basis for the operator's failure to take the applicable action, the IURC may issue an order placing the operator on probationary status for a period of six months, beginning with the date of the IURC's order. Provides that if at the end of the six month probationary period, the operator has failed: (1) on more than three occasions to provide, in the time prescribed by the state's 811 statute, the information or temporary markings required under the statute with respect to any underground facilities of the operator in a project area; or (2) to relocate any facilities as requested by a county executive or other local official in connection with a planned road, highway, or bridge construction project (if the initial request was made before the start date of the operator's probationary status); the IURC may require the carrier to post a performance bond in an amount not to exceed \$1,000,000. Provides that the performance bond shall be posted to cover the anticipated costs of the operator's: (1) facility locating activities; or (2) relocation activities requested in connection with a planned county road, highway, or bridge construction project; during the six month period beginning on the day after the date on which the operator's probationary status ends. Provides that if during the six month period for which a performance bond is required, the operator fails to: (1) locate any underground facility of the operator in accordance with the state's 811 statute; or (2) relocate any underground facility of the operator as requested by a county executive or other local official in connection with a planned road, highway, or bridge construction project (if the initial request is made before the start date of the six month period covered by the performance bond); the IURC may order the use of the performance bond in the performance of the applicable action, to be undertaken on behalf of the operator by any lawful agent.

Current Status: 1/15/2020 - Referred to Committee on Utilities

State Bill Page: [SB447](#)

SB448 NONPROFIT HOSPITAL LOCAL INVESTMENT REQUIREMENT (HOLDMAN T) Requires a nonprofit hospital in Indiana to invest 30% of the hospital's unrestricted, board designated investment assets (unrestricted assets) in local investments in the service area of the hospital. Requires a hospital to report the amount of unrestricted assets that are reserved for local investments and the amount of actual investments in local investments as a separate line item on the hospital's annual audited financial statement to the state department of health. Requires a hospital to submit with its biennial report to the Indiana secretary of state a copy of the hospital's audited financial statements for the preceding two fiscal years (this requirement initially begins after the hospital has completed two full fiscal years following the date on which the local investment requirement is effective on July 1, 2020). Provides that, if a nonprofit hospital fails to submit a copy of its audited financial statements with its biennial report to the secretary of state, or if the audited financial statements submitted indicate that the hospital failed to meet the local investment requirement during one or both of the fiscal years, the following apply: (1) The nonprofit hospital shall be considered as operating as a for-profit entity for purposes of state income taxes. (2) The nonprofit hospital shall be ineligible for a state sales and use tax exemption for purchases made by the hospital. (3) The nonprofit hospital shall be ineligible for certain property tax exemptions that would otherwise apply. Makes conforming changes.

Current Status: 1/15/2020 - Referred to Committee on Tax and Fiscal Policy

State Bill Page: [SB448](#)

SB450 LOW HEAD DAMS (BUSCH J) Requires the natural resources commission to establish a roster of low head dams in the state that are capable of creating hazardous currents that pose safety issues. Establishes requirements concerning low head dams for the department of natural resources (department) and owners of low head dams. Except for purposes of an inspection, maintenance, or removal, prohibits a person from accessing a low head dam. Prohibits wading, boating, swimming, or accessing the waters within 100 feet of a low head dam when warning signs are present. Provides that the state is not liable for any death or injury that occurs on or resulting from a low head dam that is not owned by the state. Provides for a penalty for violations. Requires the department to prepare a report that includes recommendations concerning the creation of a low head dam removal program and any recommendations concerning low head dam safety legislation.

Current Status: 1/27/2020 - Senate Natural Resources, (Bill Scheduled for Hearing)

State Bill Page: [SB450](#)

SB451 CRIME STOPPERS COURT FEE (BUSCH J) Establishes a \$20 crime stoppers fee (fee) to be collected in every criminal action that results in a conviction. Establishes the crime stoppers fund (fund) administered by the Indiana criminal

justice institute (institute), which consists of: (1) a separate account for each county; and (2) a general account. Provides that the fee is to be deposited in the appropriate county account within the fund, and that 50% of the unused money in each county account at the end of the fiscal year shall be transferred to the general account. Defines "crime stoppers organization" and permits a county having a crime stoppers organization to apply to the institute for a grant from the fund to support the crime stoppers organization. Allows multiple counties to submit a joint application, and requires the institute to adopt rules concerning criteria for the award of a grant and the procedure to apply for a grant.

Current Status: 1/28/2020 - Senate Corrections and Criminal Law, (Bill Scheduled for Hearing)

State Bill Page: [SB451](#)

SB452 REGIONAL TRANSPORTATION AUTHORITIES (NIEMEYER R) Authorizes the fiscal body of a county or municipality in which a regional transportation authority is established to levy property taxes within the area designated as a transportation planning district by the Indiana department of transportation to provide funding to be used for the purposes of the regional transportation authority and to support a public transportation system. Amends current provisions to provide that the members of the county executive shall serve as the board of a regional transportation authority established in Lake County. Establishes an advisory committee to the regional transportation authority in Lake County to advise and assist the board in the performance of its powers, duties, and functions. Provides for the appointment of one resident of each township in the county to serve on the advisory committee. Makes conforming changes.

Current Status: 1/16/2020 - Referred to Senate Tax and Fiscal Policy

State Bill Page: [SB452](#)

SB453 DIRECT PRIMARY CARE SERVICES PILOT PROGRAMS (KOCH E) Requires the state personnel department to establish and implement a direct primary care pilot program for public employees. Sets forth requirements of the pilot program. Requires the state personnel department to prepare and submit an annual report to the general assembly evaluating the pilot program. Requires the office of the secretary of family and social services (office) to apply to the United States Department of Health and Human Services for a Medicaid waiver or Medicaid state plan amendment necessary to allow the office to implement a direct primary care services pilot program for Medicaid recipients. Sets forth requirements of the pilot program, participants, and direct primary care services providers. Requires the office to submit a quarterly report to the general assembly containing specified information concerning the pilot program.

Current Status: 1/16/2020 - Referred to Senate Health and Provider Services

State Bill Page: [SB453](#)

SJR9 PROHIBITING CERTAIN MANDATES BY COURTS (BOOTS P) Provides that the supreme court, the court of appeals, a circuit court, or another court established by the general assembly may not issue a mandate, an order, or another writ requiring the state or a political subdivision of the state to expend money for the operation of any court of the state. This proposed amendment has not been previously agreed to by a general assembly.

Current Status: 1/6/2020 - Referred to Senate Judiciary

State Bill Page: [SJR9](#)