

2016 SESSION DIGEST OF ENACTMENTS

DIGEST OF SB 1 (Updated February 22, 2016 2:35 pm - DI 84)

Administrative law study commission. Establishes the 12 member administrative law study commission (commission) to study issues concerning whether administrative law judges and environmental law judges should be replaced by an administrative court that conducts administrative hearings and other duties currently conducted by administrative law judges and environmental law judges. Requires the commission to submit a final report to the legislative council concerning the commission's findings and recommendations before November 1, 2016.

DIGEST OF SB 3 (Updated February 16, 2016 1:56 pm - DI 84)

Education technical corrections trailer bill. Makes technical corrections throughout IC 20 (education law). Resolves conflicts between ESB 500-2015 and other legislation enacted during the 2015 session of the general assembly. Moves a chapter relating to the science, technology, engineering, and mathematics teacher recruitment fund from an article in IC 20 relating to transportation to an article relating to scholarships and grants in IC 21. (The introduced version of this bill was prepared by the code revision commission.)

DIGEST OF SB 9 (Updated February 16, 2016 1:59 pm - DI 84)

Charter school data collection. Removes the requirement that charter schools report certain data to the department of education.

DIGEST OF SB 11 (Updated March 4, 2016 1:48 pm - DI 84)

ABLE savings accounts; Medicaid reimbursement rates. Creates the "achieving a better life experience" (ABLE) authority (authority). Establishes the ABLE board (board) of the authority. Provides that the authority may establish a qualified ABLE program under which a person may make contributions for a taxable year for the benefit of an eligible individual with a disability to an ABLE account to meet the qualified disability expenses of the designated beneficiary in compliance with federal law. Sets forth duties and powers of the authority and the board. Establishes a general operating fund, endowment fund, and trust fund. Removes language that specifies Medicaid reimbursement rates for services provided by: (1) an ICF/MR facility; or (2) a community residential facility for the developmentally disabled. Voids an administrative rule that specifies Medicaid reimbursement rates for services by these facilities.

DIGEST OF SB 15 (Updated March 4, 2016 1:51 pm - DI 84)

Fresh food initiative. Urges the legislative council to assign to an appropriate study committee the topics related to the establishment of a food desert grant and loan program.

DIGEST OF SB 14 (Updated March 10, 2016 3:20 pm - DI 69)

Various criminal law matters. Makes the offense of child exploitation a Level 4 felony instead of a Level 5 felony if the offense involves, depicts, or describes a child less than 18 years of age who: (1) engages in bestiality; (2) is mentally disabled or deficient; (3) participates in the sexual conduct, matter, performance, or incident by use of force or the threat of force; (4) physically or verbally resists participating in the sexual conduct, matter, performance, or incident; (5) receives a bodily injury while participating in the sexual conduct, matter, performance, or incident; or (6) is less than 12 years of age. Makes the offense of possession of child pornography a Level 5 felony instead of a Level 6 felony if the offense involves, depicts, or describes sexual conduct by a child who the defendant knows is less than 18 years of age, or who appears to be less than 18 years of age, who: (1) engages in bestiality; (2) is mentally disabled or deficient; (3) participates in the sexual conduct by use of force or the threat of force; (4) physically or verbally resists participating in the sexual conduct; (5) receives a bodily injury while participating in the sexual conduct; or (6) is less than 12 years of age. Adds the crime of child exploitation to the definition of "crime of violence" for purposes of the law concerning a court's determination whether terms of imprisonment should be served concurrently or consecutively. (A person who commits a "crime of violence" may receive a longer sentence.) Makes conforming amendments. Requires that a performer who provides adult entertainment on a licensed premises to provide proof of age by at least one form of government issued identification instead of two. Specifies that a photograph taken of an adult entertainer who auditions to provide adult entertainment must only show the adult entertainer's facial features. Amends the definition of "violent criminal" for purposes of the law concerning sentencing to include certain Class A felonies and Class B felonies committed before July 1, 2014.

DIGEST OF SB 15 (Updated March 4, 2016 1:51 pm - DI 84)

Fresh food initiative. Urges the legislative council to assign to an appropriate study committee the topics related to the establishment of a food desert grant and loan program.

DIGEST OF SB 17 (Updated February 16, 2016 2:01 pm - DI 84)

Child abuse prevention fee and domestic violence prevention and treatment fee. Adds the offense of strangulation to the list of offenses requiring payment of the child abuse prevention fee and the domestic violence prevention and treatment fee.

DIGEST OF SB 20 (Updated March 10, 2016 11:15 am - DI 102)

Workforce policies. Provides that a local governmental unit may not establish, mandate, or otherwise require an employer to provide to an employee who is employed within the jurisdiction of the unit a scheduling policy that exceeds the requirements of federal or state law, rules, or regulations, unless federal or state law provides otherwise. Provides that an attorney who represents an employer, an employing unit, or a claimant in a claim for unemployment benefits

(benefits) pending before an administrative law judge, the review board, or another individual who adjudicates claims must be: (1) an attorney in good standing admitted to the practice of law in Indiana; or (2) an attorney in good standing admitted to the practice of law in another state who has been granted temporary admission to the state bar under the Rules for Admission to the Bar and the Discipline of Attorneys adopted by the supreme court. Specifies the persons that may represent an employer or employing unit, or a claimant, having an interest in a pending claim for benefits. Provides that a claimant may also designate a lay person of the claimant's choice to assist the claimant in the presentation of the claimant's case. Directs the department of workforce development to update its rules concerning representation of parties involved in claims for benefits. Urges the legislative council to assign to the interim study committee on employment and labor or another appropriate interim study committee during the 2016 legislative interim the topics of employee misclassification, payroll fraud, and the use of independent contractor status.

DIGEST OF SB 21 (Updated February 29, 2016 5:50 pm - DI 84)

Obsolete statutes. Repeals or expires various provisions in the Indiana Code containing the following: (1) Reporting requirements that have been completed, including the following: (A) A 2013 report by the commission for higher education concerning study and evaluation of postsecondary education issues. (B) A 2008 plan for a display commemorating black citizens. (C) A 2008 plan for a bust of Benjamin Harrison. (D) A 2012 report concerning 911 and enhanced 911. (E) A 2011 report concerning the auditor of state progress in complying with requirement for state agency access to financial data. (F) A 2011 report on commission for higher education progress in complying with requirement for state education institution access to financial data. (G) A 2011 report concerning the department of local government finance progress in complying with requirement for local unit access to financial data. (H) An economic development corporation report concerning economic sectors to be emphasized in geographic regions. (I) A report series ending in 2014 concerning economic development corporation collaboration with local economic development organizations. (J) Office of management and budget review and recommendations for 2015 legislation. (K) A 2015 commission for higher education report concerning the effect of the minority teacher scholarship program. (L) A 2010 department of labor report concerning employee classification recommendations. (M) An evaluation and report concerning Indianapolis police consolidation completed in 2014. (2) The statute that, until July 1, 2014, provided for local governmental units to purchase health insurance coverage through the state personnel department. (3) Transitional language related to the 2005 abolishment of the professional standards board and the creation of the division of professional standards within the department of education. (4) The northern Indiana regional transportation district statute that is dependent on a 2009 referendum that did not pass. Removes Military Park from the statute authorizing the city of Indianapolis to use and operate Military Park and University Square in Indianapolis. Strikes obsolete references to audit reports that were removed from the Indiana Code in 2015. Makes conforming amendments. (The introduced version of this bill was prepared by the interim study committee on government.)

DIGEST OF SB 23 (Updated March 3, 2016 10:39 am - DI 84)

Technical corrections. Repeals conflicting provisions contained in HEA 1019-2015 (Common construction wage and public works) concerning applicability of the requirements in HEA 1019-2015. The provisions that would be repealed were added by HEA 1019-2015 and repealed by SEA 441-2015 during the 2015 legislative session. Clarifies that the principal amount of money contributed by an employer to a medical care savings account (MSA) for which no state or federal tax exemption for the employee applies may be withdrawn from the MSA account for any purpose without the employee incurring taxable income based on the principal contribution. Provides a resolution to the conflicts in IC 4-35-7-12 that were caused by four laws enacted during the 2015 Legislative Session. Specifies the following resolution for the two conflicts that were substantive in nature (HEA 1540-2015 and HEA 1001-2015): (1) That the term "slot machine" wagering is stricken in favor of "gambling game" wagering (the HEA 1540-2015 version). (2) That \$150,000 is to be annually deposited into the gaming integrity fund to pay the cost of taking and analyzing equine specimens instead of being distributed to the horse racing industry (the HEA 1001-2015 version). Incorporates the changes that became law that were not in substantive conflict. Corrects a reference in the definition of corporate adjusted gross income to incorporate a change made in SEA 441-2015 that changed the term directly related intangible interest expenses to be directly related interest expenses. Makes technical corrections and conforming changes to SEA 441-2015. (The introduced version of this bill was prepared by the code revision commission.)

DIGEST OF SB 26 (Updated February 23, 2016 3:11 pm - DI 84)

Children in need of services. Provides that a child is a child in need of services if the child needs care, treatment or rehabilitation and lives in the same household as an adult who: (1) committed certain offenses; or (2) has been charged with certain offenses and is awaiting trial. Makes conforming amendments.

DIGEST OF SB 27 (Updated February 25, 2016 3:25 pm - DI 84)

Magistrates. Allows the judge of the Marion circuit court to appoint one full-time magistrate to serve the circuit court. Extends the term of the magistrate jointly appointed by the judge of the Sullivan circuit court and the judge of the Sullivan superior court from July 1, 2016, to January 1, 2017.

DIGEST OF SB 28 (Updated March 8, 2016 3:08 pm - DI 84)

Medical malpractice. Increases the amount of recoverable damages for injury or death to a patient. Increases health care provider liability limits. Defines "final nonappealable judgment." Specifies that claims from the patient's compensation fund must be paid not later than 60 days after the issuance of a court approved settlement or final nonappealable judgment. Increases amounts paid to: (1) health care provider members; and (2) the chairman; of the medical review panel. Provides that attorney fees may not exceed 32% of the total recovery. Adds anesthesiologist assistants to the definition of health care providers for purposes of the law

concerning medical malpractice.

DIGEST OF SB 30 (Updated March 9, 2016 2:42 pm - DI 84)

Accident and sickness insurance claim denials. Requires the department of insurance to develop, post, and maintain on the department's Internet web site information concerning internal and external grievances for accident and sickness insurance policies and health maintenance organization contracts. Provides for certain grievance related notice to be provided upon request. Requires the commissioner of insurance to analyze certain complaints received by the department and report a pattern of complaints to the legislative council. (The introduced version of this bill was prepared by the interim study committee on public health, behavioral health, and human services).

DIGEST OF SB 31 (Updated March 4, 2016 1:52 pm - DI 84)

Probate study subcommittee. Establishes a probate study subcommittee of the interim study committee on courts and the judiciary.

DIGEST OF SB 40 (Updated March 1, 2016 11:28 am - DI 84)

Motor vehicle financial responsibility. Increases the financial responsibility requirements that apply to a motor vehicle registration for property damage liability arising out of the ownership, maintenance, or use of the motor vehicle.

DIGEST OF SB 41 (Updated March 4, 2016 1:54 pm - DI 84)

Pharmacy benefits. Requires a state employee health plan, an accident and sickness insurer, and a health maintenance organization to make available a procedure for a covered individual's use in requesting an exception to a step therapy protocol used by the state employee health plan, accident and sickness insurer, or health maintenance organization with respect to coverage for certain prescription drugs, including time frames for a determination concerning an exception and reasons for granting an exception.

DIGEST OF SB 45 (Updated February 29, 2016 5:54 pm - DI 84)

Museums. Provides that a majority of the current members serving on the board of trustees of the Indiana state museum and historic sites corporation constitutes a quorum. (Current law specifies that 13 voting members of the board constitute a quorum.) Changes procedures concerning property loaned to a museum, including the acquisition of ownership of property loaned to a museum by the museum.

DIGEST OF SB 57 (Updated February 23, 2016 1:51 pm - DI 84)

Prescribes ballot language. Prescribes the ballot language for the proposed constitutional

amendment concerning the right to hunt, fish, and harvest wildlife.

DIGEST OF SB 61 (Updated March 4, 2016 1:56 pm - DI 84)

Voting matters. 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, except 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). Groups such offices together on the general election ballot, and requires a voter to cast an individual vote for each candidate for such offices for whom the voter wishes to vote. Revises ballot instructions to reflect the change in voting procedures. Provides that a county election board may require general instructions to voters that are required to be printed at the front of a ballot may instead be posted in each voting booth. Repeals superseded language related to split-ticket votes for declared write-in candidates. Specifies how voting systems required to make alterations to system firmware or software as a result of this amended procedure are to be tested and certified by the Indiana election commission for use in elections conducted after July 1, 2016. Updates references to incorporate amendments to the Voluntary Voting System Guidelines. Permits counties to continue to use certain voting systems whose certifications have expired if the voting system: (1) was approved by the Indiana election commission before October 1, 2017; (2) was acquired by the county before October 1, 2017; and (3) otherwise complies with Indiana election law and the federal Help America Vote Act. Makes technical corrections.

DIGEST OF SB 67 (Updated March 10, 2016 7:01 pm - DI 58)

Local income tax distributions. Provides for a supplemental distribution of local income taxes when the balance in a county's local income tax trust account exceeds 15% (rather than 50%, under current law) of the certified distributions to be made to the county. Specifies the accounting, allocation method, and distribution requirements for supplemental distributions. Requires before May 2016 a one time special allocation of the balance in a county's trust account as of December 31, 2014. Provides that a taxing unit's allocation amount is to be determined in the same manner as a supplemental distribution would have generally been determined under the former income taxes. Requires a special distribution of the allocation amount. Provides that at least 75% of the distributions made to a county, city, or town must be: (1) used exclusively for local road construction, maintenance, or repair, or capital projects for aviation, including capital projects of an airport authority; or (2) deposited in a rainy day fund and later used for those purposes. Provides that any remaining distribution to a county, city, or town may be used for any purposes of the county, city, or town. Requires the allocation amount for other taxing units to be deposited in the taxing unit's rainy day fund.

DIGEST OF SB 80 (Updated March 10, 2016 1:39 pm - DI 84)

Ephedrine and pseudoephedrine. Requires the Indiana board of pharmacy (board) to adopt

emergency rules that are effective July 1, 2016, concerning: (1) professional determinations made; and (2) a relationship on record with the pharmacy; concerning the sale of ephedrine or pseudoephedrine. Requires the board to: (1) review professional determinations made; and (2) discipline a pharmacist who violates a rule concerning a professional determination made; concerning the sale of ephedrine or pseudoephedrine. Allows the board, in consultation with the state police, to declare a product to be an extraction resistant or a conversion resistant form of ephedrine or pseudoephedrine. Specifies that a person who is denied the sale of a nonprescription product containing pseudoephedrine or ephedrine is not prohibited from obtaining pseudoephedrine or ephedrine pursuant to a prescription. Provides that a pharmacist or pharmacy technician may determine that the purchaser has a relationship on record with the pharmacy, in compliance with rules adopted by the board. Allows a pharmacist to deny the sale of ephedrine or pseudoephedrine on the basis of the pharmacist's professional judgment, and provides the pharmacist with civil immunity for making such a denial. Provides that a purchaser who has a relationship on record with the pharmacy may purchase pseudoephedrine or ephedrine. Allows the pharmacist to provide certain pseudoephedrine or ephedrine products to a purchaser who does not have a relationship on record with the pharmacy or for whom the pharmacist has made a professional judgment that there is not a medical or pharmaceutical need. Adds ephedrine and pseudoephedrine to the definition of "controlled substance" for purposes of the Indiana scheduled prescription electronic collection and tracking (INSPECT) program. Removes an expired provision. Makes technical changes.

DIGEST OF SB 81 (Updated February 23, 2016 3:13 pm - DI 84)

Senior judges, judges pro tempore, and oaths. Allows: (1) a senior judge; or (2) a judge pro tempore; serving in a county that has a probate court, a circuit court, or a superior court judge to, with the consent of the judge of the probate court, circuit court, or a superior court in the county, sit as the judge of the consenting judge's court in any matter as if the senior judge or judge pro tempore were the elected judge or appointed judge of the court. Provides that a judge pro tempore may serve as a judge of a court regardless of whether the appointed or elected judge of the court is present and available in the building that contains the court. Provides that justices and judges of courts may administer oaths anywhere in Indiana.

DIGEST OF SB 87 (Updated March 1, 2016 11:36 am - DI 84)

Multiple county PTABOAs. Provides that the legislative bodies of two or more counties may adopt substantially similar ordinances to establish a multiple county property tax assessment board of appeals (PTABOA). Provides that a multiple county PTABOA must consist of either of the following number of members: (1) Three members, not more than two of whom may be from the same political party. (2) Five members, not more than three of whom may be from the same political party. Provides that the fiscal bodies of the counties that establish a multiple county PTABOA must adopt substantially similar ordinances to appoint the members of the multiple county PTABOA. Provides that the compensation of members of a multiple county PTABOA shall be determined jointly by the fiscal bodies of the participating counties. Requires the

assessor's office for the county with the greatest population in a multiple county PTABOA to provide administrative support to the board. Makes conforming amendments.

DIGEST OF SB 91 (Updated February 22, 2016 2:37 pm - DI 84)

Release of identifying adoption information. Repeals, effective July 1, 2018, provisions applicable to adoptions finalized before January 1, 1994, that prohibit the release of identifying adoption information unless a consent to release the information is on file. Provides that, beginning July 1, 2018, identifying adoption information may be released unless a nonrelease form is on file, regardless of when the adoption was filed. (Under current law, this provision applies only to adoptions filed after December 31, 1993.) Replaces a nonrelease form with a contact preference form. Provides that a nonrelease form submitted before July 1, 2018, remains in effect unless the form lapses. (The introduced version of this bill was prepared by the interim study committee on courts and the judiciary.)

DIGEST OF SB 93 (Updated March 10, 2016 11:31 am - DI 116)

Various education matters. Provides that every public school building shall be supplied with safe, potable water from a public water system approved by the commissioner of the department of environmental management. Provides that the financial specialist appointed for the Gary Community School Corporation may perform the duties authorized under the statute for not more than 24 consecutive months (rather than 12 consecutive months, under current law). Amends the definition of "secondary school" to include certain elementary grades for purposes of a federal student loan forgiveness program for highly qualified teachers in high needs areas. Provides that, beginning January 1, 2017, a nonprofit college or university board of trustees shall assign authorization authority and authorization responsibilities to a separate legal entity that functions under the direction of the university's board. Provides that, before an entity may authorize a charter school, the entity must conduct a public meeting with public notice in the county where the charter school will be located. Provides that a charter school is considered a school corporation for purposes of any state or federal funding opportunities administered by the department or any other state agency that are otherwise available to a school corporation. Makes changes to the "school report card". Provides that an authorizer must conduct a public hearing in the school corporation in which a proposed charter school will be located. Provides if the location of the proposed charter school has not been determined, the public hearing must be held within the county where the proposed charter school would be located. Provides for staggered terms for the members of the East Chicago school board. Provides that a charter school organizer must establish certain requirements for the distribution of funds or assets of a charter school that ceases operation. (Current law provides that a charter school organizer must establish certain requirements for the distribution of funds or assets upon dissolution of a charter school.) Provides that if a school corporation or a charter school does not pay taxes due under the Federal Insurance Contributions Act within 30 days after the due date (and any known accrued penalties and interest on those taxes) or does not pay withheld state income taxes (and any known accrued penalties and interest on those taxes) within 30 days after the due date: (1) the school business

official or financial officer shall report the failure to pay the taxes and the penalties and interest to the governing body of the school corporation or charter school; and (2) the governing body shall report at a public meeting on the failure to pay the taxes and the penalties and interest. Specifies that if during the following 365 days the school corporation or charter school has a subsequent failure to pay the taxes and known accrued penalties and interest within 30 days after the due date, the school corporation or charter school shall provide notice of its subsequent delinquency to the department of education, the budget agency, and the distressed unit appeal board. Provides that a school corporation may accept a student who does not have legal settlement in the school corporation into an alternative education program even if the school corporation does not otherwise accept transfer students. Removes an intramural athletic contest or competition that is sponsored by or associated with a school from the definition of "athletic activity" for purposes of the requirements concerning sudden cardiac arrest to student athletes. Adds an additional measure by which the depth perception of a school bus driver may be determined. Provides for the revocation of a school bus driver's certificate of completion of school bus driver safety education under certain circumstances. Provides that an individual may enroll in a transition to teaching program and receive a transition to teaching license without passing a content area examination before admission to the program. Voids administrative rules that require passing a content area examination before being admitted to a transition to teaching program. Requests the legislative council to assign the following topics to an appropriate study committee: (1) The extent the school's calendar influences certain school functions. (2) Graduation rates, including the feasibility of amending the definition of "cohort" for purposes of determining graduation rates to exclude students who are pursuing a certificate of completion under an individualized education program. (3) Methods to ensure opportunities for secondary school students to earn college credits while enrolled in high school and to provide incentives for a teacher to obtain a master's degree or at least 18 hours of graduate coursework in the subject matter the teacher is teaching or wishes to teach as part of a dual credit course. (4) The feasibility of allowing a school corporation and an individual teacher to voluntarily enter into an employment contract that contains terms that differ from the terms set forth in a collective bargaining agreement, and issues related to the topic. (5) Issues related to the establishment of special education scholarship accounts and a special education scholarship account fund.

DIGEST OF SB 96 (Updated February 16, 2016 2:09 pm - DI 84)

Curricular materials. Extends from three years to four years the timeline for serial maturation of notes issued by a school corporation to buy curricular materials.

DIGEST OF SB 109 (Updated February 29, 2016 5:58 pm - DI 84)

Regulation of wild animals and hunting preserves. Excludes the wild animal permit from the law requiring notice and hearing on an application for certain permits. Provides that certain fish and wildlife laws do not apply to certain legally owned captive bred cervidae and members of the bovidae family that may be hunted as permitted animals on hunting preserves. Provides for the initial licensing by the state board of animal health of hunting preserves on which permitted

animals are hunted. Establishes licensing requirements, inspection requirements, and fees. Exempts licensed hunting preserves and cervidae livestock operations from the licensing requirements for game breeders. Exempts licensed hunting preserves from the licensing requirements for shooting preserves. Provides that hunters on hunting preserves are required to have a special hunting permit. Specifies the fees for special hunting permits. Provides that hunters on hunting preserves are not subject to bag limits. Requires that a transportation or cull tag be affixed to each animal taken on a hunting preserve. Prohibits computer assisted remote hunting on hunting preserves. Establishes penalties for certain violations. Establishes the captive cervidae programs fund.

DIGEST OF SB 126 (Updated March 2, 2016 2:17 pm - DI 84)

Political subdivision information on the Internet. Requires local governments and school corporations to provide information for posting on the Indiana transparency Internet web site (transparency web site) as follows: (1) Expenditures categorized by personal services, other operating expenses or total operating expenses, and debt service, including lease payments, related to debt. (2) A listing of fund balances, specifically identifying balances in funds that are being used for accumulation of money for future capital needs. Requires the department of local government finance (department) after July 31, 2017, to publish an annual financial and operational summary of each political subdivision on the transparency web site. Requires a political subdivision that has a public Internet web site to publish a link to the transparency web site. Requires the department to determine the summary's form, content, and publishing dates. Provides that the department of education determines the educational performance information to be included in the summary published by a school corporation. Allows a county or city hospital to withhold from disclosure the individual salaries of hospital employees. Urges the legislative council to assign to the interim committee on energy, utilities, and telecommunications, during the 2016 legislative interim, the topic of expanding the availability of open data in Indiana.

DIGEST OF SB 131 (Updated February 16, 2016 2:12 pm - DI 84)

Department of child services reporting. Defines "life threatening". Changes the definition of "near fatality", for purposes of the law concerning records relating to a child's death or near fatality, to a severe childhood injury or condition that is certified by a physician as being life threatening. Specifies that documents related to a near fatality are confidential while a police investigation is ongoing. Urges the legislative council to assign to the interim study committee on public health, behavioral health, and human services or another appropriate interim study committee the topics of medical records confidentiality and medical records disclosure in instances of child abuse or neglect.

DIGEST OF SB 140 (Updated February 29, 2016 6:17 pm - DI 84)

County hospital board compensation. Increases from \$3,600 to \$6,000 the maximum compensation for county hospital board members. Allows for additional compensation for the

board chair.

DIGEST OF SB 141 (Updated February 23, 2016 1:54 pm - DI 84)

Criminal gang organization. Changes the term "criminal gang" to "criminal organization". Provides that a criminal organization is a group organized to commit a felony or the crime of battery. Increases the penalty for assisting a criminal to a Level 6 felony if the person who commits the offense or the person assisted is a member of a criminal organization. Makes criminal organization activity a Level 6 felony, and increases the penalty to a Level 5 felony if the person commits an offense involving the unlawful use of a firearm. Specifies certain additional evidence that the trier-of-fact may consider in determining whether a person has committed specified offenses involving criminal organizations.

DIGEST OF SB 142 (Updated March 4, 2016 1:58 pm - DI 84)

Operating while intoxicated. Provides that a person who commits the offense of causing the death of another person when operating a vehicle: (1) with an alcohol concentration equivalent to at least 0.08 gram of alcohol per 100 milliliters of the person's blood or 210 liters of the person's breath; (2) with a controlled substance listed in schedule I or II or its metabolite in the person's blood; or (3) while intoxicated; commits a Level 4 felony instead of a Level 5 felony if the person has a previous conviction of operating while intoxicated within 10 years preceding the commission of the offense instead of within five years preceding the commission of the offense. Provides that a person convicted of a Level 6 felony may be committed to the department of correction (DOC) if the person has received an enhanced sentence for being a habitual vehicular substance offender. Provides that a person who operates a motorboat while intoxicated (motorboat OWI) shall receive an enhanced penalty if the person has a previous conviction under a repealed version of the crime.

DIGEST OF SB 145 (Updated February 22, 2016 5:02 pm - DI 84)

Unclaimed remains of veterans. Requires the Indiana department of veterans' affairs to: (1) establish standards for approval of veterans' service organizations; (2) maintain a list of approved veterans' service organizations; and (3) publish the list on the department's Internet web site. Allows a licensed funeral director to release: (1) verification information as to whether a veteran or dependent of a veteran is eligible for burial in a state or national cemetery; and (2) cremated remains; to a veterans' service organization if certain conditions apply. Requires a veterans' service organization to: (1) transport cremated remains to a state or national cemetery; (2) inter, entomb, or inurn cremated remains in a state or national cemetery in accordance with applicable state and federal law; and (3) provide written information concerning the location of the cremated remains to a funeral director. Establishes certain immunity from civil liability for veterans' service organizations and funeral directors.

DIGEST OF SB 146 (Updated March 9, 2016 2:48 pm - DI 75)

Tort claims immunity. Provides that the tort claims act applies to a claim against certain approved postsecondary educational institutions and associations acting on behalf of certain approved postsecondary educational institutions if: (1) the institution or association has complied with certain data sharing requirements; and (2) the claim relates to a breach of this data. Provides that a claim or suit in tort against a postsecondary educational institution filed before March 30, 2016, is not eligible for tort claims immunity.

DIGEST OF SB 147 (Updated March 7, 2016 2:29 pm - DI 84)

School emergency response systems. Requires the department of homeland security (department) to establish minimum standards and approve best practices not later than July 1, 2017, for a school emergency response system. Defines the term "emergency response system". Defines the term "school property". Requires the department to establish emergency response system guidelines with input from the division of school building safety.

DIGEST OF SB 148 (Updated February 23, 2016 1:57 pm - DI 84)

Public employees' defined contribution plan. Provides that the state or a political subdivision may elect whether certain retired members of the public employees' retirement fund (fund) may begin or resume membership in the public employees' defined contribution plan (plan) for periods of reemployment with the state or a participating political subdivision. Provides that an individual who is both a member of the fund and a member of the plan may purchase service credit in the fund after the member is vested in the fund with money in the annuity savings account that is attributable to service in the plan. Urges the legislative council to assign to the interim study committee on pension management oversight during the 2016 legislative interim the topic of whether membership in the plan should be the default option for an individual who becomes for the first time a full-time employee of the state in a position that would otherwise be eligible for membership in the fund. (The introduced version of this bill was prepared by the interim study committee on pension management oversight.)

DIGEST OF SB 151 (Updated February 16, 2016 2:15 pm - DI 84)

Excluded city military base reuse authority. Provides absent an agreement in effect, the Fort Harrison reuse authority (authority) shall pay the city of Lawrence for: (1) police and fire protection at the same tax rate; and (2) utility services at the same rates and charges; imposed upon taxpayers in the excluded city. Provides that payments for city services are subordinate to debt service payments for bonds of the authority issued before January 1, 2016.

DIGEST OF SB 154 (Updated February 22, 2016 5:04 pm - DI 84)

Indiana national guardsmen funeral allowance. Increases from \$4,000 to \$8,800 the funeral allowance for a member of the Indiana national guard who dies in the active service of the state.

DIGEST OF SB 160 (Updated March 4, 2016 2:14 pm - DI 84)

Juvenile law. Allows an adult court having jurisdiction over a minor charged with an offense requiring the automatic transfer of jurisdiction to the adult court to withhold judgment and transfer jurisdiction to the juvenile court for adjudication and disposition if the minor is convicted of an offense, but not convicted of an offense requiring the automatic transfer of jurisdiction to the adult court. Allows an intake officer to impose conditions upon the release of a child who was not taken into custody under an order of the court. Requires the juvenile court to hold a detention hearing within 48 hours if an intake officer imposes conditions of release upon a child.

DIGEST OF SB 161 (Updated March 10, 2016 8:54 pm - DI 106)

Pharmacists, ephedrine, and methamphetamine. Requires the division of state court administration to report certain methamphetamine-related felonies to the National Precursor Log Exchange (NPLEx) so that NPLEx can generate a stop sale alert to prevent persons convicted of those felonies from purchasing ephedrine or pseudoephedrine. Requires the Indiana board of pharmacy (board) to adopt emergency rules that are effective July 1, 2016, concerning: (1) professional determinations made; and (2) a relationship on record with the pharmacy; concerning the sale of ephedrine or pseudoephedrine. Authorizes the board to: (1) review professional determinations made; and (2) discipline a pharmacist who violates a rule concerning a professional determination made; concerning the sale of ephedrine or pseudoephedrine. Allows the board, in consultation with the state police, to declare a product to be an extraction resistant or a conversion resistant form of ephedrine or pseudoephedrine. Specifies that a person who is denied the sale of a nonprescription product containing pseudoephedrine or ephedrine is not prohibited from obtaining pseudoephedrine or ephedrine pursuant to a prescription. Provides that a pharmacist or pharmacy technician may determine that the purchaser has a relationship on record with the pharmacy, in compliance with rules adopted by the board. Allows a pharmacist to deny the sale of ephedrine or pseudoephedrine on the basis of the pharmacist's professional judgment, and provides the pharmacist with civil immunity for making such a denial. Provides that a purchaser who has a relationship on record with the pharmacy may purchase pseudoephedrine or ephedrine. Allows the pharmacist to provide certain pseudoephedrine or ephedrine products to a purchaser who does not have a relationship on record with the pharmacy or for whom the pharmacist has made a professional judgment that there is not a medical or pharmaceutical need. Requires the Indiana scheduled prescription electronic collection and tracking (INSPECT) program to track ephedrine and pseudoephedrine dispensed pursuant to a prescription. Removes an expired provision. Makes technical changes.

DIGEST OF SB 163 (Updated February 23, 2016 2:17 pm - DI 84)

Department of health matters. Allows the state department of health (state department) to use information from the cancer registry to conduct an investigation into the incidence of cancer diagnosis in a geographic region and to share the information with a local health department if

certain conditions are met. Allows a local child fatality team to investigate the death of a child whose death occurred in the area served by the local child fatality review team. Requires that a report must be submitted to the state child fatality review coordinator before July 1 each year. Requires the state department to study the costs and benefits of implementing a data base for maintaining health care consents and specifies requirements of the study. Requires the state department to report its findings from the study to the legislative council before October 1, 2016.

DIGEST OF SB 165 (Updated March 10, 2016 2:26 pm - DI 104)

Healthy Indiana plan. Repeals the prior healthy Indiana plan statutes and makes revisions to the currently operating healthy Indiana plan. Repeals statutes governing the high risk Indiana check-up plan.

DIGEST OF SB 167 (Updated March 4, 2016 2:21 pm - DI 84)

State higher education institutions. Permits a public benefit corporation to merge with a state higher education institution, without court approval, if the public benefit corporation is controlled by the state higher education institution.

DIGEST OF SB 169 (Updated March 1, 2016 11:51 am - DI 84)

Special permits. Provides that if a permit holder: (1) holds one-way, two-way, or three-way permits that are issued, without regard for quota restrictions, for certain premises; and (2) holds a permit for a microbrewery that is located on or adjacent to those premises; the permit holder may sell, at those premises, beer manufactured at the brewery. Adds one additional three-way permit to the number of three-way permits that the alcohol and tobacco commission may issue to the proprietor of a restaurant within or not more than 1,500 feet from a motorsports investment district.

DIGEST OF SB 172 (Updated March 1, 2016 11:53 am - DI 84)

Regulation of private clubs. Allows the holder of a club permit to designate one or more days in each calendar month as guest days, not to exceed a total of four guest days in any calendar month (instead of one day each week).

DIGEST OF SB 173 (Updated March 10, 2016 3:19 pm - DI 58)

Motorsports racing. With respect to professional motorsports racing teams and members, requires, rather than permits, the department of state revenue (department) to adopt rules, guidelines, or other instructions to establish alternative methods of simplifying return filing for race teams and race team members. Specifies that the rules and guidelines required to be adopted by the department must apply retroactively to taxable years beginning after December 31, 2013.

DIGEST OF SB 174 (Updated March 4, 2016 2:23 pm - DI 84)

Criminal law matters. Provides that a person who, with intent to: (1) deceive; or (2) induce compliance with the person's instructions, orders, or requests; falsely represents that the person is a public servant, commits impersonation of a public servant, a Class A misdemeanor. Creates the offense of dealing in a controlled substance by a practitioner, and enhances the offense if the offense causes the death of another person.

DIGEST OF SB 177 (Updated March 9, 2016 4:38 pm - DI 110)

Alcoholic beverage matters. Prohibits the alcohol and tobacco commission (commission) from issuing a beer dealer's permit to a package liquor store unless the proprietor of the package liquor store satisfies Indiana resident ownership requirements. Amends the ownership residency requirements for the issuance of an alcoholic beverage dealer's permit to a corporation, limited partnership, or limited liability company for the premises of a package liquor store. Allows the commission to renew or transfer ownership of an alcoholic beverage dealer's permit of any type for the holder of a dealer's permit who: (1) held the permit for the premises of a package liquor store before January 1, 2016; and (2) does not qualify for the permit under the amended residency requirements. Allows the refilling of a bottle or container with hard cider in an establishment that manufactures hard cider. Allows the refilling of a bottle or container with a product from a farm winery. Allows the holder of a retailer's permit issued for the premises of a hotel or restaurant to temporarily amend floor plans to use a banquet or gathering space to sell or dispense alcoholic beverages from a temporary bar or service bar. Allows, if certain conditions are met, the holder of a retailer's permit that is issued for the premises of a hotel that is owned by an accredited college or university to sell or dispense, for on premises consumption only, alcoholic beverages from a: (1) nonpermanent bar that is located on; or (2) service window located on the licensed premises that opens to; an outside area or terrace that is contiguous to the main building of the licensed premises of the hotel. Provides that a holder of a retailer's permit that is issued to a restaurant may sell or dispense alcoholic beverages from a service window that opens to an outside patio or terrace.

DIGEST OF SB 183 (Updated March 7, 2016 2:32 pm - DI 84)

Real property offenses. Amends the statute concerning criminal trespass to specify that a person commits criminal trespass if the person knowingly or intentionally enters or refuses to leave the real property of another person after having been prohibited from entering or asked to leave the real property by a law enforcement officer when the real property is: (1) vacant real property or a vacant structure (both as defined by the statute concerning the abatement of vacant structures and abandoned structures); or (2) designated by a municipality or county enforcement authority to be abandoned property or an abandoned structure. Provides that a person who knowingly or intentionally damages, defaces, or permanently removes an object from real property that is the subject of a mortgage foreclosure proceeding commits foreclosure mischief, a Class B misdemeanor. Increases the penalty to a Class A misdemeanor if the damage caused is between

\$750 and \$50,000, and to a Level 6 felony if the damage caused is \$50,000 or more. Establishes a defense if the damage, removal, or defacement was the result of repair, renovation, replacement, or maintenance performed in good faith.

DIGEST OF SB 186 (Updated February 22, 2016 5:06 pm - DI 84)

Release of medical tests of pregnant women. Prohibits certain practitioners from releasing to law enforcement the results of certain screenings and test results of a pregnant woman.

DIGEST OF SB 187 (Updated March 9, 2016 2:59 pm - DI 104)

Overdose intervention drugs. Requires an entity acting under a standing order issued by a prescriber for an overdose intervention drug to report annually certain information to the state department of health (state department). Requires the state department to ensure that a statewide standing order for the dispensing of an overdose intervention drug is issued for Indiana. Allows the state health commissioner or a public health authority to issue a statewide standing order for the dispensing of an overdose intervention drug. Requires certain emergency ambulance services responsible for submitting the report to report the number of times an overdose intervention drug has been administered. Requires the ambulance service to include the information in the emergency ambulance service's report to the emergency medical services commission under the emergency medical services system review. Provides that, if certain conditions are met, an individual who aided an individual in need of medical assistance due to an opioid related overdose is immune from certain criminal prosecutions.

DIGEST OF SB 189 (Updated February 29, 2016 3:05 pm - DI 84)

Identifier for military families. Provides that information concerning attendance records and academic progress for a student attending an adult high school who is a member of the military or children in military families must be submitted to the department of education by each school corporation and charter school. Provides that the information collected by a school corporation or charter school is considered confidential and shall be collected by the school corporation or charter school under guidelines for maintaining confidentiality established by the department.

DIGEST OF SB 192 (Updated February 25, 2016 3:27 pm - DI 84)

Guardianship and adult protective services report. Urges the legislative council to assign to the appropriate committee a study of the visitation, communication, and interaction with a protected person. Requires the family and social services administration (FSSA), in cooperation with the Indiana prosecuting attorneys council (IPAC), to prepare and submit a report to the legislative council before December 1, 2016, concerning adult protective services. Specifies that the report must include: (1) an estimation of appropriate staffing levels necessary to efficiently and effectively manage the investigations of reports of matters related to the abuse, neglect, or exploitation of endangered adults; (2) identification of: (A) the circumstances that should result

in emergency placement in the case of an adult protective services investigation; (B) the appropriate types of emergency placements based on those circumstances; and (C) strategies for improving emergency placement capabilities; (3) consideration of the benefits and cost of establishing a centralized intake system for reports of matters related to the abuse, neglect, or exploitation of endangered adults; (4) a statement of consistent standards of care for endangered adults; (5) a determination of the appropriate levels of training for employees who are involved in providing adult protective services; (6) a draft of a cooperative agreement between the FSSA and IPAC that sets forth the duties and responsibilities of the agencies and county prosecuting attorney offices with regard to adult protective services; and (7) Performance goals and accountability metrics for adult protective services to be incorporated in contracts and grant agreements. Provides that the FSSA shall present the report to the state budget committee. Provides that the state budget committee shall consider the report in formulating the committee's budget recommendations.

DIGEST OF SB 200 (Updated January 21, 2016 10:36 am - DI 84)

Measuring school and school corporation performance. Provides that a school's or school corporation's category or designation of performance for the 2014-2015 school year may not be lower than the grade assigned to the school or school corporation by the state board of education for the 2013-2014 school year. Provides that for purposes of determining whether a choice scholarship school has become newly eligible for consequences based on the school's category or designation of performance, the department of education may not apply the consequences unless the school is placed in the lowest category or designation for the 2014-2015 school year.

DIGEST OF SB 206 (Updated March 10, 2016 11:20 am - DI 104)

FSSA matters. Allows the secretary of family and social services (secretary) to delegate appointment authorities, the issuance of certain orders, and other acts to carry out the functions of the divisions to an individual. Authorizes the secretary to adopt rules concerning the implementation and administration of the early education grant pilot program. Changes references from intermediate care facility for the mentally retarded to intermediate care facility for individuals with intellectual disabilities. Removes the expiration of the law concerning the waiver to set an emergency placement priority for individuals in certain situations. Allows the office of Medicaid policy and planning to use: (1) a fingerprint-based criminal history check for certain providers under the Medicaid program; and (2) a contractor to obtain the criminal history checks. Adds a representative of the Indiana Academy of Physician Assistants to the Medicaid advisory committee. Creates an exception for state institutions concerning advanced practice nurses acting under a collaborative agreement with a practitioner, requiring that the nurse act under privileges granted by the governing body of the institution.

DIGEST OF SB 213 (Updated March 10, 2016 11:26 am - DI 101)

911 fees. Eliminates the requirements that a communications service provider designated by the

utility regulatory commission as an eligible telecommunications carrier for purposes of receiving Lifeline reimbursement from the universal service fund must pay to the statewide 911 board the following: (1) A one time charge based on the enhanced prepaid wireless charge with respect to end users for which the provider received reimbursement from the universal service fund before August 1, 2015. (2) A one time fee based on the monthly statewide 911 fee with respect to end users for which the provider received reimbursement from the universal service fund before August 1, 2015. Specifies that for purposes of the statute concerning the enhanced prepaid wireless charge: (1) a "retail transaction" does not include a transaction in which an eligible telecommunications carrier receives Lifeline reimbursement from the universal service fund; and (2) the charge is not required to be paid by an eligible telecommunications carrier that is required to pay the monthly statewide 911 fee for the same transaction. Makes a technical change.

DIGEST OF SB 214 (Updated March 8, 2016 2:57 pm - DI 84)

Controlled substances. Prohibits Medicaid reimbursement for Subutex, Suboxone, or a similar trade name or generic of the drug if the drug was prescribed for the treatment of pain or pain management and the drug is only indicated for addiction treatment. Requires the office of the secretary and the division of mental health and addiction to develop a treatment protocol containing best practice guidelines for the treatment of opiate dependent patients to be used by certain office based opioid treatment providers. Requires the office of the secretary to recommend certain best practice guidelines to: (1) the professional licensing agency; (2) the office of Medicaid policy and planning (office); and (3) a managed care organization that has contracted with the office.

DIGEST OF SB 216 (Updated March 4, 2016 2:26 pm - DI 84)

Traffic enforcement in residential complexes. Allows a unit to enforce moving traffic ordinances on the property of a residential complex if the following apply: (1) The unit adopts an ordinance permitting the enforcement of such ordinances in residential complexes. (2) The owner of the residential complex enters into an enforcement contract with the unit. (3) The owner of the residential complex installs signs notifying residents and visitors of the enforcement of moving traffic ordinances. Requires a unit's law enforcement agency to issue e-tickets for moving violations in a residential complex if the law enforcement agency already issues e-tickets for other traffic violations. Provides certain immunities to the owner of a residential complex that enters into an enforcement contract with a unit. Provides that the statute expires December 31, 2020. Requires the division of state court administration to submit reports to the legislative council relating to the enforcement of moving traffic ordinances on the property of residential complexes.

DIGEST OF SB 217 (Updated February 16, 2016 2:17 pm - DI 84)

Township assistance payment of electric bills. Allows the township trustee to deposit township assistance funds in an account of a township assistance recipient (recipient) with an electric

service provider (provider) for prepaid electric service. Excludes investor owned utilities from the definition of "electric service provider". Provides that the provider holds the township assistance funds as a fiduciary for the township trustee. Establishes deadlines for the provider to remit township assistance funds to the township trustee if: (1) the township trustee demands remittance of any township assistance funds remaining in the recipient's account; or (2) the recipient's account with the provider is terminated. Requires the provider to provide a monthly accounting statement to the township trustee of any remaining balances of township assistance funds that are held by, expended by, or deposited with the provider.

DIGEST OF SB 219 (Updated February 22, 2016 5:10 pm - DI 84)

Expedited licenses for military spouses. Requires certain profession and occupation boards (boards) to adopt rules that establish procedures to expedite the issuance or renewal of a license, certificate, registration, or permit to a military spouse whose husband or wife is assigned to a duty station in Indiana. Repeals superseded provisions that allowed (but did not require) the boards to adopt expedited issuance and renewal rules. Provides that any rules adopted under the repealed statutes remain effective until the board adopts a rule that supersedes the original rule in whole or in part.

DIGEST OF SB 221 (Updated March 4, 2016 2:27 pm - DI 84)

Securities and financial protection. Defines "financially endangered adult" as an individual who is: (1) at least 65 years of age; or (2) at least 18 years of age and is incapable, by reason of certain mental or physical incapacities, of managing the individual's property. Defines "qualified individual" as an individual associated with a broker-dealer who serves in a supervisory, compliance, or legal capacity as part of the individual's job. Provides that "protective agencies" refers to the adult protective services unit and the securities commissioner. Requires that a qualified individual who has reason to believe that financial exploitation of a financially endangered adult has occurred, has been attempted, or is being attempted shall make a report and notify the protective agencies. Allows a qualified individual to refuse a request for disbursement of funds from an account: (1) owned by a financially endangered adult; or (2) of which a financially endangered adult is a beneficiary or beneficial owner; if the qualified individual has reason to believe that the requested disbursement will result in financial exploitation of the financially endangered adult. Establishes requirements for notification by a broker-dealer or qualified individual if a qualified individual refuses a request for disbursement of funds. Provides for expiration of the refusal of disbursement. Provides broker-dealers and qualified individuals certain immunity from administrative or civil liability. Allows broker-dealers to provide to certain entities access to or copies of records relevant to a suspected financial exploitation. Requires the securities commissioner to develop and make available on the secretary of state's Internet web site information that includes training resources to assist in the prevention and detection of financial exploitation of financially endangered adults. Changes deposits into the securities division enforcement account and state general fund from 50%, to each fund, of the first \$2,000,000 of amounts recovered from: (1) civil penalties; (2) settlements of actions; and (3)

judgments awarded; in the enforcement of the securities law to 50%, to each fund, of the first \$4,000,000. Specifies that any amount exceeding \$4,000,000 is deposited into the state general fund.

DIGEST OF SB 232 (Updated February 29, 2016 3:03 pm - DI 84)

Land banks. Authorizes a county, consolidated city, or second class city to which the unsafe building law applies to establish a municipal corporation known as a land bank to manage and improve the marketability of distressed real property in the county or city that establishes the land bank. Requires a land bank's bylaws to require the land bank board (board) to approve any conveyance of real property in an open meeting and consider any pertinent information regarding the property's value or the financial ability of a person before approving a conveyance. Allows the land bank to enter into an agreement that conditions the purchase, transfer, or lease of property upon the person fulfilling conditions related to the mission of the land bank. Provides that the material failure of a person to fulfill the agreement may void the purchase, transfer, or lease, unless the land bank grants the person additional time to comply with the agreement. Specifies that the procedures for disposal of real or personal property by a local government do not apply to the land bank.

DIGEST OF SB 234 (Updated March 10, 2016 11:30 am - DI 110)

Education of coaches of student athletes. Provides that, beginning July 1, 2017, the completion of a certified player safety education course: (1) is required for a head coach or assistant coach of an interscholastic sport; and (2) is optional for a head coach or assistant coach of an intramural sport. Provides that the course must be approved by the department of education, in consultation with a physician who has expertise in the area of concussions and brain injuries. Provides civil immunity for coaches of student athletes who: (1) comply with the training and other applicable player safety provisions regarding concussions and head injuries; and (2) provide coaching services in good faith; from damages as a result of a concussion or head injury incurred by a student athlete.

DIGEST OF SB 238 (Updated March 2, 2016 2:19 pm - DI 84)

Soil and water conservation funding. Specifies that a certain part of the cigarette tax fund money annually appropriated to the department of natural resources under current law shall be appropriated to and used by the division of soil conservation of the state department of agriculture (division) for soil conservation. Provides that the limit on the amount of local government funds received by a soil and water conservation district that the state may be obligated to match must be adjusted if, because of a merger or a change in boundaries, the territory of the soil and water conservation district: (1) is larger than the entire area of one county; or (2) is smaller than the entire area of one county. Provides that a soil and water conservation district that does not receive funding from a political subdivision may receive funding from another funding source, and that the funding from the other funding source

qualifies for the dollar-for-dollar matching funding from the division of soil conservation. Removes the administration of the lake and river enhancement program from the statutory duties of the division to conform to current practice.

DIGEST OF SB 242 (Updated February 23, 2016 2:32 pm - DI 84)

Loans to credit union officers. For purposes of the statute authorizing a state chartered credit union to make a loan to an officer of the credit union, makes the lending limit consistent with federal law that applies to loans to officers of a bank. (Current law provides that the total of all such outstanding loans may not exceed \$100,000.)

DIGEST OF SB 248 (Updated March 4, 2016 2:29 pm - DI 84)

Driving privileges suspensions. Provides that when judgment has been imposed for committing two worksite speed limit violations within one year, an additional penalty of the suspension of the person's driving privileges for 60 days may be imposed by the court imposing the sentence for the second violation. Provides that specialized driving privileges may be granted to the person by the court for the purpose of operating a motor vehicle between the place of employment and residence of the person.

DIGEST OF SB 250 (Updated March 3, 2016 3:59 pm - DI 84)

Parenting coordinators. Urges the legislative council to assign to the appropriate committee a study of the use of parenting coordinators in resolving custody and parenting conflicts.

DIGEST OF SB 251 (Updated February 25, 2016 3:29 pm - DI 84)

Indiana out of school time learning advisory board. Establishes the out of school time learning advisory board for a three year period. Provides for ex officio members and members appointed by the secretary of the family and social services administration and the state superintendent of public instruction. Provides that the advisory board considers and reports on existing out of school time programs and recommends to the department and general assembly policies, procedures, funding levels, and eligibility criteria. Requires the advisory board to make an initial report to the general assembly before November 1, 2016.

DIGEST OF SB 253 (Updated March 3, 2016 3:56 pm - DI 84)

Uniform Fiduciary Access to Digital Assets Act. Enacts the Revised Uniform Fiduciary Access to Digital Assets Act of the National Conference of Commissioners on Uniform State Laws. Defines "digital asset" as an electronic record in which an individual has a right or interest. Defines "custodian" as a person that carries, maintains, processes, receives, or stores a digital asset. Defines "user" as a person for whom a custodian carries, maintains, processes, receives, or stores the digital asset. Defines "fiduciary" as an attorney in fact, guardian, personal

representative, or trustee of a user. Authorizes a user to use an online tool to direct the custodian to disclose or not to disclose some or all of the user's digital assets. Provides that if an online tool allows the user to modify or delete a direction at all times, a user's direction to the custodian through use of the online tool concerning disclosure overrides a contrary direction by the user in a will, trust, power of attorney, or other record, but otherwise the user, in a will, trust, power of attorney, or other record, may allow or prohibit disclosure to a fiduciary of some or all of the user's digital assets. Requires a custodian, under certain circumstances, to disclose to the personal representative of the estate of the user the content of an electronic communication sent or received by the user, or a catalogue of electronic communications sent or received by the user. Requires a custodian, under certain circumstances, to disclose to an attorney in fact the content of the electronic communications of the user, or a catalogue of electronic communications sent or received by the user, if the user, through a power of attorney, conferred upon the attorney in fact authority over the content of electronic communications sent or received by the user. Requires a custodian, under certain circumstances, to disclose to a trustee the content of an electronic communication sent or received by a user and carried, maintained, processed, received, or stored by the custodian in the account of the trust, or to disclose to the trustee a catalogue of electronic communications sent or received by a user and stored, carried, or maintained by the custodian in the account of the trust. Provides that a court may grant a guardian access to the digital assets of the protected person and that, under certain circumstances, a custodian is required to disclose to a guardian a catalogue of electronic communications sent or received by the protected person. Authorizes a fiduciary of a user to request that a custodian terminate the user's account. Provides that, if the conditions for compliance are met, a custodian must comply with a request from a fiduciary to disclose digital assets or terminate an account within 60 days, and if the custodian fails to comply with the request, the fiduciary may apply for a court order directing compliance. Provides that the legal duties imposed on a fiduciary charged with managing tangible property also apply to a fiduciary charged with managing digital assets. Amends the law on unsupervised administration of a decedent's estate to provide that a distributee has the same rights as a personal representative to access the digital assets of the decedent. Makes conforming amendments. Provides that a custodian is immune from liability for an act done or omission made in good faith in compliance with the Revised Uniform Fiduciary Access to Digital Assets Act.

DIGEST OF SB 255 (Updated March 7, 2016 2:35 pm - DI 84)

Underground petroleum storage tanks. Provides for the underground petroleum storage tank excess liability trust fund to be referred to as the "ELTF". Eliminates a provision stating that fees and penalties paid in connection with underground petroleum storage tanks are a source of funds for the ELTF. (Under IC 13-23-6-2 and IC 13-23-12-4, those fees and penalties are deposited in the underground petroleum storage tank trust fund, not in the ELTF.) Repeals IC 13-23-7-9, a provision under which knowingly or intentionally making a material misstatement in connection with an application for financial assistance from the ELTF is a Level 6 felony. (IC 13-23-9-6, a nearly identical provision, is not repealed.) Eliminates the authority of the department of revenue to impose a lien on the property of an underground storage tank owner for failure to pay annual registration fees. Eliminates certain conditions for the payment of claims from the ELTF and

limits on the amounts that can be paid from the ELTF under certain circumstances, and provides instead that the administrator of the ELTF shall pay claims that are: (1) for costs related to "eligible releases"; (2) submitted by an "eligible party"; and (3) submitted in accordance with certain requirements. Provides that the administrator of the ELTF: (1) shall pay claims according to a certain priority payment system if the balance in the ELTF drops below \$25,000,000; and (2) shall cease paying claims if the balance in the ELTF becomes insufficient to pay ELTF claims and necessary personnel and administrative expenses. Prohibits the administrator of the ELTF from paying: (1) more than \$2,500,000 from the ELTF per eligible release; or (2) more than \$10,000,000 from the ELTF per fiscal year. Provides that the total amount otherwise available from the ELTF in connection with an eligible release shall be reduced by a "deductible amount" of \$15,000 and, if applicable, the sum of: (1) all annual registration fees for underground storage tanks (USTs) located at the site of the eligible release that were due in 1991 or later and not paid in the year they were due; and (2) an additional \$1,000 for each UST annual registration fee not paid in the year it was due. Revises provisions concerning the procedure for submitting and paying claims for payment from the ELTF. Requires the department of environmental management, using money from the ELTF, to arrange for an independent actuarial study examining the future obligations and fiscal sustainability of the ELTF once every five years.

DIGEST OF SB 256 (Updated March 4, 2016 2:30 pm - DI 84)

Legitimate use of solid waste and waste tires. Defines "legitimate use" of a material as the use or reuse of a material, otherwise defined as a solid or hazardous waste, under which: (1) the material is used or reused in a manufacturing process or as a substitute for natural or commercial materials; and (2) the material is commercially valuable for an established or emerging market and is used or reused in a manner that does not pose an unreasonable threat to human health or the environment. Requires the department of environmental management (department) to develop proposed rules that: (1) provide for the legitimate use of solid and hazardous waste instead of its disposal; (2) provide that a material being legitimately used is not considered a solid or hazardous waste. Requires the environmental rules board (board) to consult with the department concerning the regulation of solid waste and hazardous waste and authorizes the board to adopt rules establishing standards and procedures for the legitimate use, instead of disposal, of material otherwise defined as a solid or hazardous waste. Provides that any such rules adopted by the board shall provide that a material being legitimately used is not considered a solid or hazardous waste. Also authorizes the board to adopt rules establishing standards and procedures for the legitimate use, instead of disposal, of waste tires.

DIGEST OF SB 257 (Updated February 25, 2016 3:30 pm - DI 84)

Distressed water and wastewater utilities. Specifies that for purposes of the statute governing the acquisition of distressed water or wastewater utilities, a "utility company" includes, in addition to a regional sewer or water district, a: (1) public utility; (2) municipally owned utility; or (3) not-for-profit utility; that provides water or wastewater service. Eliminates a provision under which the IURC was not required to approve a petition by an acquiring utility company under the statute

to recover the cost differentials associated with the purchase of a distressed utility unless the IURC found that the distressed utility being acquired: (1) served not more than 3,000 customers; or (2) was nonviable in the absence of the acquisition. Provides that the distressed utility being acquired is not furnishing or maintaining adequate, efficient, safe, and reasonable service and facilities for purposes of the statute if the IURC finds that the distressed utility: (1) is the property of a municipally owned utility serving fewer than 5,000 customers; and (2) is being sold by an agreement between the parties that is subject to IURC approval. Provides that in a proceeding under the statute, the IURC shall issue its final order not later than 210 days after the filing of the petitioner's case in chief. Provides that for purposes of the statute and for sales of nonsurplus municipally owned utility property reached by an agreement between the parties, the IURC's order approving the petition or agreement shall authorize the acquiring utility company or purchaser to record: (1) the full purchase price; (2) incidental expenses; and (3) other costs of acquisition; as the original cost of the utility plant in service assets being acquired, allocated in a reasonable manner among appropriate utility in service accounts. For purposes of the statute governing the sale of nonsurplus municipally owned utility property: (1) provides that the municipal executive, in addition to the municipal legislative body (as provided under current law), may make the determination to sell or otherwise dispose of the property; and (2) replaces the requirement that the legislative body adopt an ordinance to appoint appraisers to appraise the property with the requirement that the legislative body or the municipal executive provide for the appointment of the appraisers in a written document that is subject to public inspection. Does the following in the case of an ordinance adopted after March 28, 2016, for the sale or disposition of nonsurplus municipally owned property: (1) Provides that the sale or disposition must be approved by the IURC. (2) Requires the IURC to approve the sale or disposition according to the terms and conditions proposed by the parties if the IURC finds that the terms and conditions are in the public interest. (3) Sets forth a process that applies to the IURC's determination of whether the proposed sale or disposition is in the public interest. (4) Provides that the purchase price of the nonsurplus municipally owned utility property shall be considered reasonable if it does not exceed the appraised value set forth in the required appraisal. (5) Requires the IURC to issue its final order not later than 210 days after the filing of the parties' case in chief. (6) Eliminates the referendum process with respect to the proposed sale or disposition if the IURC determines that certain factors are satisfied.

DIGEST OF SB 271 (Updated February 22, 2016 5:15 pm - DI 84)

Drug enforcement, treatment, and prevention. Establishes the Indiana commission to combat drug abuse (ICCD). Repeals the commission for a drug free Indiana. Requires the Indiana criminal justice institute (ICJI) to assume certain duties of the repealed commission for a drug free Indiana concerning the approval of comprehensive drug free community plans and grants. Makes conforming changes. Provides that the executive director of the ICJI has certain responsibilities concerning the ICCDA and local coordinating councils.

DIGEST OF SB 272 (Updated February 22, 2016 5:24 pm - DI 84)

Palliative care and quality of life advisory council. Establishes the palliative care and quality of life advisory council, and sets forth member requirements. Specifies the purpose and duties of the advisory council.

DIGEST OF SB 279 (Updated March 10, 2016 11:23 am - DI 73)

Referendum and petition and remonstrance process. Provides that at least 500 or 5% of the property owners or registered voters of a political subdivision are necessary to initiate either a debt service remonstrance or debt service referendum. (Current law provides that at least 100 or 5% of the property owners or registered voters of a political subdivision are necessary to initiate either a debt service remonstrance or debt service referendum.) Specifies that a resolution to extend a referendum levy must be adopted by the governing body of a school corporation and approved by the voters before December 31 of the final calendar year in which the school corporation's previously approved referendum levy is imposed. Specifies the ballot language for a referendum to extend a referendum levy. Provides that the number of years for which a referendum levy may be extended if the referendum is approved may not exceed the number of years for which the expiring referendum levy was imposed.

DIGEST OF SB 290 (Updated February 23, 2016 2:35 pm - DI 84)

Criminal law matters. Provides that a person may be convicted of possession with intent to manufacture or deliver a controlled substance without additional evidence of intent to manufacture or deliver if the person possesses more than a specified quantity of the controlled substance. Specifies that the fact that an individual has attended a syringe exchange program may not form any part of a probable cause or reasonable suspicion determination. Permits a person placed on home detention as a condition of pretrial release to earn one day of good time credit for every four days served on pretrial home detention.

DIGEST OF SB 291 (Updated February 16, 2016 2:28 pm - DI 84)

Industrial hemp. Removes provisions that: (1) allow a grower to retain seed from an industrial hemp crop for the following year; (2) exempt a grower from obtaining an agricultural hemp seed production license in order to retain seed for future planting; and (3) provide that seed retained by a grower may not be sold or transferred and is not required to meet the state seed commissioner's agricultural hemp seed standards.

DIGEST OF SB 294 (Updated March 1, 2016 12:23 pm - DI 84)

Sale of carryout at Indianapolis 500 Race. Provides that the holder of a three-way permit that is issued to a premises located at a facility used in connection with the operation of a paved track more than two miles in length may sell sealed bottles of liquor or wine for consumption off the licensed premises: (1) from one or more locations on the premises; and (2) on the date of the Indianapolis 500 Race in the 2016 calendar year from 7 a.m., prevailing local time, to 7 p.m.,

prevailing local time. Requires the: (1) holder of the three-way permit to disclose to the alcohol and tobacco commission, at least 14 days before the Indianapolis 500 Race, that the holder intends to sell the bottles; and (2) bottles to be decorative bottles commemorating the one hundredth anniversary of the Indianapolis 500 Race.

DIGEST OF SB 295 (Updated March 30, 2016 10:12 am - DI 84)

Requires that state income tax forms be modified to enable a taxpayer to donate all or part of the taxpayer's tax refund to the military family relief fund (fund). Requires the Indiana veterans' affairs commission to submit an annual report to the governor and the legislative council on matters concerning the welfare of veterans. Requires an individual employed as a county or city service officer to become accredited by a national veterans service organization through the United States Department of Veterans Affairs Office of General Counsel not later than one year from the date of the individual's employment, in order to represent veterans. Amends the definition of "qualified service member" for purposes of the fund. Amends the purpose of the fund to provide only for short term financial assistance to families of qualified service members for hardships that result from the qualified service members' military service. Specifies that the assistance from the fund may include an emergency one time grant. Specifies statutory eligibility provisions concerning grants from the fund, to be supplemented with rules adopted by the Indiana veterans' affairs commission (commission). Provides that the commission shall adopt income eligibility standards, asset limit eligibility standards, and other standards concerning when assistance may be provided from the fund. Provides that the commission's rules must provide for a consideration of the extent to which an individual has used assistance available from other assistance programs before assistance may be provided to the individual from the fund. Specifies that the veterans' affairs trust fund is considered a trust fund for purposes of the statute prohibiting the state board of finance from transferring money from a trust fund. Includes a county service officer appointed by the governor in the membership of the Indiana veterans' affairs commission. Provides that the commission shall annually determine by formula whether there is excess money in the veterans' affairs trust fund and transfer that excess, if any, to the fund. Urges the legislative council to assign to a study committee the topic of whether or not grants for assistance from the military family relief fund should be paid directly to vendors on behalf of a qualified service member or dependents of the qualified service member. Provides that the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations not later than November 1, 2016. Makes technical corrections.

DIGEST OF SB 297 (Updated March 7, 2016 2:36 pm - DI 84)

Opioid dependence treatment. Requires Medicaid coverage for inpatient detoxification for the treatment of opioid or alcohol dependence. Adds requirements for an opioid treatment program to meet in order to operate in Indiana. Requires the division of mental health and addiction (division) to adopt specified administrative rules concerning opioid treatment by an opioid treatment provider. Requires the office of the secretary and the division to develop a treatment

protocol containing best practice guidelines for the treatment of opiate dependent patients to be used by certain office based opioid treatment providers. Requires an opioid treatment program to provide specified information upon request by the division. Urges the legislative council to assign a study committee the topic of patient access to and provider reimbursement for federally approved medication assisted treatment in the Medicaid program.

DIGEST OF SB 300 (Updated February 29, 2016 2:54 pm - DI 84)

Appraisal and real estate brokers. Removes the requirement that property sold at sheriff's sale be appraised. Adds to the existing list of acts that are exempt from the statute governing the licensure of real estate brokers the performance of an evaluation of real property by a financial institution in connection with a transaction for which the financial institution would not be required to use the services of a state licensed appraiser under regulations adopted under Title XI of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989.

DIGEST OF SB 301 (Updated March 9, 2016 3:00 pm - DI 116)

Workforce education. Requires the department of workforce development (DWD) to prepare an occupational demand report before July 1, 2016, regarding the expected workforce needs of employers for a 10 year projection and the training and education that will be required to meet those expected workforce needs. Requires the DWD to categorize these workforce needs and training and education requirements by job classification on a statewide basis and also for each region designated under the federal Workforce Innovation and Opportunity Act of 2014 (WIOA). Provides that in preparing the labor market demand report and the average wage level report used in determining school funding for career and technical education, the DWD shall consider the information included in the report. Requires the DWD, with the assistance of the commission for higher education (CHE), Ivy Tech Community College (Ivy Tech), the department of education, and local workforce development boards, to do the following for each region designated under the WIOA: (1) Prepare an inventory of the career and technical education courses available to students attending high school in the region and of the certification courses provided by Ivy Tech in the region. (2) Identify any gaps or imbalances between the career and technical education courses and certification courses offered and the workforce needs and training and education requirements in the region. Requires the DWD, with the assistance of the CHE, Ivy Tech, and local workforce development boards, to annually: (1) develop recommendations concerning the career and technical education courses and courses leading to a certification that should be offered at high schools within each region designated under the WIOA; (2) report to the budget committee before January 1 of each year concerning the recommendations; and (3) report the recommendations to the board of trustees, administration, and faculty of Ivy Tech at a meeting scheduled by the Ivy Tech board of trustees. Requires the DWD, in consultation with the CHE and Ivy Tech, to develop a procedure for measuring certain outcomes for credential or degree completers and separately for current or previously enrolled students of Ivy Tech. Requires advisory committees established by Ivy Tech to do the following: (1) Consider the workforce needs and training and education needs identified in the occupational demand report prepared by

the DWD. (2) Present to the Ivy Tech board of trustees any findings or recommendations of the advisory committee concerning those needs. Requires the CHE, in consultation with the DWD, to develop and recommend funding amounts and performance metrics that reward workforce training programs that are not included in the postsecondary performance funding formula. Provides that these funding amounts and performance metrics must be aligned with the workforce needs and training and education requirements reported by the DWD. Specifies that a regional works council may develop an alternative career, technical, or vocational educational curriculum for high school students in its region in order to provide a curriculum that is aligned with the workforce needs of the region as described in the occupational demand report. (Current law allows a regional works council to develop an alternative curriculum under certain circumstances, and requires approval by the state board of education (state board) before the alternative curriculum may be implemented.) Requires the department of education and the DWD to prepare a report containing certain information for each high school and each school corporation for the immediately preceding school year. Provides that the board of trustees of Ivy Tech shall establish an administrative structure for Ivy Tech that provides the support necessary for: (1) workforce training programs, including programs designed for the direct entry of individuals into the workforce; and (2) programs to enhance the skills of workers. Requires Ivy Tech to employ two vice presidents. Provides that before November 1, 2016, and each November 1 thereafter, Ivy Tech shall provide the budget committee certain information for each of Ivy Tech's owned or operated campus locations or sites that offer ongoing academic programs and services. Requires Ivy Tech to annually report to the DWD concerning certificate programs available that are linked to third party certifications, including the enrollment, completion, and subsequent employment for students completing certificate programs. Requires Ivy Tech to annually report to the CHE, the DWD, and the legislative council concerning: (1) the elimination or restructuring of certain programs and services; (2) the development of courses and programs identified as being required to meet workforce needs; and (3) whether the resources available to Ivy Tech are sufficient. Requires the president of Ivy Tech to report each year concerning progress in the efforts to align courses and programs with the workforce needs and educational requirements within each works council region. Requires the Ivy Tech board of trustees to do the following in its development and adoption of programs leading to a certificate and for workforce training programs: (1) Consider findings and recommendations that are submitted to the board of trustees by advisory committees. (2) Obtain and consider comments and input from Indiana employers and employer organizations. (3) Ensure that the programs are aligned with the primary purposes of Ivy Tech. Requires the state board to consider the workforce needs and training and education requirements reported by the DWD when the state board makes revisions to its long range state plan for secondary level career and technical education programs. Provides that in carrying out its duties to match education and training programs with current and future needs of the state's job market, the Indiana career council shall consider the workforce needs and training and education requirements reported by the DWD. Specifies that certain of these requirements sunset on July 1, 2020.

Property tax matters. For the January 1, 2017, assessment date, increases the assessed value limit for the property tax deduction for certain veterans with a disability from \$143,160 to \$175,000. Provides that an individual may claim a deduction from the assessed value of the individual's homestead if: (1) the individual served in the military or naval forces of the United States; (2) the individual received an honorable discharge; (3) the individual has a disability of at least 50%; (4) the individual's disability is evidenced by a pension certificate or an award of compensation issued by the United States Department of Veterans Affairs or by a certificate of eligibility issued to the individual by the Indiana department of veterans' affairs; and (5) the homestead was conveyed without charge to the individual who is the owner of the homestead by an organization that is exempt from income taxation under the federal Internal Revenue Code. Specifies that a property continues to qualify as a homestead if the property is leased while the owner is away from Indiana serving on active duty in the armed forces, if the individual has lived at the property at any time during the past 10 years. (Current law specifies that a property ceases to qualify as a homestead if the property is leased while such an individual is away from Indiana.)

DIGEST OF SB 305 (Updated March 8, 2016 2:59 pm - DI 84)

Department of child services matters. Adds a definition of foster care. Amends the deadline for the department of child services (department) to notify a school corporation that a child in foster care will attend a school to September 1. Adds: (1) human or sexual trafficking offenses; (2) sexual battery against a child; (3) vicarious sexual gratification offenses; (4) child solicitation; (5) patronizing a prostitute; and (6) promoting prostitution; to the list of offenses under which a child victim may be designated as a child in need of services. Expands the statutory definition of "human trafficking" and "sex trafficking" to include: (1) federal definitions of the offenses; and (2) definitions of the offenses from other jurisdictions. Adds a child in need of services designation for a child who: (1) lives in the same household as an adult who committed or is charged with human or sexual trafficking; and (2) needs care, treatment, or rehabilitation that the child is not receiving or is unlikely to be provided without intervention. Creates a rebuttable presumption that a child is a child in need of services if the state establishes that: (1) the child lives in the same household as an adult that has committed or been charged with certain offenses. Permits a finding by a juvenile court that reasonable efforts for reunification are not necessary if a child is a child in need of services: (1) as a result of being a victim of a human or sexual trafficking offense that was committed by a parent, guardian, or custodian and resulted in a conviction; or (2) as a result of the parent, guardian, or custodian being charged with a human or sexual trafficking offense. Removes the requirement that a delinquent child must be removed from the home in order to enter an informal adjustment. Allows any court with jurisdiction over a child in an adoption matter to approve excess payments for costs incurred by the birth mother. Repeals language regarding foster care review boards. Adds missing Interstate Compact on the Placement of Children language. Adds the National Center for Missing and Exploited Children to the entities with which the department may share assessment reports.

DIGEST OF SB 306 (Updated March 7, 2016 2:38 pm - DI 84)

Bond bank community funding. Amends the Indiana bond bank law to require the county where a qualified entity is located to pay to the bond bank, from any assets of the qualified entity that are in the custody of the county, the amount of certain securities payments that the qualified entity has failed to make. Increases from five years to 10 years the maximum maturity period applicable to municipal securities purchased by the treasurer of state.

DIGEST OF SB 308 (Updated March 10, 2016 8:06 pm - DI 73)

Local tax matters. Provides that when calculating the base rate for agricultural land for the January 1, 2016, assessment date and each assessment date thereafter, the department of local government finance (DLGF) shall do the following: (1) Use the six most recent years preceding the year in which the assessment date occurs for which data is available (before the highest of those six years is eliminated when determining the rolling average). (2) After determining a preliminary base rate that would apply for the assessment date, adjust the preliminary base rate as follows: (A) If the preliminary base rate for the assessment date would be at least 10% greater than the final base rate determined for the preceding assessment date, a capitalization rate of 8% shall be used to determine the final base rate. (B) If the preliminary base rate for the assessment date would be at least 10% less than the final base rate determined for the preceding assessment date, a capitalization rate of 6% shall be used to determine the final base rate. (C) If the preliminary base rate for the assessment date is neither at least 10% greater nor at least 10% less than the final base rate determined for the preceding assessment date, a capitalization rate of 7% shall be used to determine the final base rate. Specifies that for purposes of the assessment of agricultural land, the soil productivity factors used for the March 1, 2011, assessment date shall be used for the January 1, 2016, assessment date and each assessment date thereafter. (Under current law, new soil productivity factors are to be used for assessment dates occurring after March 1, 2015.) Deletes the requirement that an assessor shall examine and verify the accuracy of each personal property tax return filed by a taxpayer. Provides instead that an assessor may examine and verify the accuracy of a personal property tax return if the assessor considers the examination and verification of that personal property return to be useful to the accuracy of the assessment process. Increases the assessed value per acre of classified forest land, classified windbreaks, and classified filter strips from \$1 per acre to \$13.29 per acre for the January 1, 2017, assessment date. For assessment dates after January 1, 2017, increases the assessed value by the annual percentage change in the consumer price index. Adds certain types of property to the exemption for property used for public airport purposes. Authorizes a county fiscal body to adopt an ordinance to capture taxes from all taxing units in a taxing district when there is an appeal that is uncommon and infrequent. Specifies that such a taxing unit may not include these captured taxes as part of an appeal for a shortfall levy increase. Provides an exemption from the maximum property tax levy limits for a municipality in a year if: (1) the percentage growth in the municipality's assessed value for the preceding year compared to the year before the preceding year is at least two times the assessed value growth quotient; and (2) the municipality's population increased by at least 150% between the last two decennial censuses. Specifies that such a municipality may increase its property tax levy in excess of the levy limits by a percentage equal to the lesser of 6% or the percentage growth in the municipality's assessed value for the

preceding year compared to the year before the preceding year. Provides that Cain Township in Fountain County may increase its maximum township unit levy and its maximum levy for fire protection and emergency services for 2017. Limits the increase to what each of these levies would be for 2017 if the township had imposed the maximum amount for each of these levies since 2003. Permits the fiscal body of Howard Township in Washington County to adopt a resolution to authorize the township executive to request that the DLGF increase the township's maximum permissible property tax levy for 2017 and thereafter. Requires the DLGF to increase the maximum levy by 10%. Permits a county fiscal body to impose a local income tax (LIT) rate for a public safety emergency assistance answering point that is part of the statewide 911 system (PSAP) if the adopting body in the county is the LIT council and the LIT council has not allocated the revenue from an expenditure rate of at least 0.1% to a PSAP in the county. Specifies that the rate may not exceed 0.1%. Specifies that the revenue generated by the rate is to be paid only to the county unit and used only for a PSAP. Allows a county to use excess reserves in its prisoner reimbursement fund for the costs of care, maintenance, and housing of prisoners, including the cost of housing prisoners in the facilities of another county. Expires under the tax increment financing law the downtown Indianapolis consolidated allocation area on January 1, 2051. Urges a study of the topic of allowing an exemption from the maximum levy limits for growing municipalities by the interim study committee on fiscal policy.

DIGEST OF SB 309 (Updated March 10, 2016 8:42 pm - DI 73)

State and local taxation. Eliminates the exemption for property taxes during the planning and construction of a residence that is conveyed upon completion to a low income individual by a nonprofit organization. Restricts but does not eliminate the exemption for property taxes for improvements on real property that are constructed, rehabilitated, or acquired for the purpose of providing low income housing. Specifies that the payments in lieu of taxes (PILOTS) that may be required from a property owner claiming such an exemption may not be imposed for an assessment date occurring after January 1, 2017. Eliminates the property tax deduction for residential rehabilitation of a dwelling. Eliminates the property tax deduction for rehabilitation of a structure over 50 years old. Provides that the state use tax is imposed on a contractor's conversion of construction material into real property if that construction material was purchased by the contractor. Specifies, however, that the use tax does not apply to conversions of construction material if: (1) the sales or use tax has been previously imposed on the contractor's acquisition or use of that construction material; (2) the person for whom the construction material is being converted could have purchased the construction material exempt from the sales and use tax (as evidenced by an exemption certificate) if that person had directly purchased the material from a retail merchant in a retail transaction; or (3) the conversion of the construction material into real property is governed by a time and material contract. Provides that a contractor is a retail merchant making a retail transaction when the contractor disposes of tangible personal property or converts tangible personal property into real property under a time and material contract. Specifies that a person is a retail merchant making a retail transaction for purposes of state gross retail and use taxes when the person rents or furnishes rooms, lodgings, or accommodations (lodgings) that: (1) are rented or furnished for periods of less than 30 days; and

(2) are located in a house, condominium, or apartment in which lodgings are rented or furnished for transient residential housing for consideration. Defines "facilitator" as a person who: (1) contracts with a person who rents or furnishes lodgings for consideration to market the lodgings through the Internet; and (2) accepts payment from the consumer for the lodging. Provides that a facilitator is a retail merchant making a retail transaction when the facilitator accepts payment from the consumer for lodgings rented or furnished in Indiana. Provides that a retail merchant who rents or furnishes lodgings shall provide to the consumer of the lodging an itemized statement separately stating all of the following: (1) The part of the gross retail income that is charged for the rental or furnishing of the lodging. (2) Any taxes collected by the person renting or furnishing the lodging. (3) Any part of the gross retail income that is a fee, commission, or other charge of a facilitator. Provides that a penalty of \$25 is imposed on a facilitator for each transaction in which the facilitator fails to separately state such information. Repeals the state sales tax exemption for the cutting of steel bars into billets after 2016. Provides that the exemption applies retroactively to transactions occurring from 2010 through 2015, but that a taxpayer is not entitled to a refund of state sales taxes paid on those transactions. Provides that for taxable years beginning after December 31, 2017, a taxpayer may claim the \$1,500 additional dependent deduction for a dependent child for whom the taxpayer is the legal guardian. Provides that the state income tax credit for certain acute care hospitals for part of the property taxes paid by the hospital may be carried forward if the hospital cannot use the entire credit because of the taxpayer's income tax liability for that taxable year. Repeals the state income tax credit for contributions to the twenty-first century scholars program support fund. Makes conforming changes. Sets forth criteria for determining the date on which a taxpayer has made a contribution to a 529 plan. Provides that if an ordinance has been adopted requiring the payment of the innkeeper's tax to the county treasurer instead of the department, the county treasurer has the same rights and powers with respect to refunding the innkeeper's tax as the department. Provides that if a partnership, a trust, or an estate fails to withhold and pay any amount of tax required to be withheld and thereafter the tax is paid by the partners of the partnership (or the beneficiaries in the case of a trust or estate), the amount of tax paid by partners (or the beneficiaries in the case of a trust or estate) may not be collected from the partnership, trust, or estate. Specifies that the partnership, trust, or estate remains liable for interest or penalty based on the failure to withhold the tax. Provides that if the department issues to a person a demand notice for the payment of a tax, the person has 20 days (rather than 10 days, under current law) to either pay the amount demanded or show reasonable cause for not paying the amount demanded. Provides that a public-private agreement for communications systems infrastructure may be entered into using the procedures that apply to requests for proposals by the Indiana finance authority (IFA) or using a request for information and entering into negotiations with a single offeror. Provides that the IFA may set user fees as part of the public-private agreement. Specifies that any improvements on any real property interests may be owned by the IFA, a governmental entity, an operator, or a private entity instead of having to be owned in the name of the state or by a governmental entity. Provides that local planning and zoning laws do not restrict or regulate the exercise of the power of eminent domain by the IFA or the use of property owned or occupied by the IFA. Reconciles a conflict with SEA 23-2016 and HEA 1036-2016. Urges the legislative council to assign to a study committee the topic of the eligibility of low income housing for a property tax exemption.

DIGEST OF SB 310 (Updated March 4, 2016 2:37 pm - DI 84)

Lake County pilot program and other local government matters. Establishes a three year pilot program applicable only in Lake County, that authorizes a redevelopment commission to: (1) establish an area known as a new opportunity area; and (2) sell any property that is held by the redevelopment commission and located in a new opportunity area at auction to the highest responsible and responsive bidder. Makes changes to the statute concerning determination of serial tax delinquencies to provide that: (1) a petitioner is required to serve notice of a petition only on a person with a substantial property interest of public record, eliminating the need to serve notice on other appropriate parties; (2) a hearing date on a petition for a determination of serial tax delinquencies may be set not earlier than 30 days and not later than 60 days after the petition is filed (current law specifies that the hearing date may be set not earlier than 15 days and not later than 25 days after the petition is filed); and (3) property taxes and special assessments are removed from the tax duplicate as soon as an order is issued finding that serial tax delinquencies exist with respect to the subject properties, regardless of whether the petitioner acquires a tax deed for the properties. Provides that a petitioner for a tax deed under the normal tax sale statute may (instead of must) include various items of documentation with the petition. Adds Kosciusko County to the list of counties whose municipalities may annex noncontiguous territory for industrial park purposes.

DIGEST OF SB 315 (Updated February 22, 2016 5:28 pm - DI 84)

Distribution of cord blood donation information. Directs persons that provide birthing services and prenatal care to distribute information about postnatal fluid and postnatal tissue donation, including cord blood donation, to pregnant patients as part of the postnatal donation initiative.

DIGEST OF SB 321 (Updated March 21, 2016 7:54 am - DI 73)

Local government budgeting. Provides that for each budget year after 2018, the department of local government finance (DLGF) shall certify a political subdivision's budget, tax rate, and tax levy not later than: (1) December 31 of the year preceding the budget year, unless a taxing unit in a county is issuing debt after December 1 in the year preceding the budget year or intends to file a shortfall appeal; or (2) January 15 of the budget year, if a taxing unit in a county is issuing debt after December 1 in the year preceding the budget year or intends to file a shortfall appeal. (Under current law, these certifications must be completed not later than February 15 of the budget year.) Retains the November 1 deadline for a political subdivision to adopt a budget for the following year. Specifies that after 2017, the county auditor shall provide before June 1 an initial estimate of assessed valuations to political subdivisions within the county. For calendar years after 2017, changes: (1) the date by which a county must submit the coefficient of dispersion study and property sales assessment ratio study to the DLGF; (2) the date by which a political subdivision must submit a proposal to establish a cumulative fund to the DLGF; (3) the date by which the budget agency must provide to the DLGF and county auditors an estimate of

each county's local income tax distributions for the following year; and (4) the date by which the DLGF must estimate each taxing unit's distribution of local income tax for the following year. Changes other deadlines in the local budgeting process in order to conform to the December 15 deadline for DLGF certification of budgets, tax rates, and tax levies. Provides that the DLGF shall before July 15 of each year provide taxing units with an estimate of the maximum property tax levies that will apply for the ensuing calendar year. Provides that the DLGF must before August 1 of each year provide to each taxing unit an estimate of the amount by which the taxing unit's distribution of property taxes may be reduced by circuit breaker credits in the ensuing year. Provides that for a fund of a political subdivision subject to the levy limits, the DLGF shall calculate and certify the allowable budget of the fund if the political subdivision adopts a tax levy that exceeds the estimated maximum levy limits as provided by the DLGF. Specifies that for a fund subject to levy limits and for which the political subdivision adopts a tax levy that is not more than the levy limits, the DLGF shall review the fund to ensure the adopted budget is fundable based on the unit's adopted tax levy and estimates of available revenues. Requires the budget agency to provide the assessed value growth quotient for the ensuing year to civil taxing units, school corporations, and the DLGF before July 1 of each year. Requires the DLGF to provide to political subdivisions: (1) the maximum property tax rate that may be imposed by the political subdivision for each cumulative fund or other fund for which a maximum rate is established; and (2) the property tax rates that must be imposed by the political subdivision in the following year for debt service. Requires the DLGF to update the estimate before August 1. Provides that in formulating a political subdivision's estimated budget, the proper officers of the political subdivision must consider the net property tax revenue that will be collected by the political subdivision during the ensuing year, after taking into account the estimates by the department of local government finance of: (1) the amount by which the political subdivision's distribution of property taxes will be reduced by circuit breaker credits; and (2) the maximum amount of net property tax revenue and miscellaneous revenue that the political subdivision will receive in the ensuing year. Repeals the statutes concerning county fiscal body nonbinding review of local budgets, tax levies, and tax rates and the nonbinding review pilot project. Requires the county fiscal body to review the following at a public meeting: (1) The estimated levy limits provided by the DLGF. (2) The estimated circuit breaker credit impact on taxing units. Provides that after this meeting is held, the county fiscal body may prepare and distribute a written recommendation for taxing units in the county. For property taxes first due and payable after December 31, 2016, provides that the maximum appropriations for a community intellectual disability and other developmental disabilities center is equal to the maximum allowable appropriation by the county for the preceding year multiplied by the assessed value growth quotient. Specifies that a county shall fund the operation of community mental health centers (unless a lower tax levy amount will be adequate to fulfill the county's financial obligations, as provided under current law) in an amount equal to: (1) the maximum amount that could have been levied in the county in the preceding year (using the amount calculated under for this purpose in 2004 as the base amount); multiplied by (2) the county's assessed value growth quotient. Requires the DLGF to provide to counties before July 15 of each year an estimate of the maximum appropriation amount for the ensuing year. Provides that for purposes of determining the property tax levy limits, a county's or municipality's tax levy excludes all the taxes imposed

for a county or municipal cumulative capital development fund. Requires the DLGF to provide annually to each county and municipality an estimate of: (1) the maximum tax rate that the county, city, or town may impose for a cumulative capital development fund; and (2) the maximum amount of property taxes imposed for community mental health centers or community intellectual disability and other developmental disabilities centers that are exempt from the levy limits for the ensuing year. Requires the DLGF to make a one time permanent adjustment to the levy limits equal to the amount of property taxes imposed on personal property of banks that became subject to assessment in 1989 (this amount is currently excluded under a separate statute). Repeals the statute providing that property taxes imposed by a county or municipality to pay supplemental juror fees (above the required amount) are exempt from the levy limits. Changes the date (from July 1 to June 15 of each year) by which a redevelopment commission must determine the amount, if any, of excess assessed value that may be allocated to the respective taxing units. Urges the legislative council to assign to an interim study committee the study of the procedures by which a political subdivision in a county may: (1) transfer the political subdivision's funds to another political subdivision located in the same county; and (2) transfer additional money from the political subdivision's other funds into the political subdivision's rainy day fund or general operating fund.

DIGEST OF SB 323 (Updated March 4, 2016 2:42 pm - DI 84)

Legislative studies. Requires the legislative services agency to: (1) study the combined reporting approach to apportioning income and transfer pricing for income tax purposes; and (2) report the results of the study before October 1, 2016, to the legislative council and to the interim study committee on fiscal policy. Requires the interim study committee on fiscal policy to hold at least one public hearing at which the legislative services agency presents the results of the study. Urges the legislative council to assign an interim study committee certain study topics related to gaming and . Urges the legislative council to assign the topic of federal requirements for home and community based settings to the interim study committee on fiscal policy.

DIGEST OF SB 324 (Updated March 8, 2016 3:11 pm - DI 87)

Construction permits and regulation. Provides the following: (1) Provides deadlines for the state department of health (department) to issue construction permits and conduct plan reviews for certain projects. (2) Requires the department to issue a construction permit without further review, if the department fails to provide notice or a complete plan review within the time required by statute. (3) Allows a person to apply for a construction permit from the department and a design release from the division of fire and building safety (division) by submitting a single application to the division. (4) Limits subsequent reviews to revisions and required corrections. (5) Requires the fire protection and building safety commission (commission) to adopt policies and rules to promote preservation and use of downtown commercial buildings located within designated historic districts.

DIGEST OF SB 325 (Updated February 23, 2016 2:41 pm - DI 84)

Individual development accounts. Requires that a primary residence or business for which money is withdrawn from an individual development account (account) must be located or based in Indiana. Provides for use of money from an account for purchase of a motor vehicle. Increases from 175% to 200% of the federal income poverty level the maximum annual income that an individual may have to qualify for an account. Requires a qualifying individual to be an Indiana resident. Removes the deadline for deposits to accounts. Provides that a community development corporation may apply to the housing and community development authority for an allocation of tax credits for contributors to an individual development account fund. Prohibits application of fees to an account. Allows a community development corporation to approve a business plan before receiving the plan with a request for a withdrawal for use in connection with a business. Codifies current practices for allocation and claims of individual development account tax credits.

DIGEST OF SB 327 (Updated February 25, 2016 3:32 pm - DI 84)

Transparency portal. Requires a political subdivision to upload certain contracts to the Indiana transparency Internet web site during each year that the contract amount payable by the political subdivision for the year exceeds the lesser of: (1) 10% of the political subdivision's property tax levy; or (2) \$50,000.

DIGEST OF SB 330 (Updated March 10, 2016 4:49 pm - DI 73)

School funding. Amends the statute allowing transfers from the state tuition reserve account to the state general fund to be made during the state fiscal year beginning in 2015 and in the state fiscal year beginning in 2016 if distributions for choice scholarships cause a reduction in state tuition support. Provides that the budget agency may transfer money from the state tuition reserve account to the state general fund if the budget director, after review by the budget committee, makes a determination that the tuition support distribution for the state fiscal year has been reduced because the amount of the distributions for choice scholarships for the state fiscal year exceeds the amount that the legislative services agency before May 1, 2015, estimated would be made for such distributions for that state fiscal year. Provides for funding for new charter schools using an enrollment estimate. Requires a new charter school to submit an enrollment estimate to the department of education before April 1 of the year the new charter school will be open for enrollment. Provides that in each odd-numbered year, the department of education shall provide the new charter school's estimated ADM to the legislative services agency before April 10 of that year. Provides that certain innovation network charter schools are to be treated the same as a charter school for state funding purposes.

DIGEST OF SB 335 (Updated March 7, 2016 2:40 pm - DI 84)

School corporation health insurance. Specifies that a school corporation may assign wages and pay premiums for collectively bargained health insurance and is not required to make the collectively bargained health insurance available to all school corporation employees.

DIGEST OF SB 336 (Updated February 22, 2016 5:31 pm - DI 84)

Mine subsidence. Allows the post-1977 abandoned mine reclamation fund to be used for the restoration of land that has been affected by surface coal mining operations. Removes the requirement that mine subsidence be caused by the collapse of inactive coal mines abandoned before August 3, 1977. Removes the exclusion of public buildings from the definition of structure. Provides that mine subsidence coverage must include coverage of up to \$15,000 for additional living expenses reasonably and necessarily incurred by an insured who is temporarily displaced as a direct result of damage caused by mine subsidence to the covered structure in which the insured resides. Specifies that an insured who elects to purchase coverage for the loss in actual cash value of a covered structure due to mine subsidence may waive coverage for living expenses incurred while temporarily displaced from a damaged residence.

DIGEST OF SB 339 (Updated March 4, 2016 2:57 pm - DI 84)

Daily fantasy sports. Provides that a paid fantasy sports game does not constitute gaming for any purpose. Provides that paid fantasy sports games may be conducted through an Internet web site maintained and operated by a game operator or on the premises of certain licensed facilities under a contract between a game operator and the owner of the licensed facility. Provides for the regulation of paid fantasy sports games by the paid fantasy sports division of the gaming commission (division). Provides that the division has certain powers and duties for purposes of administering, regulating, and enforcing paid fantasy sports. Provides that an individual must be at least 18 years of age to participate in a paid fantasy sports game. Provides that any prize awarded in a paid fantasy sports game must be made known before the paid fantasy sports game begins. Requires a game operator to implement certain procedures concerning: (1) preventing certain individuals from competing in paid fantasy sports games; (2) verifying that a game participant is at least 18 years of age; (3) allowing individuals to restrict themselves from entering paid fantasy sports games; and (4) disclosing the number of paid fantasy sports games a single game participant may enter. Establishes the fantasy sports regulation and administration fund. Provides that fees and civil penalties under the fantasy sports regulation provisions must be deposited in the fantasy sports regulation and administration fund. Appropriates money in the fund for the state fiscal year beginning July 1, 2016, and ending June 30, 2017. Provides that: (1) the game operator initial fee is at least \$50,000, but may be increased up to \$75,000 if the division increases the fee to cover the costs of the operation of the division; and (2) the annual fee for a game operator is \$5,000. Provides that a licensee's license is contingent upon the determination by the division that the licensee is in compliance with the statute. Requires a licensee to be investigated every three years to determine compliance. Provides that a licensee shall bear the cost of investigations. Provides that a "paid fantasy sports game": (1) must require participants to pay, with cash or a cash equivalent, an entry fee to participate; and (2) may not be based on the results of certain horse races. Provides that the division may adopt rules, including emergency rules, to implement the chapter, except for certain prohibited topics. Requires game operators or licensees to make a reasonable effort to withhold cash winnings of obligors for amounts the obligors are delinquent in child support and allows game operators or licensees to

deduct and retain an administrative fee in relation to withholding the obligor's delinquent child support. Permits the department of child services to share delinquent child support obligors data with game operators. Prohibits a game operator from: (1) advertising a paid fantasy sports contest in any publication or medium that is aimed exclusively to juveniles; and (2) advertising a paid fantasy sports contest or running promotional activities concerning a paid fantasy sport contest at elementary schools, high schools, and at sports venues used exclusively for student sports activities. Urges the legislative council to assign to the appropriate study committee the topics of: (1) the regulation of paid fantasy sports; (2) the taxation of paid fantasy sports; and (3) the interception of past due taxes and child support owed by paid fantasy sports game players.

DIGEST OF SB 347 (Updated February 29, 2016 2:51 pm - DI 84)

Water resources. Repeals the law requiring all water utilities to annually report to the utility regulatory commission on the utilities' operations and maintenance costs in providing water service to their customers. Requires the Indiana finance authority (authority), before November 1, 2017, to prepare and submit in an electronic format to the executive director of the legislative services agency a report on non-revenue water (the difference between the volume of water entering a water distribution system and the volume of water consumption billed to customers served by the water distribution system) and water loss in Indiana. Requires the authority to perform a quality assurance review of the water resources data compiled from the reports submitted annually by owners of significant water withdrawal facilities for all calendar years since 1985, and to present the results of its quality assurance review as those results become available to the water rights and use section of the division of water of the department of natural resources. Requires the authority to study, analyze, and report to the executive director of the legislative services agency by November 1, 2016, on the infrastructure needs of Indiana's water utilities.

DIGEST OF SB 350 (Updated March 4, 2016 2:58 pm - DI 84)

Criminal history background checks for home health workers. Requires a home health agency or personal services agency to obtain a national criminal history background check or an expanded criminal history check on employees. (Current law requires a limited criminal history record unless certain circumstances exist that would require a national criminal history background check or an expanded criminal history check.)

DIGEST OF SB 355 (Updated March 8, 2016 3:01 pm - DI 84)

Tax sales and tax sale properties. Provides that certain notices of tax sales may omit the descriptions of the properties to be offered for sale if: (1) the notice includes a statement indicating that descriptions of the properties and minimum bids are available on the Internet web site of the county government or the county government's contractor and in printed form upon request; and (2) the descriptions of the properties are made available on the county's Internet web site and in an electronic format, on a digital storage medium, or in printed form upon request.

Provides that if a county auditor or county executive has published information concerning properties to be sold in a tax sale on the Internet web site of the county government or the county government's contractor, a person who requests information concerning descriptions of those properties in an alternative form may specify that the person prefers to receive the information in an electronic format, on a digital storage medium, or in printed form. Provides that if an owner of property that has been sold at a tax sale sells the property during the redemption period: (1) the amount the buyer must pay to redeem the property includes any excess amount that was paid by the winner bidder at the tax sale and that is being held in the tax sale surplus fund; (2) a county recorder may not record the conveyance document unless the buyer has redeemed the property; and (3) if the buyer does not redeem the property before the end of the redemption period, the conveyance is inoperable and void. Gives the attorney general the power to enforce current law pertaining to agreements for compensation to locate, deliver, recover, or assist in the recovery of money deposited in a tax sale surplus fund with respect to real property as a result of a tax sale. Provides that when a governmental entity or the state becomes the owner of real property with unpaid property taxes, delinquencies, fees, special assessments, and penalties assessed against the real property, the department of local government finance may release the lien against the real property and cancel these assessments with respect to the governmental entity, the state, or a subsequent purchaser, regardless of whether the property taxes were assessed before or after the governmental entity or the state became the owner of the real property. Specifies that the cancellation of the assessments and the release of the corresponding lien does not affect the liability of any person that is personally liable for the assessments.

DIGEST OF SB 357 (Updated March 9, 2016 2:57 pm - DI 106)

Registry of convicted child abusers. Defines "crime of child abuse" and requires the division of state court administration (division) to establish an electronic child abuse registry containing information relating to persons convicted of a crime of child abuse.

DIGEST OF SB 362 (Updated March 2, 2016 2:20 pm - DI 84)

National guard members and veterans. Extends employment protections under the federal Uniformed Services Employment and Reemployment Rights Act and extends the rights, benefits, and protections under the Servicemembers Civil Relief Act to members of the national guard of another state during state sponsored activation. Expands the definition of "photographic identification" to include identification documents issued by the United States or a state or territory of the United States. Allows military discharge records to be released to a person in possession of photographic identification and: (1) a power of attorney; (2) a court order appointing a guardian; or (3) a court order appointing a personal representative.

DIGEST OF SB 364 (Updated March 10, 2016 11:26 am - DI 104)

Medicaid provider audit work group. Requires the office of Medicaid policy and planning (office) to establish a work group to discuss the policies and procedures used in Medicaid

provider audits. Requires the office to submit the work group's findings and any statutory recommendations to legislative council before December 1, 2016.

DIGEST OF SB 366 (Updated March 7, 2016 2:41 pm - DI 84)

Solid waste management districts. Provides that the requirement for each county to have a single-county solid waste management district or be a member of a joint solid waste management district expires July 1, 2017. Provides that after June 30, 2017: (1) a county may dissolve its single county solid waste management district if: (A) the county executive and county fiscal body adopt ordinances in favor of the dissolution of the district; and (B) the county legislative body follows the procedure by which a political subdivision that established another political subdivision may dissolve that other political subdivision; or (2) a county, by action of the county executive, may withdraw from a joint solid waste management district and adopt an ordinance exercising the county's right not to be designated as a county solid waste management district and not to join another joint solid waste management district. Provides that the expiration of the provision requiring all counties to have solid waste management districts does not affect a solid waste management district established before the expiration of the provision. Prohibits a member of the county executive, legislative body, or fiscal body from voting on the dissolution of the county's solid waste management district if the member is an employee of the district. Provides that, if a district is being dissolved, any assets of the district that are not needed to satisfy the district's legal obligations shall be used by the county to provide the services previously provided by the district; that the county may continue collecting fees collected by the district but is required to use the fee proceeds exclusively to provide services previously provided by the district; and that if the district imposed a property tax levy, the authority of the district to impose the levy is transferred to the county but the county may use the taxes collected under the district's levy authority only for the purposes for which the district was authorized to use its levy. Provides that a county, city, town, or township does not have the power to dissolve another political subdivision except as expressly granted by statute, but establishes a procedure by which a political subdivision that established another political subdivision may dissolve that other political subdivision. Requires a political subdivision using this procedure to give public notice, hold a public meeting, provide opportunity for public comment, and create a plan concerning the dissolution, including an explanation of how the services provided by the entity to be dissolved will be provided after the entity is dissolved.

DIGEST OF SB 371 (Updated February 22, 2016 5:35 pm - DI 84)

Probate matters. Provides that an individual otherwise qualified for certain property tax deductions for property that the individual occupies as a beneficiary of the trust that owns the property is not required to be considered the owner of the property under the rules of construction for the property tax law for the trust to receive the property tax deduction. Transfers certain inheritance tax duties from the probate court, county assessor, and county treasurer to the department of state revenue with respect to inheritance tax returns filed after March 31, 2016. Revises the inheritance tax allocation statute so that the current allocation between the counties

and the state is unaffected by the transfer of inheritance tax duties. Provides that a will contest must be initiated in the same cause of action. Specifies the priority of a personal representative and stepchildren with respect to the disposition of a decedent's body and funeral arrangements. Specifies that a court must consider a standby guardian designation when appointing a guardian. Specifies that for purposes of a guardianship appointment, a person designated a standby guardian is second in priority to a person designated in a durable power of attorney. Specifies how property passes in a transfer on death transfer if the beneficiary disclaims the property. Makes technical corrections.

DIGEST OF SB 372 (Updated March 1, 2016 5:03 pm - DI 84)

Deficiency judgments and foreclosed property. Provides that the following statutes are not intended to provide the owner of real estate subject to the issuance of process under a judgment or decree of foreclosure any protection or defense against a deficiency judgment for purposes of the borrower protections from liability that must be disclosed on a specified form required by amendments to a federal rule concerning mortgage disclosures: (1) The statutes governing the payoff of, and short sales involving: (A) first lien mortgage transactions; and (B) consumer credit sales and consumer loans under the uniform consumer credit code. (2) The statute allowing the owner of real estate subject to the issuance of process under a judgment or decree of foreclosure to waive, with the consent of the judgment holder, the time limitations that would otherwise apply to the issuance of process with respect to the judgment or decree of foreclosure.

DIGEST OF SB 375 (Updated March 4, 2016 2:59 pm - DI 84)

Prequalification for public works projects. Delays from June 30, 2016, to December 31, 2016, the date after which public works projects that are awarded must comply with the requirement that a contractor be qualified under IC 4-13.6-4 or IC 8-23-10 before doing any work on the project. Requires that a contractor working on a project that is a public work be qualified by the Indiana department of administration's certification board (board). Requires that a contractor working on a project that is the construction, improvement, alteration, repair, or maintenance of a road, highway, street, or alley be qualified by the Indiana department of transportation. Exempts from the qualification requirement: (1) a materials supplier; and (2) a contractor doing any work on a public works project awarded by a local unit whenever: (A) the total amount of the contract awarded to the contractor for work on the public works project is less than \$300,000; and (B) the public agency complies with IC 36-1-12 in awarding the contract for the project. Requires that a list of contractors holding a valid certificate of qualification under IC 4-13.6-4 or IC 8-23-10 be available for public inspection during regular office hours and on the Internet. Excludes from the authority of the a county, city, town, or township (unit) to establish wage rates in a contract to which the unit is a party a public works contract awarded by the unit unless federal or state law requires a wage scale or wage schedule.

DIGEST OF SB 378 (Updated March 1, 2016 1:18 pm - DI 84)

Indiana economic development corporation. Provides that the office of small business and entrepreneurship may maintain: (1) a toll free telephone number; and (2) an Internet web page; to provide free access to the office's services related to the Indiana small business development center. Provides that the Indiana economic development corporation (IEDC) may (instead of "shall" as under current law) maintain a small business division to carry out its duties. Provides that, if the IEDC maintains a small business division, the IEDC shall provide free access to the division services through: (1) a toll free telephone number; and (2) an Internet web page. Repeals the local economic development organization grant program. Amends the definition of "qualified entity" for purposes of the economic development fund to include a local economic development organization eligible for a grant under the local economic development organization grant program. Provides that the IEDC has certain powers concerning enterprise zones that would otherwise be entrusted to the board of the IEDC under current law. Provides that an enterprise zone business that fails to comply with certain annual reporting requirements to the IEDC waives the amount of the tax and exemption incentives available to the zone business for the preceding year, unless the zone business pays the IEDC a penalty of: (1) an amount not to exceed 7% for the first instance of noncompliance; or (2) 15% for the second instance of noncompliance and each subsequent instance; of the amount of the tax credit and exemption incentives for the preceding year. (Under current law, the penalty amount is 15% for each instance of noncompliance.) Provides that the IEDC (and not the board of the IEDC as under current law) has certain powers and duties concerning certain tax credit provisions. Repeals the definition of "director" in certain tax credit provisions. Provides that the IEDC (and not the director of the IEDC as under current law) has certain duties concerning those tax credit provisions. Provides that, if the IEDC determines that a taxpayer is not in compliance with an economic development for a growing economy tax credit agreement, a Hoosier business investment tax credit agreement, or a Hoosier alternative fuel vehicle manufacturer tax credit agreement, the IEDC shall, after giving the taxpayer an opportunity to explain the noncompliance: (1) notify the department of state revenue of the noncompliance; and (2) request that the department of state revenue impose an assessment on the taxpayer as provided by the tax credit agreement. (Under current law, the department of state revenue and the IEDC may make determinations concerning a taxpayer's noncompliance with a tax credit agreement.) Repeals outdated language. Makes conforming amendments.

DIGEST OF SB 380 (Updated March 4, 2016 3:01 pm - DI 84)

Redevelopment commissions. Allows members of the following boards and commissions to vote at electronic meetings: (1) A redevelopment commission (in the case of Marion County, the metropolitan development commission acting as the redevelopment commission). (2) A board of directors of a redevelopment authority (in the case of Marion County, the board of directors of the county convention and recreational facilities authority). (3) A military base reuse authority. Requires the redevelopment commission or military base reuse authority to adopt policies governing member participation in electronic meetings of both the commission or authority and the redevelopment authority board of directors. Provides that a nonvoting adviser appointed to a redevelopment commission may be an individual recommended by the school board to the

appointing authority (instead of a member of the school board).

DIGEST OF SB 381 (Updated March 7, 2016 2:45 pm - DI 84)

Cigarette and tobacco taxes. Changes the stamp discount for cigarette distributors from \$0.012 to \$0.013. Changes the tax collection allowance for tobacco distributors from \$0.006 to \$0.007 for tobacco products other than cigarettes. Repeals the tax that applies to cigarette papers, wrappers, and tubes. Makes conforming changes.

DIGEST OF SB 383 (Updated March 4, 2016 3:02 pm - DI 84)

System integrity adjustments. Provides that an eligible water or wastewater utility may petition the utility regulatory commission (commission) to charge a system integrity adjustment to recover or credit an adjustment amount based on the eligible utility's revenues. Provides that the commission, after a hearing, shall approve a properly calculated system integrity adjustment. Provides that a utility may collect a system integrity adjustment until the earlier of: (1) 48 months after the date on which the utility is allowed to begin collecting the system integrity adjustment; or (2) the date on which the commission issues an order in the utility's next general rate case proceeding. Requires the commission to adopt rules concerning system integrity adjustment proceedings. Makes a technical correction.

DIGEST OF SJR 14 (Updated February 29, 2016 6:29 pm - DI 84)

Article V Convention. Applies to Congress for a convention under Article V of the United States Constitution to propose amendments to the United States Constitution. Provides that such a convention be limited to proposing amendments to the United States Constitution that do the following: (1) Impose fiscal restraints on the federal government. (2) Limit the power and jurisdiction of the federal government. (3) Limit the terms of office for its officials and for members of Congress.

DIGEST OF HB 1001 (Updated March 10, 2016 9:20 pm - DI 113)

Road funding. At the end of state fiscal year 2016, transfers state reserves that exceed 11.5% of general revenue appropriations as follows: (1) 55% to the state highway fund. (2) 45% to the local road and bridge matching grant fund. Provides that use tax collected on sales of gasoline is distributed differently than ordinary sales and use tax collections. Allows a county that uses a transportation asset management plan approved by the Indiana department of transportation (department) to impose the county motor vehicle license excise surtax and the county wheel tax at higher rates. Authorizes an eligible municipality to impose a municipal motor vehicle license excise surtax and a municipal wheel tax. Provides for the deposit of certain excise taxes and local taxes collected under the tax amnesty program, including funding for a third regional cities project, thirteenth pension checks in 2016, and next generation Hoosier educators scholarships.

Requires a transfer of \$100,000,000 from the state general fund to the state highway fund instead of to the major moves 2020 trust fund in state fiscal year 2017 and provides that the money transferred must be used only for preserving and reconstructing existing roads and bridges for which the department is responsible. Establishes the local road and bridge matching grant fund. Provides the following in the case of infraction judgments imposed in Clark County for toll violations after January 1, 2017: (1) The court shall impose a judgment of not less than \$35 for such an infraction judgment. (2) The funds collected for such an infraction judgment shall be transferred to a dedicated toll revenue fund created as part of the project and may be used only to pay the cost of operating, maintaining, and repairing the tolling system. Establishes the funding Indiana's roads for a stronger, safer tomorrow task force (task force). Requires the task force to develop a long term plan for state highway and major bridge needs, including sustainable funding mechanisms for the various components of the plan. Makes appropriations for various highway and bridge maintenance purposes. Appropriates \$500,000 for the local technical assistance program to assist with the development and operation of local government transportation asset management plans and pavement management plans.

DIGEST OF HB 1002 (Updated March 10, 2016 8:30 pm - DI 110)

Next generation Hoosier educators scholarship. Requires the commission for higher education (commission) to prepare a report concerning scholarship programs and other incentives for high achieving students who intend to enter the teaching profession in Indiana upon graduation. Provides that the commission must provide a copy of the report to the budget agency and legislative council before December 1, 2016. Establishes the next generation Hoosier educators scholarship program. Provides that the commission may approve awarding a scholarship to an eligible applicant in an amount of \$7,500 each academic year for not more than four academic years. Establishes criteria an applicant must meet to receive a scholarship. Prohibits the commission from: (1) awarding a scholarship in an amount of more than a total of \$30,000 to an individual applicant; (2) awarding scholarships to more than 200 new applicants each academic year; and (3) awarding a scholarship to an applicant unless the applicant has applied to and been accepted for enrollment in an accredited postsecondary educational institution approved by the commission. Establishes the next generation Hoosier educators scholarship fund to provide funds for next generation Hoosier educators scholarships awarded by the commission. Makes an appropriation.

DIGEST OF HB 1003 (Updated January 21, 2016 12:06 pm - DI 84)

Teacher evaluations. Provides that, for a state fiscal year beginning July 1, 2015, and ending June 30, 2016, the amount that a school corporation may receive as part of a performance grant relating to test results shall be calculated using the higher of: (1) the percentage of passing scores on ISTEP program tests for the school for the 2013-2014 school year; or (2) the percentage of passing scores on ISTEP program tests for the school for the 2014-2015 school year. Specifies that if a school's performance grant is calculated using the percentage of passing ISTEP scores from the 2013-2014 school year, the grant amount may not exceed (with certain exceptions) the

grant amount that the school received for the state fiscal year beginning July 1, 2014, and ending June 30, 2015. Provides that the school corporation shall distribute all stipends from a performance grant to individual teachers within 20 business days of the date the department distributes the performance grant to the school corporation. Provides that ISTEP program test scores or a school's category or designation of school improvement for the 2014-2015 school year may not be used by a school corporation as part of an annual performance evaluation of a particular certificated employee unless the use of the ISTEP program test scores or a school's category or designation of school improvement would improve the particular teacher's annual performance rating.

DIGEST OF HB 1005 (Updated March 21, 2016 9:34 am - DI 116)

Various education matters. Provides that the department of education (department) shall make random visits to at least 5% of schools that are eligible to receive choice scholarships during a particular school year. (Current law provides that the department shall make random visits to at least 5% of eligible schools and charter schools.) Specifies that if a choice scholarship student changes schools during the school year after the December 1 count of special education pupils, any choice scholarship amounts paid to the choice scholarship student for the remainder of the school year after the choice scholarship student enrolls in a different eligible school shall not include amounts that a school corporation would receive as a special education grant for the choice scholarship student. Removes a provision that provides that if the eligible choice scholarship student leaves the eligible school for which the eligible choice scholarship student was awarded a choice scholarship and enrolls in another eligible school, the eligible choice scholarship student is responsible for the payment of any tuition required for the remainder of that school year. Provides that the department shall accept applications for choice scholarship students from September 2 through January 15 for the spring semester of the current school year. Provides that, for the distribution to be valid, the eligible choice scholarship student (or the parent of the eligible choice scholarship student) and the eligible school providing educational services to the eligible choice scholarship student must annually sign a form, prescribed by the department to endorse distributions for the particular school year. Provides that if a choice scholarship student who is receiving a choice scholarship for a school year changes schools after signing the form to endorse distributions for that school year, the choice scholarship student (or the parent of the choice scholarship student) and the eligible school in which the choice scholarship student enrolls must sign the form to endorse distributions for the particular school year. Removes references to charter schools and public schools from the provisions relating to the choice scholarship program. Provides that, beginning with the state fiscal year beginning July 1, 2016, the state board of education (state board) shall fix a second count date in the spring semester to count eligible pupils enrolled in special education programs. Provides that the count is used for informational purposes. Establishes a dual credit teacher stipend matching grant program. Provides that, notwithstanding a confidentiality agreement, a school that receives a request for an employment reference for a current or former employee, from another school, shall disclose to the requesting school any incident, known by the school, in which the employee has committed an act resulting in a substantiated report of abuse or neglect. Provides that a school

shall not disclose any identifying information concerning a student. Provides that a confidentiality agreement entered into by a school and an employee is not enforceable against the school if the employee committed an act resulting in a substantiated report of abuse or neglect. Provides that the individual in charge of an institution, school, facility, or agency that receives a report of child abuse or neglect shall immediately report the allegation to the department of child services or local law enforcement. Provides that a judge shall provide notification to the state superintendent of instruction and certain school administrators if a person is convicted of certain crimes and is a teacher. Requires schools to conduct checks whether applicants have been the subject of reports of committing child abuse or neglect or had a teacher's license suspended or revoked in another state. Provides that a nonpublic school with one or more employees is required to adopt and implement a policy for applicants to obtain a background check. Urges the legislative council to assign to the appropriate study committee the following topics: (1) Ways to reduce school sexual misconduct violations and methods of improving the reporting requirements of sexual misconduct violations in schools. (2) The effect of the time at which students start the school day. Establishes the career pathways and mentorship program to provide supplemental pay for classroom teachers who demonstrate effectiveness in their work and take on additional responsibilities in advanced roles. Establishes the system for teacher and student advancement grant fund and program to assist school corporation transition to the System for Teacher and Student Advancement (TAP) teacher performance model program or a similar program. Provides that the program is administered by the state board in consultation with the department. Provides that, for the first two full school years that a teacher provides instruction to students in elementary school or high school, the teacher is not prohibited from receiving a raise or increment for the following year if the teacher receives a rating of ineffective or improvement necessary. Provides that, if a teacher provides instruction to students in elementary school or high school in another state, any full school year, or its equivalent in the other state, that the teacher provides instruction counts toward the two full school years. Requires the department to grant a license to an individual who: (1) holds a valid teaching license issued by another state in the same content area or areas for which the individual is applying for a license in Indiana; and (2) was required to pass a content licensure test to obtain the license. Provides that if the individual has less than three years of full-time teaching experience, the individual is granted an initial practitioner's license. Provides that if the individual has at least three years of full-time teaching experience, the individual is granted a practitioner's license. Requires the individual to complete training: (1) in CPR and certain additional emergency skills; and (2) on the prevention of child suicide; not later than 12 months after the date the individual's license is issued. Provides that a school corporation may make a supplemental payment to a teacher who teaches an advanced placement course. Makes technical corrections.

DIGEST OF HB 1012 (Updated March 9, 2016 3:19 pm - DI 77)

Developmental disability bracelet and identification card. Requires the state department of health (state department), upon request, to issue a bracelet, an identification card, or both indicating that an individual has been medically diagnosed with a developmental disability. Allows the state department to charge a fee for the bracelet and identification card. Provides that the information

collected by the state department is confidential and establishes requirements before information may be released under a court order.

DIGEST OF HB 1013 (Updated March 3, 2016 4:13 pm - DI 84)

Geolocation information and unmanned aerial vehicles. Provides that, upon the request of a law enforcement agency, a provider of electronic communications services used by an electronic device is required to provide geolocation information concerning the electronic device to the law enforcement agency: (1) to allow the law enforcement agency to respond to a call for emergency services; or (2) in an emergency situation that involves the risk of death or serious bodily injury to an individual. Specifies that a law enforcement agency may make a request for geolocation information without first obtaining a search warrant or another judicial order that would otherwise be required to obtain the geolocation information if obtaining the search warrant or other judicial order would cause an unreasonable delay in responding to a call for emergency services or an emergency situation. Provides that, if a law enforcement agency makes a request for geolocation information without first obtaining a search warrant or another judicial order, the law enforcement agency shall seek to obtain the search warrant or other judicial order issued by a court based upon a finding of probable cause that would otherwise be required to obtain the geolocation information not later than 72 hours after making the request for the geolocation information. Requires a provider of electronic communications services used by electronic devices to submit the provider's emergency contact information to the state police department. Requires the state police department to: (1) maintain the emergency contact information submitted to the state police department by providers of electronic communication services; and (2) make the information immediately available to a state or local law enforcement agency. Allows the use of an unmanned aerial vehicle by a law enforcement officer or governmental entity without obtaining a search warrant if the law enforcement officer determines that the use of the unmanned aerial vehicle is required to obtain aerial photographs or video images of a motor vehicle accident site on a public street or public highway.

DIGEST OF HB 1017 (Updated March 1, 2016 11:34 am - DI 84)

Publication of notice by political subdivisions. Provides that in certain circumstances, a political subdivision (other than a county) may publish notice in a locality newspaper that circulates in the political subdivision instead of in a newspaper that is published in the county and circulates in the political subdivision. Establishes requirements for locality newspapers that may publish notice.

DIGEST OF HB 1019 (Updated March 10, 2016 11:35 am - DI 87)

Establishes a procedure for the release of law enforcement recordings (recordings) under the public records law. Exempts custodial interrogations described in Indiana Evidence Rule 617 from provisions applicable to other law enforcement recordings. Requires a public agency to permit the following persons (defined as a "requestor" in the statute) to view a recording at least

twice: (1) A person depicted in a recording, or if the person is deceased or incapacitated, the person's relative or representative. (2) An owner or occupant of real property depicted in a recording. (3) A crime victim, if the depicted events are relevant to the crime. (4) A person who suffers a loss due to personal injury or property damage, if the depicted events are relevant to the person's loss. Allows a "requestor" to be awarded attorney's fees, court costs, and other reasonable expenses if the "requestor" prevails in an action against a public agency to view a recording. Requires a public agency to permit all persons to inspect and copy a recording unless the public agency can demonstrate that release of the recording would: (1) pose a significant risk of harm to a person or the public; (2) interfere with a person's ability to get a fair trial; (3) affect an ongoing investigation; or (4) not serve the public interest. Provides that a recording that captures information relating to airport security may not be released for public inspection without the approval of the airport operator. Specifies the procedure to obtain a court order for the release of a law enforcement recording, and requires a court to expedite the proceedings. Caps the fee for copying a law enforcement recording at \$150, and specifies that the agency collecting the fee may spend the fee for certain purposes. Specifies information that a public agency may or must obscure from a law enforcement recording before disclosing it. Establishes the length of time that a public agency must retain a law enforcement recording. Exempts a law enforcement recording from a criminal statute prohibiting placement of a camera on the private property of another person. Resolves technical conflicts with SEA 378-2016 and HEA 1022-2016. (The introduced version of this bill was prepared by the interim study committee on government.)

DIGEST OF HB 1022 (Updated March 3, 2016 4:15 pm - DI 84)

Private university police departments. Provides that certain records of a private university police department relating to arrests or incarcerations for criminal offenses are public records. Allows a private university police department to withhold investigatory records. Provides that the name of a crime victim in records released by a private university police department must be redacted unless the release is authorized by the crime victim. Provides that an educational institution, a governing board of an educational institution, delegated office or offices of a governing board, or an individual employed by the educational institution as a police officer have the same immunities of the state or state police officers with regard to activities related to law enforcement.

DIGEST OF HB 1025 (Updated February 29, 2016 7:09 pm - DI 84)

Alternate rezoning procedure. Creates an optional alternate procedure to apply to rezoning proposals that provides the following: (1) If the plan commission makes a favorable recommendation, the rezoning proposal becomes effective unless an aggrieved person or the legislative body notifies the plan commission by a specified date. (2) If the plan commission makes an unfavorable recommendation or no recommendation, the rezoning proposal is defeated unless an aggrieved person or the legislative body notifies the plan commission by a specified date. (3) If the plan commission is notified by an aggrieved person or the legislative body by a

specified date, the legislative body shall consider and make the final determination on the rezoning proposal. Reconciles a conflict in a statute concerning rezonings within an excluded city.

DIGEST OF HB 1028 (Updated March 7, 2016 2:58 pm - DI 84)

Human trafficking and common nuisances. Repeals certain provision in current law defining the crimes of visiting and maintaining a common nuisance in connection with the unlawful use of: (1) alcohol; (2) legend drugs; and (3) controlled substances. Creates a new statute defining the crimes of visiting and maintaining a common nuisance in connection with: (1) the unlawful use of alcohol; (2) the unlawful use of a legend drug; (3) the unlawful use of controlled substances; and (4) certain human trafficking crimes. Makes visiting a common nuisance where certain human trafficking crimes are being committed a Class A misdemeanor, and makes maintaining a common nuisance where certain human trafficking crimes are being committed a Level 6 felony. Repeals obsolete provisions and makes conforming amendments.

DIGEST OF HB 1032 (Updated February 23, 2016 2:13 pm - DI 84)

Various pension matters. Provides that the assets of the state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan may be commingled for investment purposes with the assets of other funds administered by the board of trustees (board) of the Indiana public retirement system. Provides that an employer who elects to purchase special death benefit coverage for an eligible emergency medical services provider must pay for the coverage annually as prescribed by the board. Eliminates the guaranteed fund investment option after December 31, 2016, for members of the public employees' retirement fund (PERF) and the teachers' retirement fund (TRF) and replaces the guaranteed fund with an unguaranteed stable value fund investment option. Provides that a miscellaneous participating entity that freezes its participation in PERF must begin payment of its additional contributions to fully fund the service of its PERF members not later than July 1, 2016, or a date determined by the board. Allows the board to charge interest on any amount that remains unpaid after the payment date determined by the board. Provides for the disbursement or investment of annuity savings account money if an unvested member or PERF or TRF is suspended, and discontinues the practice of moving that annuity savings account money to a reserve account. Provides that a retired or disabled member of PERF or TRF who has begun to receive benefits may change the member's designated beneficiary or the form of the member's benefit any number of times. Allows an individual who: (1) is an employee of the state on July 1, 2016; (2) became for the first time, after January 1, 2013, a full-time employee of the state in a position that is eligible for membership in PERF; and (3) is a member of PERF; to elect to become a member of the public employees' defined contribution plan (plan). Requires the individual to make the election not later than July 30, 2016. Provides that for an individual who makes the election: (1) the individual's service in PERF is considered participation in the plan for purposes of vesting in the employer contribution subaccount, and the individual waives service credit in PERF for the service; (2) the amount credited to the individual's annuity savings account in PERF is transferred to the individual's

member contribution subaccount in the plan; and (3) the amounts paid to PERF by the state as employer normal cost contributions for the individual are transferred to the individual's employer contribution subaccount in the plan. Makes a technical correction. (The introduced version of this bill was prepared by the interim study committee on pension management oversight.)

DIGEST OF HB 1034 (Updated March 1, 2016 11:48 am - DI 84)

Teacher scholarships and stipends. Changes the name of the minority teacher scholarship to the William A. Crawford minority teacher scholarship. Provides that if the total of all scholarships awarded exceeds the amount available for distribution in a state fiscal year, the amount to be distributed to each applicant shall be proportionately reduced. Repeals: (1) a provision providing that if a student demonstrates financial need to the commission for higher education, the student may qualify for a \$4,000 annual scholarship; (2) a provision providing that the amount of a scholarship may not be reduced because the student receives other scholarships or forms of financial aid; (3) a provision that requires the commission to determine scholarship recipients based upon certain criteria and rules; and (4) an obsolete provision. Makes changes to the application requirements for the student teaching stipend for high-need fields. Provides that the student teaching stipend for high-need fields may not exceed \$4,000. Makes changes to the application requirements for the student teaching stipend for minorities. Provides that the student teaching stipend for minorities may not exceed \$4,000. Makes conforming amendments and technical corrections.

DIGEST OF HB 1035 (Updated February 16, 2016 1:53 pm - DI 84)

Code revision corrections. Resolves substantive problems in the Indiana Code. Resolves various nontechnical conflicts and problems not suitable for resolution in the annual technical corrections bill, including: (1) a statute that has been both added and repealed; (2) ambiguous language; (3) incorrect references; and (4) results that must not have been intended. (The introduced version of this bill was prepared by the code revision commission.)

DIGEST OF HB 1036 (Updated February 22, 2016 3:00 pm - DI 84)

Technical corrections. Resolves technical problems in the Indiana Code, including incorrect statutory references, nonstandard tabulation, and various grammatical problems. Provides that the technical corrections bill may be referred to as the "technical corrections bill of the 2016 general assembly". Specifies that the title may be used in the lead-in line of each SECTION of another bill to identify the provisions added, amended, or repealed by the technical corrections bill that are also amended or repealed in another bill being considered during the 2016 legislative session. Provides the publisher of the Indiana Code with guidance concerning resolution of amend/repeal conflicts between the technical corrections bill and other bills passed during the 2016 legislative session. Specifies that if there is a conflict between a provision in the technical corrections bill and a provision being repealed in another bill, the other bill's repealer is law. (The introduced version of this bill was prepared by the code revision commission.)

DIGEST OF HB 1038 (Updated February 23, 2016 2:18 pm - DI 84)

Blue LED lights on volunteer firefighter vehicles. Authorizes a blue light on a vehicle privately owned by a volunteer firefighter to be a blue light emitting diode (LED).

DIGEST OF HB 1040 (Updated March 3, 2016 4:16 pm - DI 84)

Food and beverage tax. Provides that, subject to the duty to pay amounts pledged to the repayment of existing obligations, the existing uses of the Henry County food and beverage tax are optional rather than mandatory. Adds the construction, renovation, improvement, or repair of county roads to the list of capital improvements for which Henry County is authorized to use county food and beverage tax revenues. Removes obsolete provisions concerning the existing county capital improvements committee, which is abolished by current law on January 1, 2016. Establishes a county food and beverage tax advisory committee to make recommendations to the county fiscal body concerning the use of food and beverage tax revenue. Provides that the fiscal officer of any municipality in Allen County may request the county auditor to determine and report to the fiscal officer the percentage amount of the county supplemental food and beverage tax that is collected in the preceding year in: (1) each municipality; and (2) the unincorporated territory of the county. Provides that the county auditor may charge a municipality that makes a request for the supplemental food and beverage tax percentages in the preceding year for any direct costs associated with determining and reporting the information.

DIGEST OF HB 1046 (Updated March 3, 2016 4:17 pm - DI 84)

Sales of bullion or currency. Provides a sales tax exemption for transactions involving the sale of: (1) coins that are permitted investments by an individual retirement account under federal law; (2) bullion that is a permitted investment by an individual retirement account under federal law; or (3) legal tender. Authorizes the secretary of state to issue a temporary registration to a foreign entity that wishes to sell precious metals bullion or currency at a trade fair or coin show in Indiana and is not otherwise lawfully authorized to conduct business in Indiana. Provides that a registration issued to a foreign entity expires after 28 days. Requires a foreign entity wishing to obtain a registration to submit an application to the secretary of state and pay a fee. Requires that the fees be deposited in the electronic and enhanced access fund. Prohibits a foreign entity from selling precious metals bullion or currency at a trade fair or coin show in Indiana unless the foreign entity: (1) registers with the secretary of state; or (2) is otherwise authorized to conduct business in Indiana.

DIGEST OF HB 1047 (Updated February 22, 2016 2:22 pm - DI 84)

Court motion clerk pilot program. Permits the Indiana judicial center to establish a circuit and superior court motion clerk pilot program (pilot program) to provide assistance to courts with preparing orders for complex motions. Provides that the judicial center shall administer the pilot program. Requires the judicial center to report to the interim study committee on courts and the

judiciary (committee) concerning the pilot program. Requires the committee to receive reports concerning the pilot program, and allows the committee to make recommendations and to propose legislation concerning the pilot program.

DIGEST OF HB 1048 (Updated March 3, 2016 4:19 pm - DI 84)

Motor vehicle accidents. Makes it a Class C infraction if a motor vehicle involved in an accident comes to a stop in the traveled portion of a highway, and the operator fails (with certain exceptions) to move the motor vehicle off the traveled portion of the highway in a manner that does not obstruct traffic more than is necessary. Provides that, with certain exceptions, a person who knowingly or intentionally possesses a plate or label that contains an identification number not attached to the motor vehicle or motor vehicle part to which the plate or label was originally assigned by a manufacturer or governmental entity commits a Class A misdemeanor, increases the penalty to a Level 6 felony if the person possesses more than one unattached plate or if the value of the motor vehicle or motor vehicle part to which the plate is attached is between \$750 and \$50,000, and increases the penalty to a Level 5 felony if the value of the motor vehicle or motor vehicle part to which the plate is attached is at least \$50,000. Provides that a person that damages, removes, or alters an original or a special identification number commits a Level 6 felony. Increases the penalty for selling a motor vehicle with an altered identification number to a Level 6 felony if the value of the vehicle is between \$750 and \$50,000, and to a Level 5 felony if the value of the vehicle is at least \$50,000. Makes the penalty for counterfeiting a motor vehicle title a Class A misdemeanor (under current law, the offense is a Class B misdemeanor), and increases the penalty to a Level 6 felony if the value of the vehicle is between \$750 and \$50,000, and to a Level 5 felony if the value of the vehicle is at least \$50,000. Defines the term "emergency incident". Expands the definition of the term "emergency incident area".

DIGEST OF HB 1053 (Updated February 23, 2016 2:20 pm - DI 84)

Regulation of packaging materials. Amends the home rule statute to prohibit a local government unit 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. Specifies that the prohibitions do not apply to: (1) curbside recycling programs or residential or commercial recycling locations in a unit; or (2) certain activities involving auxiliary containers at any event that: (A) is organized, sponsored, or permitted by a local government unit; and (B) takes place on property owned by the unit. Makes cross-references to: (1) these prohibitions concerning the regulation of auxiliary containers; and (2) an existing prohibition included in the home rule statute and concerning housing programs; in the section of the home rule statute that sets forth various limits on the

powers of local government units.

DIGEST OF HB 1064 (Updated March 1, 2016 12:00 pm - DI 84)

Terminating the parent-child relationship. Allows a parent who is the victim of an act of rape from which a child was conceived to file a petition to terminate the parent-child relationship between the child and the alleged perpetrator of the act of rape. Requires a court to terminate the parent-child relationship if the court finds: (1) by clear and convincing evidence that the alleged perpetrator committed an act of rape against the parent who filed the petition to terminate the parent-child relationship and that the child was conceived as a result of the act of rape; and (2) that terminating the parent-child relationship would be in the best interests of the child. Prohibits a parent who is at least 18 years of age at the time the act of rape occurred from filing a petition more than 180 days after the birth of the child. Prohibits a parent who is less than 18 years of age at the time the act of rape occurred from filing a petition more than 2 years after reaching the age of 18. Requires a court to stay the termination of the parent-child relationship proceedings if the court receives a notice from the department of child services that the child is the subject of a pending child in need of services petition.

DIGEST OF HB 1068 (Updated February 23, 2016 2:32 pm - DI 84)

Assessment appeals. Provides that, if the county property tax assessment board of appeals (PTABOA) fails to issue a determination concerning a petition to correct errors within 180 days after the petition is filed with the county auditor, the taxpayer may petition the Indiana board of tax review (Indiana board) to correct errors in a final administrative determination. Provides that, if the PTABOA fails to approve or disapprove an exemption application within 180 days after an owner files the exemption application, the owner may petition the Indiana board to approve or disapprove the exemption application. Provides that the Indiana board is authorized to approve or disapprove an exemption application: (1) previously submitted to a PTABOA; and (2) that is not approved or disapproved by the PTABOA within 180 days after the owner filed the application for exemption. Provides that the county assessor is a party to a petition to the Indiana board to approve or disapprove an exemption application.

DIGEST OF HB 1069 (Updated March 10, 2016 9:17 pm - DI 69)

No contact and protective orders and battery. Allows a petition to be filed with the juvenile court to order a person to refrain from contact with a member of a foster family home. Makes battery a Class A misdemeanor instead of a Class B misdemeanor if the offense is committed against a member of a foster family home by a person who is not a resident of the foster family home if the person who committed the offense is a relative of a person who lived in the foster family home at the time of the offense. Makes the offense a Level 6 felony if it results in bodily injury to a member of the foster family. Removes the sentencing enhancement for battery committed against a family or household member in the presence of a child from the battery statute and places it in the domestic battery statute. Specifies that numerous provisions in the battery statute constitute

domestic battery if they are committed against a family or household member. Makes certain other changes to penalties concerning the offense of battery. Provides that a person who knowingly or intentionally violates a no contact order in a child in need of services proceeding or in a juvenile delinquency proceeding commits a Level 6 felony. Makes conforming amendments.

DIGEST OF HB 1075 (Updated March 3, 2016 4:21 pm - DI 84)

Sewage fees and municipal sanitary sewer. Provides that if a wastewater utility charges different rates for different classes of property based at least partially on consumption, the utility must charge a rental unit community a rate based at least partially on consumption. Provides that, despite a contrary administrative rule, a person who uses a wastewater management vehicle to remove wastewater from a customer's sewage disposal system need not show on the invoice provided to the customer: (1) the date on which the wastewater was removed; or (2) the amount of wastewater removed; if the sewage disposal system is a chemical toilet. Exempts a property owner from being required to connect to a municipality's sewer system and discontinue the use of the property owner's own sewage disposal system if: (1) the property is located outside the boundaries of the municipality; (2) the property owner's sewage disposal system is a septic tank soil absorption system or a constructed wetland septic system that was new at the time of installation and was approved in writing by the local health department; and (3) the property owner obtains a written determination from the local health department that the owner's sewage disposal system is not failing. Establishes a procedure and deadlines for applying for the exemption. Provides that the exemption is for 10 years beginning on the date on which the property owner's sewage disposal system was installed. Provides that an initial 10 year exemption may be renewed for not more than two additional five year periods as long as the conditions for the exemption continue to be met. Specifies that the total exemption period may not exceed 20 years. Provides that if ownership of the property is transferred during an exemption period, the exemption continues to apply to the property for the remainder of the exemption period and the transferee may apply for any exemption renewals for which the previous property owner would have been entitled to apply. Limits the amount that a property owner may be required to pay for connecting to the municipality's sewer system if the property owner, during an exemption period, consents to the connection. Provides that a person who gives a false report concerning a septic tank soil absorption system or constructed wetland septic system in order to qualify for the exemption, knowing the report to be false, commits false informing, a Class B misdemeanor.

DIGEST OF HB 1081 (Updated March 9, 2016 1:15 pm - DI 84)

Local income tax. Updates various laws to conform them to the new local income tax (LIT) law. Adds provisions concerning Lake, LaPorte, and Porter counties concerning the northwest Indiana regional development authority. Addresses the treatment of counties that had only the county economic development income tax regarding the property tax rate for cumulative capital development funds of counties and municipalities. Specifies provisions for the transition of a formerly adopted homestead credit under a county option income tax to a property tax relief rate under the new LIT. Adds provisions concerning expenditure rate allocations. Specifies that the

auditor of state is to assist adopting bodies and county auditors in calculating credit percentages and amounts under all provisions of the LIT law. Adds provisions to the LIT law to incorporate changes that were adopted to the former income tax laws during the 2015 legislative session. Cures conflicts with 2015 enactments that refer to the former income tax laws and conflicts with SB 21-2016. Repeals obsolete and outdated provisions. Makes technical corrections.

DIGEST OF HB 1082 (Updated March 3, 2016 4:23 pm - DI 84)

Environmental rules and policies. Requires the department of environmental management (IDEM) to report annually to the legislative council: (1) any administrative rule adopted by the environmental rules board (board) or proposed by IDEM; (2) any operating policy or procedure instituted or altered by IDEM; and (3) any nonrule policy or statement put into effect by IDEM; during the previous year that constitutes a change in the policy previously followed by IDEM under the provisions of IC 13 and the rules adopted by the board. Provides that, if notice given by IDEM concerning a proposed rule identifies an element of the proposed rule that imposes a restriction or requirement more stringent than a restriction or requirement imposed under federal law, the proposed rule does not become effective until the adjournment sine die of the regular session of the general assembly that begins after IDEM provides the notice. Provides an exception for the adoption of emergency rules in response to emergency situations.

DIGEST OF HB 1085 (Updated February 23, 2016 2:35 pm - DI 84)

Firearms and certification. Defines "chief law enforcement officer" as an official whose certification is required under federal law for a person to manufacture or transfer certain firearms, and requires a chief law enforcement officer to issue a requested certification unless the person requesting the certification is: (1) prohibited by law from receiving or possessing a firearm; or (2) the subject of a proceeding that could result in the person being prohibited by law from receiving or possessing a firearm. Requires a chief law enforcement officer who denies a request for certification to explain the reasons for the denial in writing. Permits a person whose certification is denied the right to challenge the denial by filing an action in a circuit or superior court, specifies that the chief law enforcement officer bears the burden of proving that the denial was lawful, and permits the award of reasonable attorney's fees and other costs to the person if there was no substantial basis for the denial. Provides civil immunity to a chief law enforcement officer for acts or omissions made in good faith.

DIGEST OF HB 1087 (Updated March 10, 2016 3:25 pm - DI 103)

Bureau of motor vehicles omnibus bill. Relocates and modifies the following after expiration or repeal: IC 9-14 (Bureau of Motor Vehicles). IC 9-15 (Bureau of Motor Vehicles Commission). IC 9-16 (License Branches). IC 9-18 (Registration). IC 9-24-6 (Commercial Driver's License). IC 9-29 (Fees) (other than IC 9-29-17 (Fees Under IC 9-32)). Establishes limits for convenience fees charged by full service and partial services providers. Changes distributions of various fees imposed by the bureau of motor vehicles. Replaces chauffeur's and public passenger chauffeur's

licenses with for-hire endorsements. Establishes refund procedures for fees imposed by the bureau of motor vehicles. Amends provisions related to the closing of public railroad crossings. Codifies proposed rules of the Indiana department of transportation concerning unobstructed views at public rail-highway grade crossings. Excludes certain vehicles from inspections required for a certificate of title if certain conditions are satisfied. Provides for proof of ownership of a salvage vehicle by electronic signature on certain documents. Imposes conditions on the recovery of a vehicle license cost recovery fee by a rental company. Amends provisions related to the movement and sale of manufactured and mobile homes. Makes conforming amendments and technical corrections.

DIGEST OF HB 1088 (Updated February 29, 2016 7:11 pm - DI 84)

Death certificates. Provides that in circumstances where a person dies or is declared dead in the emergency department and the emergency department physician is the physician last in attendance and is uncertain as to the cause and manner of death, the case may be referred to a coroner for investigation. Specifies the person who is responsible for referring the cases that are caused by other than natural causes and the emergency department cases that are uncertain as to the cause and manner of death to the coroner.

DIGEST OF HB 1089 (Updated March 10, 2016 6:36 pm - DI 84)

Veteran service officers. Requires the Indiana veterans' affairs commission to submit an annual report to the governor and the legislative council on matters concerning the welfare of veterans. Allows the mayor of a city to employ a service officer to serve the veterans of the city. Includes a county service officer appointed by the governor in the membership of the Indiana veterans' affairs commission. Urges the legislative council to assign to a study committee the topic of district service officers. Provides that the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations not later than November 1, 2016.

DIGEST OF HB 1090 (Updated February 23, 2016 2:38 pm - DI 84)

Local emergency planning committees. Provides that membership on the emergency response commission (commission) is not a lucrative office for purposes of the constitutional prohibition against holding more than one lucrative office at the same time. Specifies that the commission appoints the members of the local emergency planning committee of each emergency planning district. Provides that the commission may decide how many members a local emergency planning committee is to have, and that a local emergency planning committee's members must include representatives of five particular categories. Provides that membership on a local emergency planning committee is not a lucrative office. Allows any member of a local emergency planning committee to appoint a designee to act on the committee member's behalf. (Under current law, only a local emergency planning committee member who is an employee of a county, municipality, or township can appoint a designee.) Authorizes the commission to revise

its appointments to a local emergency planning committee. Provides that a local emergency planning committee is a county board, and that if an emergency planning district consists of multiple counties, the county of which the local emergency planning committee is a county board must be decided by agreement of the counties.

DIGEST OF HB 1102 (Updated February 25, 2016 10:51 am - DI 84)

Criminal justice matters. Allows the department of correction (department) to make grants to county jails to provide evidence based mental health and addiction forensic treatment services from funds appropriated to the department for the department's operating expenses for the state fiscal year. Requires the commissioner of correction to coordinate with the division of mental health and addiction when issuing community corrections and court supervised recidivism reduction program grants. Requires collaboration among: (1) the probation department; (2) the community corrections program; and (3) any other local criminal justice agency that receives funding from the department; when creating a community corrections plan. Encourages counties to include the courts, prosecuting attorneys, public defenders, and sheriffs when creating a community corrections plan. Provides that mental health and forensic addiction treatment services shall be made available to individuals who: (1) have been charged with a felony offense; or (2) have a prior felony conviction; if the individuals are eligible for placement with a pretrial services program, community corrections program, prosecuting attorney's diversion program, or jail.

DIGEST OF HB 1105 (Updated March 7, 2016 3:00 pm - DI 84)

Prosecutions for rape and criminal deviate conduct. Specifies that certain exceptions to the statute of limitations for rape as a Level 3 felony also apply to rape as a Class B felony (for crimes committed before July 1, 2014). Provides that a prosecution for criminal deviate conduct as a Class B felony for an offense committed before the crime was repealed on July 1, 2014, that would otherwise be barred may be commenced not later than five years after the earliest of the date on which: (1) the state first discovers evidence sufficient to charge the offender with the offense through DNA analysis; (2) the state first becomes aware of the existence of a recording that provides evidence sufficient to charge the offender with the offense; or (3) a person confesses to the offense. Provides that state educational institution and approved postsecondary educational institution student advocate office employees and volunteers who provide services to certain victims have testimonial privilege regarding confidential victim information.

DIGEST OF HB 1109 (Updated March 7, 2016 3:02 pm - DI 84)

School funding and annual performance grants. Extends through 2018 the eligibility of school corporations to allocate circuit breaker credits proportionately. Provides, with some exceptions, that if: (1) a school corporation in 2017 or 2018 issues new bonds or enters into a new lease rental agreement for which the school corporation is imposing or will impose a debt service levy; and (2) the school corporation's total debt service levy in 2017 or 2018 is greater than the school

corporation's debt service levy in 2016; the school corporation is not eligible to allocate circuit breaker credits proportionally. Extends the date to January 1, 2018, for using money in a school's capital projects fund for utility services and property and casualty insurance. Changes the submission date for a school corporation's fall average daily membership (ADM) estimates to April 1 of each year. Specifies, for a school corporation that fails to submit its ADM estimates by the deadline, that the department is to compute the monthly support distributions using data that were used by the general assembly in determining the state tuition support appropriation for the budget act. Amends certain annual performance grant provisions that set forth the: (1) qualification requirements; and (2) grant amount; for annual performance grants. Requires review by the budget committee before the distribution of an annual performance grant to schools. Provides that the department of education (department), after review by the budget committee, may waive the deadline by which annual performance grants must be distributed to schools and approve an extension of that deadline to a later date within the state fiscal year. Repeals certain deadlines for a school to distribute the stipends from a performance grant received from the department to individual teachers. Provides that a school must distribute all stipends from a performance grant to individual teachers within 20 business days of the date the department distributes the performance grant to the school. (Under current law, a school must distribute stipends from a performance grant within 20 business days of receipt only in the state fiscal year beginning July 1, 2015, and ending June 30, 2016.) Provides that the appropriation of \$2,000,000 in the state budget for excellence in performance grants does not revert to the state general fund on June 30, 2016, but remains available for allotment if the state board of education approves the grants before July 1, 2016.

DIGEST OF HB 1112 (Updated March 1, 2016 12:27 pm - DI 84)

Interim study committees. Urges the legislative council to assign to the appropriate interim study committee the topic of transportation advisory boards.

DIGEST OF HB 1127 (Updated March 10, 2016 9:10 pm - DI 101)

Civil proceeding advance payment transactions. Defines a "civil proceeding advance payment transaction", or "CPAP transaction", as a nonrecourse transaction in which a person (CPAP provider) provides to a consumer claimant in a civil proceeding a funded amount, the repayment of which is: (1) required only if the consumer claimant prevails in the civil proceeding; and (2) sourced from the proceeds of the civil proceeding. Permits a CPAP provider to charge: (1) a fee not exceeding an annual rate of 36% of the funded amount; (2) a servicing charge not exceeding an annual rate of 7% of the funded amount; and (3) a one time document fee not exceeding: (A) \$250 for a CPAP transaction with a funded amount of less than \$5,000; and (B) \$500 for a CPAP transaction with a funded amount of at least \$5,000; in connection with a CPAP transaction. Specifies that other than these fees and charges, a CPAP provider may not assess or collect any other fee or charge in connection with a CPAP transaction. Specifies that a CPAP transaction is not a loan. Specifies that provisions in the Uniform Consumer Credit Code (UCCC) concerning the regular schedule of payments and maximum loan term that otherwise apply to supervised

loans do not apply to CPAP transactions. Establishes certain requirements, including specified disclosures, for a CPAP contract and requires that, if the consumer entering into the CPAP transaction is represented by an attorney, the consumer's attorney must review the CPAP contract. Sets forth prohibited acts with respect to: (1) CPAP providers; and (2) attorneys representing consumer claimants. Provides that after December 31, 2016, a person may not regularly engage in the business of making CPAP transactions in Indiana unless the person obtains, and maintains on an annual basis, a CPAP license issued by the department of financial institutions (department). Allows the department to adopt rules or policies to implement these provisions.

DIGEST OF HB 1130 (Updated March 9, 2016 3:07 pm - DI 123)

Ignition interlock devices. Requires the criminal justice institute (institute) to establish standards for: (1) service centers; (2) inspections; and (3) ignition interlock device technicians. Specifies that certain fees relating to ignition interlock devices shall be paid by the service center, provider, or vendor, deposited in an account administered by the Indiana criminal justice institute, and used to defray the expense of testing and inspecting ignition interlock devices. Requires the institute and the bureau of motor vehicles to enter into a memorandum of understanding regarding ignition interlock devices.

DIGEST OF HB 1136 (Updated March 9, 2016 4:42 pm - DI 97)

Insurance matters. Requires gaming facilities to pay to the state a special worker's compensation fee and removes a requirement for gaming facilities to reimburse the state for certain worker's compensation expenses. Amends the application of the annual audited financial report law to domestic insurers. Specifies that an insurer is not prevented from making available a named driver exclusion in a commercial motor vehicle policy. Provides for suspension of a nonresident insurance producer license and a nonresident public adjuster license if the home state license is not effective in good standing. Specifies certain requirements for a domestic insurer that is part of an insurance holding company system, including requirements related to financial disclosures and activities. Defines and specifies requirements for supervision of an internationally active insurance group, including determination of a supervising regulatory official. Specifies penalties for violations of the insurance holding company system law. Requires certain information to be provided to and submitted to a data base by a closing agent within a certain period following a real estate or mortgage transaction. Amends the definition of "good funds" for purposes of the law concerning escrow disbursements by closing agents in real estate transactions. Defines "small employer" for purposes of health insurance plans that are not grandfathered under federal law. Requires health coverage independent review organizations to provide notice of an expedited determination within 72 hours after the grievance or review is filed, rather than 24 hours after the determination is made. Provides for the property and casualty insurance guaranty association to obtain reimbursement for certain payments in connection with large deductible worker's compensation policies. Allows the commissioner, in insurer supervision proceedings, to pursue insurance proceeds for certain acts or omissions of officers and directors of the supervised

insurer. Urges the legislative council to assign to an interim study committee a subject concerning bond related to public private agreements. Makes conforming amendments.

DIGEST OF HB 1154 (Updated March 3, 2016 4:28 pm - DI 84)

Local airport authorities. Provides that a member (member) of a governing body of an airport authority or a department of aviation (governing body) may participate in a board meeting by electronic communication. Defines "commercial aeronautics" for purposes of serving on a governing body. Provides that a member may not have a pecuniary (rather than a personal) interest in a contract with or claim against the governing body.

DIGEST OF HB 1156 (Updated March 10, 2016 11:43 am - DI 77)

Dental hygienists. Increases from 45 days to 90 days the period during which a written order for specific dental care is valid under prescriptive supervision. Allows a dentist to consult with a dental hygienist or a dental assistant if the dental hygienist or dental assistant requests the consultation after determining that treatment of the patient by the dental hygienist or dental assistant would result in harm to the patient, dental hygienist, or dental assistant. Increases from 14 hours to 19 hours the continuing education that a dental hygienist must receive during a license period. Urges the legislative council to assign to an interim study committee the topic of loan forgiveness for dentists and dental hygienists who treat Medicaid patients. Makes technical corrections.

DIGEST OF HB 1157 (Updated March 4, 2016 12:09 pm - DI 84)

Methamphetamine matters. Requires the division of state court administration to report certain methamphetamine-related felonies to the National Precursor Log Exchange (NPLEx) so that NPLEx can generate a stop sale alert to prevent individuals convicted of those felonies from purchasing ephedrine or pseudoephedrine.

DIGEST OF HB 1161 (Updated March 10, 2016 5:11 pm - DI 113)

Pension thirteenth checks. Provides for a thirteenth check in 2016 for certain members of the: (1) Indiana state teachers' retirement fund; (2) public employees' retirement fund; (3) state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan; (4) state police 1987 benefit system; and (5) state police pre-1987 benefit system.

DIGEST OF HB 1164 (Updated March 3, 2016 4:36 pm - DI 84)

Law enforcement officers. Adds gaming agents and gaming control officers to the definition of "police officer" for purposes of the statute providing a sentence enhancement for individuals who point a firearm or discharge a firearm at a police officer while committing certain crimes.

DIGEST OF HB 1169 (Updated February 25, 2016 10:53 am - DI 84)

Business personal property tax exemption. Replaces the requirement that a taxpayer that is eligible for the business personal property tax exemption (exemption) submit to the county assessor a notarized statement each year affirming the taxpayer's eligibility for the exemption, subject to penalties for perjury, with a requirement that the taxpayer indicate on the taxpayer's personal property return that the taxpayer is eligible for the exemption for the assessment date.

DIGEST OF HB 1172 (Updated March 3, 2016 4:38 pm - DI 84)

Cosmetology. Adds to the definition of "cosmetology": (1) removing superfluous hair from the body by the use of depilatories, waxing, or tweezers; (2) shaving or trimming beards and mustaches; and (3) giving facials, applying makeup, and giving skin care. Requires the state board of cosmetology and barber examiners (board) to adopt rules specifying whether the definition of "cosmetology" includes the use of a straight razor. Makes changes to the definition of "manicuring". Defines "pedicuring" as cleaning, dressing, polishing, sculpting, tipping, or wrapping the nails of a person's foot. Makes certain changes to the requirements to obtain a beauty culture school license. Requires the board to adopt rules concerning the minimum amount of space, equipment, and supplies for specific courses of study a beauty culture school offers. Allows the board to adopt rules allowing curriculum offered by a beauty culture school to be delivered within a distance learning environment. Allows an applicant for a cosmetologist license or an esthetician license to be at least 17 years of age.

DIGEST OF HB 1173 (Updated February 22, 2016 3:06 pm - DI 84)

IC 4 technical corrections. Replaces certain pronouns in IC 4 with gender neutral pronouns. Makes technical changes.

DIGEST OF HB 1179 (Updated March 10, 2016 11:41 am - DI 110)

Minority student teaching stipend and school capital improvements. Provides that a minority student who participates in a school administration internship as part of the student's graduate degree program is eligible to receive a stipend from, currently, the student teaching stipend for minorities. Names the student teaching stipend for minority students after Earline Rogers. Provides that with the approval of the governor and the budget agency, the amount appropriated in the 2015 budget bill for the distressed unit appeals board (DUAB) for the 2015-2017 biennium, may be augmented from unexpended appropriations to the department of education in an amount specified by the budget agency, but not to exceed \$500,000. Specifies that a financial specialist selected for a school corporation may submit a request to the DUAB for a grant to the school corporation to be used for capital improvements that are necessary to ensure that one or more of the school corporation's school buildings remain open for educational instruction. Provides that upon such a request, the DUAB may, after review by the budget committee, provide a grant to the school corporation for such capital improvements. Specifies that such a

grant shall be paid from the amounts appropriated for the DUAB for the 2015-2017 biennium, and that the amount of the grant may not exceed the amount by which the appropriation for the DUAB is augmented.

DIGEST OF HB 1180 (Updated March 3, 2016 4:40 pm - DI 84)

PILOTS, charges, and fees on tax exempt property. Provides that a political subdivision may not do any of the following with regard to tax exempt property that is located in a tax increment allocation area and either: (1) was located in the allocation area before the designation of the allocation area and has been continuously used for a tax exempt purpose since the date the allocation area was designated; or (2) was donated for a tax exempt purpose: (A) Unless it is upon the request of the owner of the property, impose a payment in lieu of taxes (PILOT) or other charge or user fee on the property. (B) Unless it is upon the request of the owner of the property, enter into an agreement requiring a PILOT or other charge or user fee on the property as a condition of granting, issuing, or approving certain permits or zoning approvals, or as a condition of continuing governmental services to the property. (C) Unless it is upon the request of the owner of the property, require a person to limit the person's rights to challenge the imposition of a PILOT or other charge or user fee or the assessment of property taxes imposed on the property. Provides that an impact fee may not be imposed on the property, unless it is upon the request of the owner of the property. Specifies that these restrictions do not prohibit the imposing of utility fees or charges, sewer fees or charges, ditch or drainage assessments, storm water fees or charges, or waste collection or disposal fees or charges.

DIGEST OF HB 1181 (Updated March 1, 2016 1:09 pm - DI 84)

Department of financial institutions. Makes various changes to the laws concerning: (1) first lien mortgage lenders; (2) persons licensed under the Uniform Consumer Credit Code; (3) financial institutions; and (4) debt management companies.

DIGEST OF HB 1183 (Updated February 23, 2016 2:40 pm - DI 84)

Guardianship; department of child services. Provides that a delegation of power by a properly executed power of attorney does not subject the parties to any laws, rules, or regulations concerning the licensing or regulation of foster family homes, child placing agencies, or child caring institutions. Prohibits a licensed foster family home from providing supervision to a child who is the subject of a power of attorney while providing overnight or regular and continuous care to a child placed in the foster family home unless the department of child services (department) grants an exception. Allows a parent to delegate the powers for a period longer than 12 months if the parent is on active duty service, except that the term of delegation may not exceed the term of active duty service plus 30 days. Provides that the department may provide information about community service programs that provide respite care, voluntary guardianship, or other support services for families in crisis to the parent or guardian of a child who is the subject of an assessment if the department classifies the assessment as unsubstantiated. Provides

that: (1) if the department provides the information to a parent or guardian, the department may not initiate an investigation or assessment or substantiate an assessment of child abuse or neglect based solely on the provision of the information; and (2) the department is not liable for any action arising out of having furnished the information.

DIGEST OF HB 1187 (Updated February 22, 2016 3:07 pm - DI 84)

Stolen valor. Makes it committing stolen valor, a Class A misdemeanor, for a person to knowingly or intentionally, with the intent to obtain money, property, or another benefit: (1) fraudulently represent himself or herself to be an active member or veteran of the armed forces of the United States; (2) use falsified military identification; or (3) fraudulently claim to be the recipient of certain military honors.

DIGEST OF HB 1199 (Updated March 1, 2016 1:16 pm - DI 84)

Human trafficking. Adds the crime of promotion of human trafficking of a minor to the definitions of "sex offender" and "sex or violent offender".

DIGEST OF HB 1201 (Updated February 25, 2016 3:06 pm - DI 84)

Companion animal sterilization. Authorizes the board of animal health to establish a registry of animal care facilities. Requires that beginning July 1, 2021, a dog or a cat in an animal care facility must be spayed or neutered before adoption from the facility. Defines "animal care facility" as an animal control center, an animal shelter, a humane society, or another animal impounding facility that has as its purpose the humane treatment of animals and that has dogs or cats that are available for adoption, including governmental and private entities and animal rescues. Exempts certain cats and dogs from the spay or neuter requirement. Requires that certain forfeited deposit amounts held by an animal care facility be remitted to the bureau of motor vehicles for deposit into a trust fund (established by the treasurer of state for a special group's license plate) for a special group that provides spay-neuter services.

DIGEST OF HB 1209 (Updated February 23, 2016 2:48 pm - DI 84)

Workplace Spanish transcript designation. Provides that, beginning with the 2017-2018 school year, a student who successfully completes Spanish language courses that include certain elements is eligible to receive a functional and practicable workplace Spanish designation on the student's transcript.

DIGEST OF HB 1211 (Updated March 10, 2016 6:54 pm - DI 69)

Methamphetamine and criminal mischief. Includes the attempted manufacture of methamphetamine in the statutory definition of "methamphetamine abuse". Requires law enforcement agencies to report fires related to methamphetamine abuse to the Indiana criminal

justice institute. Makes it institutional criminal mischief, a Class A misdemeanor, for a person to recklessly, knowingly, or intentionally damage property: (1) that is vacant real property or a vacant structure; or (2) after the person has been denied entry to the property by a court order that was issued to the person or to the general public by conspicuous posting on or around the property in areas where a person could observe the order when the property has been designated by a municipality or county enforcement authority to be a vacant property, an abandoned property, or an abandoned structure. Makes the offense: (1) a Level 6 felony if the pecuniary loss is at least \$750 but less than \$50,000; and (2) a Level 5 felony if the pecuniary loss is at least \$50,000. Provides that, if the offense involved the use of graffiti, the court may order that the person's operator's license be suspended or invalidated by the bureau of motor vehicles for not more than one year. Makes it controlled substances criminal mischief, a Level 6 felony, for a person to recklessly, knowingly, or intentionally damage property: (1) during the dealing or manufacture of or attempted dealing or manufacture of cocaine or a narcotic drug or the dealing or attempted dealing of methamphetamine; and (2) by means of a fire or an explosion. Makes the offense a Level 5 felony if the offense results in moderate bodily injury to any person other than a defendant. Defines "pecuniary loss" for purposes of criminal mischief offenses.

DIGEST OF HB 1215 (Updated March 10, 2016 3:32 pm - DI 120)

State and local matters. Permits a historic preservation or rehabilitation grant to be awarded at the time plans are approved. Requires a grant contract between the office of community and rural affairs and the person receiving the grant. Provides that the grant may be up to 35%, instead of 20%, of the qualified expenditures, but the grant may not exceed \$100,000. Replaces a certification that the work substantially complies with the proposed plan with a finding that the plan complies with the program guidelines. Eliminates the deadlines for completing the work. Provides that if the grant applicant is a nonprofit organization facilitating a qualified affordable housing project, the organization does not have to be the owner of the historic property to receive a grant. Provides that the fiscal body of a municipality may renew an enterprise zone for an additional one year following the date on which the enterprise zone is set to expire under a 5 year renewal resolution previously adopted by the fiscal body of the municipality. Eliminates the provision in current law that a heritage barn may not be used for business or agricultural purposes in order to qualify for the heritage barns property tax exemption. Amends the definition of "heritage barn" to specify that a heritage barn means a mortise and tenon barn. Urges the legislative council to assign the study of the personal property audit process to the interim study committee on fiscal policy during the 2016 interim. Recognizes a conflict between SEA 21-2016 that amends IC 5-28-11-10 to remove an obsolete provision and SEA 378-2016 that repeals IC 5-28-11. Provides that the general assembly intends to repeal IC 5-28-11.

DIGEST OF HB 1218 (Updated February 22, 2016 3:10 pm - DI 84)

Franchise employment. Provides that, for purposes of the Indiana franchise law, a franchisor (as defined under federal regulations) is not considered to be an employer or co-employer of: (1) a franchisee (as defined under federal regulations); or (2) an employee of a franchisee; unless the

franchisor agrees in writing to assume the role of an employer or co-employer.

DIGEST OF HB 1219 (Updated February 23, 2016 2:53 pm - DI 84)

High school diplomas. Requires a high school operated by a school corporation to offer the high school's students the opportunity to earn any type of state diploma approved by the state board of education. Provides that a student with a disability shall not be required to complete local requirements that exceed state requirements to receive a diploma unless otherwise required as part of the student's individualized education program. Makes technical corrections to certain provisions relating to choice scholarships.

DIGEST OF HB 1220 (Updated March 4, 2016 11:48 am - DI 84)

Withdrawals from cemetery perpetual care funds. Provides that if the perpetual care fund of a cemetery is established as a trust, the trustee may withdraw funds from it in accordance with the cemetery law and in an amount that the trustee considers necessary to pay the cost of perpetual care of the cemetery, even though terms of the trust would otherwise restrict withdrawals from the fund to a lesser amount.

DIGEST OF HB 1222 (Updated March 1, 2016 1:26 pm - DI 84)

Condominiums and homeowners associations. Makes the following amendments to the statutes concerning condominiums and homeowners associations: (1) Provides that notice of a proposed amendment of a condominium declaration or the governing documents of a homeowners association is required only with respect to first mortgage holders that provide an address to the secretary of the board of directors of the condominium association or homeowners association, as applicable. (2) Provides that a condominium co-owner or a homeowners association member is entitled to attend any meeting of the condominium's or homeowners association board, including an annual meeting. Provides that the board of directors may meet in private to discuss delinquent assessments or litigation matters. (3) Repeals provisions requiring condominium instruments and the governing documents of homeowners associations to include grievance resolution procedures. (4) Makes technical changes. Makes the following amendments to the statute concerning homeowners associations: (1) Specifies that certain provisions of the homeowners association statute apply to a homeowners association established before July 1, 2009, regardless of whether the members of the homeowners association have elected to be governed by the statute. (2) Provides that a homeowners association is not required to disclose communications that: (A) are initiated by the association or by a member of the association; and (B) concern suspected criminal activity by another member of the association. (3) Provides that in an enforcement action by the attorney general under the statute, the court may impose a civil penalty not exceeding \$500 on an individual determined by the court to have exercised a proxy in violation of the statute.

DIGEST OF HB 1231 (Updated March 9, 2016 3:42 pm - DI 92)

Deer hunting. Provides that certain rifles may be used to hunt deer on privately owned land during the firearms seasons beginning after June 30, 2016, and ending before January 1, 2020. Requires the department of natural resources (DNR) to report on the impact of the use of rifles to hunt deer. Authorizes the use of a handgun that fires a commercially available bullet of 10 millimeters in diameter to hunt deer.

DIGEST OF HB 1233 (Updated March 9, 2016 3:48 pm - DI 125)

Sexual assault victims assistance fund. Defines the term "trauma informed sexual assault services". Requires the governor to appoint a member recommended by a sexual assault coalition recognized by the federal Centers for Disease Control and Prevention (CDC) to the sexual assault victim advocate standards and certification board. Renames the "sexual assault victims assistance account" as the "sexual assault victims assistance fund" (fund). Requires the victim services division (division) of the Indiana criminal justice institute to administer the fund. Requires the division to provide funding to: (1) establish and maintain rape crisis centers; (2) enhance services provided by existing rape crisis centers; and (3) develop, implement, and expand trauma informed sexual assault services. Allows the division to designate funds for program administration. Requires the division to seek direction from a statewide nonprofit sexual assault coalition designated by the CDC, if any exists, before making a distribution from the fund. Makes conforming amendments.

DIGEST OF HB 1235 (Updated March 4, 2016 11:49 am - DI 84)

Drug offenses. Specifies that Level 2 controlled substance offenses are nonsuspendible if: (1) the offense involves methamphetamine or heroin; and (2) the person has a prior felony conviction for dealing in certain controlled substances.

DIGEST OF HB 1246 (Updated March 4, 2016 12:14 pm - DI 84)

Various natural resources matters. Removes from the natural resources commission duties to administer parts of the flood control program and the flood control revolving fund. (Current law provides that the Indiana finance authority (authority) administer the program and fund.) Provides that an application to have land classified as native forest land, a forest plantation, or wildlands must be handled by the county assessor. (Current law requires the county auditor to handle the applications.) Provides that a person who operates certain boats that do not have an aft light commits a Class C infraction. Prohibits the use of unmanned aerial vehicles to scout game during the period beginning 14 days before the beginning of the hunting season and ending upon the expiration of legal hunting hours on the last day of the hunting season. Changes the name of the public information and education division of the department of natural resources (DNR) to the communications division. Specifies the type of flotation device that a person on a boat or personal watercraft must have. Amends the list of law enforcement offices that may be notified of a boating accident. Provides that the violation of certain boating rules is a Class C infraction. Allows the operator of a nonregistered off-road vehicle or a snowmobile from another state or

country to purchase a trail use tag to operate on designated trails and properties. Allows the director of DNR to authorize the taking of wild animals on historic site property if certain conditions are met. Removes DNR's authority to issue commemorative migratory waterfowl and game bird habitat restoration stamps. Allows the manager of a public use airport, or the manager's designee, to trap coyotes and migratory birds without a license if the coyotes or birds pose a threat to aircraft. Repeals the dog training ground permit statute. Removes a provision concerning the application of hunter orange requirements during certain hunting seasons. Provides that a ginseng dealer who purchases or sells ginseng for resale or exportation without a license commits a Class B misdemeanor. Amends certain lien procedures on complete projects to restore or prevent adverse effects of past coal mining practices on privately owned land. Adds conservancy districts and certain wastewater treatment systems to the participants that may qualify for loans or other financial assistance. Removes the total loan limit, loan period, and fixed interest rate to a participant. Allows the authority to establish interest rates for each loan. Increases the registration fees for timber buyers and agents of timber buyers. Repeals a provision concerning the transition of rulemaking authority from the natural resources commission to the Indiana finance authority with respect to the administration of the flood control revolving fund.

DIGEST OF HB 1248 (Updated March 4, 2016 11:52 am - DI 84)

Higher education matters. Amends, applying in an academic year beginning after August 31, 2017, the definition of "accelerated progress" for purposes of additional awards for state financial aid for higher education. Removes a provision that provides that the commission for higher education may offer certain performance incentive awards only to students who initially enroll in an eligible institution for an academic year beginning after August 31, 2013. Amends, beginning in an academic year beginning after August 31, 2017, eligibility requirements for: (1) larger award amounts under the Frank O'Bannon grant; (2) renewal of Frank O'Bannon grant awards; and (3) renewal of scholarships under the twenty-first century scholars program. Removes a provision that allows the commission for higher education to increase, but not decrease, amounts of Frank O'Bannon grant awards. Amends an eligibility requirement for the Frank O'Bannon grant. Provides that a student who participates in a technical certificate or associate degree program at Vincennes University is eligible to receive a Frank O'Bannon grant. Restates and amends the eligibility requirements for the twenty-first century scholars program and scholarship. Requires that the expense of administering the adult student grant fund be paid from money in the fund. Amends eligibility requirements for the Mitch Daniels early graduation scholarship. Amends the definition of "eligible student" for purposes of the EARN Indiana program. Amends provisions regarding satisfactory academic progress requirements for higher education awards, the twenty-first century scholars program, and the adult student grant program. Provides that, for purposes of the higher education award fund and the freedom of choice grant fund, the expense of administering each fund may be paid from money in each fund. Adds buildings used for academic instruction and student dormitories and other residence facilities to types of buildings and equipment that may be developed and managed through an agreement between a state educational institution and a private entity.

DIGEST OF HB 1254 (Updated March 1, 2016 1:47 pm - DI 84)

Interim study committee. Urges the legislative council to assign to an appropriate interim study committee the topic of motor vehicle dealer and manufacturer licenses.

DIGEST OF HB 1259 (Updated March 1, 2016 1:52 pm - DI 84)

Unfair practices concerning motor vehicle dealers. Amends current law concerning unfair practices of a motor vehicle manufacturer or distributor, and provides that certain actions relating to parts and labor for motor vehicles are unfair practices.

DIGEST OF HB 1263 (Updated March 8, 2016 3:14 pm - DI 104)

Health information; telemedicine. Requires the secretary of family and social services to provide information concerning the Medicaid program, the healthy Indiana plan, and the children's health insurance program to the legislative services agency upon request for the purposes of doing analysis related to those programs. Sets forth requirements that must be met before: (1) a physician; (2) a physician assistant; (3) an advanced practice nurse; or (4) an optometrist; with prescriptive authority may issue a prescription to a patient receiving telemedicine services. Provides that certain drugs and devices may not be prescribed through the use of telemedicine. Specifies jurisdiction for out-of-state providers providing health care services to patients located in Indiana through the use of telemedicine and requires these providers and entities that employ or contract with these providers to certify certain information with the Indiana professional licensing agency (agency). Authorizes the agency to adopt policies and rules concerning the required certification. Authorizes the medical licensing board to adopt rules establishing guidelines for the practice of telemedicine.

DIGEST OF HB 1264 (Updated March 4, 2016 11:54 am - DI 84)

Provider organizations, audits, and peer review. Requires a provider organization to conduct audits at least quarterly to assess, monitor, and evaluate the quality of patient care. Sets forth requirements of the audits and specifies that the audits are confidential. Adds the following to the definition of "professional health care provider" for purposes of inclusion in the peer review committee statute: (1) a provider organization; (2) an emergency medical technician; (3) an emergency medical responder; and (4) an advanced emergency medical technician.

DIGEST OF HB 1267 (Updated March 4, 2016 11:55 am - DI 84)

Meat preparation establishments. Provides that, if certain conditions are met, the state board of animal health (board) must issue a limited permit for the operations of an establishment that is used for slaughtering or preparing meat and that is exempt from antemortem inspection and postmortem inspection requirements. Authorizes the board to enter and inspect such an establishment. Provides that poultry products produced in an establishment operating under a

limited permit must be labeled in accordance with rules adopted by the board and may only be distributed directly to a household consumer who: (1) is the last person to purchase the poultry product; and (2) does not resell the poultry. Requires the board, if certain other conditions are met, to issue a limited permit to an establishment operating to produce poultry products for distribution to retail stores, hotels, restaurants, and institutions that resell or serve the products to consumers. Authorizes the board to conduct microbial testing for food safety at such establishments.

DIGEST OF HB 1271 (Updated March 10, 2016 11:37 am - DI 125)

Child abuse matters. Requires the department of child services (department) to notify the United States Department of Defense Family Advocacy Program (program) if a child of an active duty member of the military is the subject of a substantiated investigation of abuse or neglect. Requires the department to make the assessment report available to the program upon request. Allows the department to seek assistance of the program in providing services.

DIGEST OF HB 1272 (Updated March 10, 2016 11:55 am - DI 109)

Professional licensing matters. Requires a practitioner to provide the Indiana professional licensing agency (agency) and the practitioner's specific board with certain information concerning continuing education. (Current law requires a practitioner to provide the information to a specific board.) Allows an individual who holds a professional or occupational license and is called to active duty to fulfill all continuing education requirements through distance learning. Allows the practitioner's specific board, in consultation with the agency, to conduct random audits of license renewals of practitioners required to take continuing education courses. Removes language that limited notification by a facility concerning mammography results only if the patient required follow up care or testing. Makes the small business member of the jobs creation committee a voting member. Removes the requirement that the physician assistant's supervisory agreement specify each name or drug classification being delegated to the physician assistant. Makes changes to the speech-language pathology and audiology board concerning the date a chairperson is selected. Provides that an employee of the agency must keep information concerning a complaint regarding a regulated occupation confidential unless disclosure is required under law, required for the advancement of an investigation, or made to a law enforcement agency that has jurisdiction or is reasonably believed to have jurisdiction over a person or matter involved in the complaint. Requires an accounting firm to submit a copy of the results of its most recently accepted peer review to the Indiana board of accountancy either directly or through the administering entity. Removes obsolete references to quality review as a condition of renewal of a permit to practice accountancy for a certified public accountant or public accounting firm. Adds certain substances to the definition of "synthetic drugs".

DIGEST OF HB 1273 (Updated March 10, 2016 3:47 pm - DI 113)

Various property tax matters. Requires assessing officials to maintain geographic information

system characteristics of real property parcels and to transmit that data annually to the geographic information office of the office of technology. Provides that personal property is exempt from property taxation if it is owned by a homeowners association and is held by the homeowners association for the use, benefit, or enjoyment of members of the homeowners association. Provides that a county auditor may accept a deduction application for a property tax abatement deduction only if the designating body has specified an abatement schedule for the deduction. Prohibits a taxing unit from transferring property tax receipts to the property tax assessment appeals fund if the property tax receipts are: (1) held in a debt service fund; or (2) treated as levy excess. Removes phrasing to emphasize that a political subdivision may not base an excess levy appeal on normal population growth. Removes obsolete provisions concerning excess levy appeals by political subdivisions. Modifies certain responsibilities of the division of data analysis of the department of local government finance. Authorizes the fiscal body of a township that is located next to certain counties or townships to pass a resolution to place on the ballot a local public question on whether the fiscal body of the eligible county should be required to fund and carry out a public transportation project in the township. Provides that if a public question regarding public transportation projects is defeated in a township, the fiscal body of the township may adopt a resolution to place another such public question on the ballot at a subsequent general election in the township, but specifies that such a public question may not be placed on the ballot in the township more than two times in any seven year period. Specifies the conditions under which a county fiscal body may impose an additional tax rate on county taxpayers who reside in a township that approves a local public question. Authorizes the provider unit in a fire protection territory to negotiate for and hold debt for the equipment replacement fund of a fire protection territory. Authorizes a participating unit in a fire protection territory to acquire fire protection equipment or other property and make the property available to the provider unit. Specifies the adjustments to the maximum permissible levy for a unit that ceases participation in a fire protection territory. Specifies the minimum number of taxpayers that must object to the imposition or increase of a tax rate for an equipment replacement fund of a fire protection territory. Authorizes a library to issue library cards at no charge to college students who attend a college in the library district. Requires a library to prorate the cost of a library card that is valid for less than one year. Allows a nonprofit entity that missed the applicable deadlines to claim the property tax exemptions to which it would otherwise have been entitled to submit the necessary paperwork to claim the exemptions. Repeals a provision authorizing a county fiscal body to adopt an ordinance to allow local agencies to require a person applying for a property tax exemption, a property tax deduction, a zoning change or zoning variance, a building permit, or any other locally issued license or permit to submit a uniform property tax disclosure form with the person's application for the property tax exemption, property tax deduction, zoning change or zoning variance, building permit, or other locally issued license or permit.

DIGEST OF HB 1278 (Updated February 23, 2016 3:03 pm - DI 84)

INSPECT program. Allows a dentist, physician, advanced practice nurse, physician assistant, and podiatrist to include an INSPECT program report in a patient's file. Establishes requirements to obtain reciprocity for an out-of-state person seeking to provide home medical equipment services

in Indiana. Removes a provision that allows the board of pharmacy to adopt rules for an out-of-state person seeking to provide home medical equipment services in Indiana. Allows an individual who holds a temporary fellowship permit to access the INSPECT program. Allows a county coroner conducting a medical investigation of the cause of death to access the INSPECT program. Makes certain changes to the immunity granted to practitioners who use the INSPECT program. (Current law extends immunity to both practitioners who use and do not use the INSPECT program.) Allows a practitioner's agent to check INSPECT program reports on behalf of the practitioner. Allows a patient to access an INSPECT program report that is in the patient's medical file. Requires the boards that regulate health care providers that prescribe or dispense prescription drugs to establish prescribing norms and dispensing guidelines that, if exceeded, justify the unsolicited dissemination of exception reports. Specifies the exception reports that a board's designee may forward to a law enforcement agency or the attorney general for purposes of an investigation. Makes a technical correction.

DIGEST OF HB 1288 (Updated February 22, 2016 3:22 pm - DI 84)

Poll takers. Repeals a statute requiring an individual to respond to a poll taker visiting the individual's place of lodging. Removes provisions requiring the proprietor or manager of a place of lodging to maintain lists of residents of the place of lodging for certain periods relating to an election. Repeals related statutes.

DIGEST OF HB 1290 (Updated March 10, 2016 8:55 pm - DI 58)

State and local administration. Reorganizes the statutes concerning riverboat admissions tax distributions by: (1) moving distribution provisions for the Lake County riverboats into a new section organized by riverboat; and (2) moving into a new section provisions concerning the use of admissions tax revenue and the supplemental distribution. Allocates the admissions tax revenue that is paid to the northwest Indiana redevelopment authority (RDA) in satisfaction of Lake County's obligations to the authority equally among the four riverboats operating in Lake County. Changes the deadline for paying the supplemental distribution from September 15 to July 15. Provides for quarterly payments of admission taxes used to reimburse the state for certain income tax credits provided in Lake County and to provide additional funding to the authority. Eliminates the requirement that admissions taxes paid to the Lake County convention and visitor bureau be deposited in a county convention and visitor promotion fund. Provides that the economic development projects that may be carried out by the RDA include destination based economic development projects that meet certain conditions. Provides that the RDA may make loans, loan guarantees, and grants or provide other financial assistance to or on behalf of a member municipality that meets certain requirements. Authorizes the department of local government finance (DLGF) to incorporate by reference in an administrative rule certain formatting, coding, and transmission requirements for data that must be submitted by counties. Provides that the treasurer of state shall discharge any remaining unpaid interest on the obligation issued by the capital improvement board to the treasurer of state in 2009, if the capital improvement board submits payment of the principal amount to the treasurer of state before the

stated final maturity of that obligation. Specifies that for purposes of the industrial recovery tax credit, "industrial recovery site" means land on which a vacant plant having at least 100,000 square feet of total floor space: (1) exists as of the date an application is filed with the Indiana economic development corporation (IEDC) and was placed in service at least 15 years before the date on which an application is filed with the IEDC; or (2) existed five years before the date an application is filed with the IEDC and was placed in service at least 15 years before the date on which the vacant plant was demolished. Deletes from current law the process involving an application to the IEDC for designation of a location as an industrial recovery site. Provides that if the IEDC approves a taxpayer's application for an industrial recovery tax credit, the IEDC shall require the applicant to enter into an agreement as a condition of receiving a tax credit. Repeals provisions enacted in 2015 concerning the assessment of: (1) certain limited market or special purpose property; and (2) commercial nonincome producing real property. Provides that in addition to the factors under current law, the DLGF shall also provide for the classification of improvements on the basis of market segmentation. Provides that a holder of a tax sale certificate may not bring a property tax appeal. Updates the definition of the Internal Revenue Code to incorporate changes made by Congress through January 1, 2016. Provides for refund of any gasoline tax paid on a fuel blend nominally consisting of more than 89% ethanol and less than 11% gasoline. Reestablishes the county misdemeanor fund formula that was repealed by HEA 1006-2015. Provides that an initial award from the safety PIN (protecting Indiana's newborns) grant fund may be up to 60% of the total approved grant amount. Specifies that the 2015 budget act appropriation from the tobacco master settlement agreement fund to the safety PIN program is to be deposited in the safety PIN grant fund and that any unused appropriation remains in the safety PIN grant fund. Specifies that the following apply to funds of redevelopment commissions: (1) The funds must be accounted for separately and the daily balance of the funds must be maintained in a separate ledger statement. (2) The funds must be accessible to the redevelopment commission at any time, unless this requirement is waived by the redevelopment commission. (3) The amount of the daily balance of the funds must not be below zero at any time. (4) The funds may not be maintained or used in a manner that is intended to avoid the procedures and requirements for a waiver. Provides that a fiscal body of a unit may request approval from the redevelopment commission to waive the requirement that all funds must be accessible to the redevelopment commission. Provides that, if a loan is made to a unit from the funds, the loan must be repaid by the unit not later than the end of the calendar year. Specifies additional information that must be reported by each redevelopment commission to the unit's executive and fiscal body and to the DLGF. Allows certain property taxpayers to file for a property tax exemption if the property would have qualified for the exemption if an exemption application had been timely filed.

DIGEST OF HB 1294 (Updated March 4, 2016 11:58 am - DI 84)

Local government matters. Provides that in the case of the construction, remodeling, redevelopment, rehabilitation, or repair of real property that is: (1) paid for by a private person using public funds; and (2) owned by a private person after completion of the project; the county assessor must reassess the property by carrying out a physical inspection. Provides that in the

case of a city park board, the appointee by the school board may be either a member of the school board or a resident of the school corporation. (Under current law, such an appointee must be a member of the school board.)

DIGEST OF HB 1298 (Updated March 10, 2016 11:41 am - DI 87)

Annexation. Changes contiguity requirements so that property adjacent to only one side of the public highway (instead of both sides) must be: (1) within the annexing municipality's boundaries; or (2) annexed by the same ordinance that annexes the public highway. Reduces the number of required public information meetings from six meetings to three meetings if the annexation is initiated by the landowners. Specifies that a landowner whose property is subject to a valid waiver of remonstrance may not file a remonstrance to the annexation. Establishes deadlines for: (1) the county auditor to forward remonstrance petitions to the annexing municipality; and (2) the annexing municipality to forward documentation regarding valid waivers of the right of remonstrance to the county auditor. Requires a fiscal plan prepared after June 30, 2016, to include in the information provided for each parcel in the annexation territory, the existence of a known waiver of the right to remonstrate on the parcel. Allows municipalities in Kosciusko County to annex noncontiguous territory that is to be used as an industrial park. Makes a technical amendment. Resolves a conflict with a provision in ESB 310-2016.

DIGEST OF HB 1300 (Updated March 1, 2016 2:09 pm - DI 84)

Environmental management matters. Eliminates references to certain administrative rules that have been repealed. Revises the definition of the term "land application". Provides that the terms "land application operation" and "solid waste" apply to the chapter of the law on wastewater management. Changes the conditions under which the commissioner of the department of environmental management (department) may revoke a temporary variance from an environmental administrative rule. Revises a provision concerning the type of: (1) NPDES permit applications; and (2) applications to renew or modify NPDES permits; for which an antidegradation review is required. Requires the environmental rules board (board) to adopt rules concerning land application of solid waste and industrial waste products. Repeals a section providing for the expiration of the law on mercury switches in end of life vehicles. Changes, from December 31, 2015, to May 1, 2016, the date by which the commissioner of the department is required to submit a report summarizing the information obtained from recycling activity reports concerning the previous calendar year. Amends the law concerning the department's annual report on the implementation of the electronic waste law to provide that the report must discuss the total weight of covered electronic devices recycled during the previous program year (rather than fiscal year). Provides that the statute concerning environmental legal actions does not apply to an action brought by the state arising from a site considered a high priority site or the site of a release considered a high priority release under the rules of the board concerning priorities in the selection of hazardous substance response sites. Specifies that, under the law concerning rates and charges established by regional water, sewage, and solid waste districts, just and equitable rates and charges are those that give due consideration to the interests of the

ratepayers.

DIGEST OF HB 1312 (Updated March 4, 2016 11:59 am - DI 84)

Veteran business enterprises. Defines "veteran", for the purpose of qualifying as a veteran owned small business by the Indiana department of administration, as an individual who previously: (1) served on active duty in any branch of the armed forces of the United States or their reserves, (2) the National Guard, or (3) the Indiana National Guard; and received an honorable discharge from service. Includes in the definition of "veteran" for the purpose of qualifying as a veteran owned small business by the Indiana department of administration an individual who is serving in any branch of the armed forces of the United States or their reserves, the national guard, or the Indiana National Guard. Requires that a business seeking to qualify as a small business owned and operated by veterans have current certification as a veteran owned small business by the Indiana department of administration. Removes the requirement that a veteran be a resident of Indiana for at least one year before making an offer to bid on a state contract. Provides that certain information submitted by an applicant for certification as a veteran owned small business is confidential.

DIGEST OF HB 1313 (Updated March 1, 2016 2:11 pm - DI 84)

Hoosier veterans. Establishes a definition for "Hoosier veteran" that is applicable throughout the Indiana Code when used in reference to state programs for veterans. Amends the definition of Hoosier veteran to include an individual who: (1) is a resident of Indiana; (2) served in a reserve component of the armed forces of the United States or the Indiana National Guard; and (3) completed any required military occupational specialty training and was not discharged or separated from the armed forces or the Indiana National Guard under dishonorable or other than honorable conditions.

DIGEST OF HB 1322 (Updated March 10, 2016 7:32 pm - DI 84)

Trial court jurisdiction. Specifies that circuit courts, superior courts, and probate courts have original and concurrent jurisdiction under certain provisions of the Indiana Code. Requires the public defender commission (rather than the division of state court administration) to hire staff to support the public defender commission. Makes technical corrections.

DIGEST OF HB 1330 (Updated March 1, 2016 2:13 pm - DI 84)

Education matters. Makes changes to the definition of "eligible provider" for purposes of the early education grant pilot program. Provides that the department of education (department) shall make timely application for any federal funds made available for schools and school corporations, and shall direct the allocation and apportionment of the federal funds received fairly, equitably, and in a timely manner. Requires the department to ensure that sufficient personnel are assigned to its federal grants program to distribute federal funds fairly, equitably,

and in a timely manner. Changes the composition of the Indiana education employment relations board (board). Provides that the board shall appoint an executive director. Provides that certain performance based accreditation provisions do not apply to charter schools. Provides that a charter school is considered a public school for purposes of calculating a school's full-time equivalency basis for determining a school's average daily membership (ADM). Makes conforming amendments.

DIGEST OF HB 1331 (Updated March 4, 2016 12:01 pm - DI 84)

Management of institutional funds. Provides that a chapter in the Indiana Code may be cited as the Uniform Prudent Management of Institutional Funds Act (UPMIFA). Makes the following changes to the UPMIFA: (1) Allows a donor to give an institution prior consent for release or modification of a restriction or charitable purpose in a gift instrument. (2) Allows an institution to release or modify a restriction in a fund established more than 20 years ago without court approval, if the value of an institutional fund is less than \$250,000. (Under current law, the institutional fund must be less than \$25,000.) Specifies a procedure for notice to and response from the attorney general concerning a release or modification.

DIGEST OF HB 1336 (Updated March 1, 2016 2:26 pm - DI 84)

Business entities; series limited liability. Makes various changes to the business and other association law, including the following: (1) Requires that an application to reserve or renew a reservation of a name and a notice of transfer of a reserved name must be filed with the secretary of state electronically and makes the corresponding changes to the fees. (2) Establishes requirements concerning plans or filed documents that include terms that are dependent on facts objectively ascertainable outside the plan or filed document for limited liability partnerships, limited partnerships, nonprofit corporations, and limited liability companies. (3) Provides that the name of a limited liability company must be distinguished from the name of any limited liability company or other business entity reserved or organized under the laws of Indiana or authorized to transact business in Indiana. (Current law requires that the name must be distinguished from any limited liability company or other business entity reserved or organized under the laws of Indiana or qualified to transact business as a foreign limited liability company in Indiana.) (4) Allows limited liability companies to organize as series limited liability companies. (5) Adds a fee for filing: (A) articles of organization for a master limited liability company; (B) applications for certificate of authority series; and (C) articles of designation.

DIGEST OF HB 1337 (Updated March 9, 2016 5:36 pm - DI 84)

Abortion. Requires the state department of health to develop certain information concerning perinatal hospice care. Requires physicians to provide information about perinatal hospice care to a pregnant woman who is considering an abortion because the unborn child has been diagnosed with a lethal fetal anomaly. Requires documentation as a matter of informed consent to an abortion that the pregnant woman received the required information about perinatal hospice care.

Provides that the gender of the fetus and the medical indication by diagnosis code for the fetus and the mother must be reported on the pregnancy termination form for an early pre-viability termination. Prohibits a person from performing an abortion if the person knows that the pregnant woman is seeking the abortion solely because of: (1) the race, color, national origin, ancestry, or sex of the fetus; or (2) a diagnosis or potential diagnosis of the fetus having Down syndrome or any other disability. Provides for disciplinary sanctions and civil liability for wrongful death if a person knowingly or intentionally performs a sex selective abortion or an abortion conducted because of a diagnosis or potential diagnosis of Down syndrome or any other disability. Provides that informed consent for an abortion must be obtained in a private setting. Provides that a pregnant woman considering an abortion must be given the opportunity to view the fetal ultrasound imaging and hear the auscultation of the fetal heart tone at least 18 hours before the abortion is performed and at the same time that informed consent is obtained. Provides that a written agreement between a physician performing an abortion and a physician who has written admitting privileges at a hospital in the county or contiguous county concerning the management of possible complications of the services must be renewed annually. Requires the state department of health (state department) to submit copies of admitting privileges and written agreements between physicians to other hospitals in the county and contiguous counties where abortions are performed. Requires that certain forms must include lines for the signature of the physician or other provider and the professional credentials of the physician or other provider. Provides that a person who knowingly transports an aborted fetus into, or out of, Indiana commits a Class A misdemeanor, unless the aborted fetus is transported for the sole purpose of final disposition. Provides that a miscarried or aborted fetus must be interred or cremated by a facility having possession of the remains. Requires a person or facility having possession of a miscarried or aborted fetus to ensure that the miscarried fetus or aborted fetus is preserved until final disposition occurs. Specifies that: (1) a person is not required to designate a name for the miscarried or aborted fetus; and (2) information submitted with respect to the disposition of a miscarried or aborted fetus that may be used to identify the parent or parents of a miscarried fetus or a pregnant woman who had an abortion is confidential and must be redacted from any public records maintained under the burial permit law. Specifies that miscarried and aborted fetuses may be cremated by simultaneous cremation. Excludes the final disposition of a miscarried or aborted fetus from the law governing the treatment of infectious or pathological waste. Makes conforming changes. Provides that the performance of an abortion solely because of the race, color, sex, disability, national origin, or ancestry of the fetus or a violation of certain statutes protecting the right of conscience regarding abortion is a discriminatory practice for purposes of the civil rights law. Defines fetal tissue. Prohibits an individual from acquiring, receiving, selling, or transferring fetal tissue. Makes it a Level 5 felony to unlawfully: (1) transfer; and (2) collect fetal tissue. Establishes an exemption for the criminal penalty of unlawful use of an embryo if the transfer or receipt of a fetus was requested in writing by a biological parent for purposes of an autopsy.

DIGEST OF HB 1340 (Updated March 1, 2016 4:17 pm - DI 84)

Long term small installment loans. Urges the legislative council to assign to an appropriate study

committee during the 2016 legislative interim the topic of granting lenders that are licensed to make small loans under the Indiana Uniform Consumer Credit Code the authority to make long term small installment loans. Provides that if the topic is assigned to a study committee, the study committee: (1) may consider specified matters concerning long term small installment loans; (2) may consult with appropriate interested parties; and (3) shall issue a final report to the legislative council not later than November 1, 2016.

DIGEST OF HB 1344 (Updated March 9, 2016 3:55 pm - DI 102)

Unemployment insurance. Abolishes the Indiana unemployment compensation board and transfers the board's duties to the department of workforce development (department). Revises the circumstances under which the department may waive work search requirements for an individual receiving benefits. Provides that, after an individual begins receiving benefits, the individual must visit and receive an orientation to the services available through a one stop center in order to maintain eligibility to receive benefits. Allows the department to waive the orientation requirement under certain circumstances. Requires the department to submit a report to the general assembly and the governor before December 1 of each year concerning the status of the unemployment compensation system. Requires the department to make a presentation at each meeting of the budget committee held before November 1, 2016, concerning this same information. Limits the amount of money from the special employment and training services fund (fund) that can be used by the department for certain purposes to not more than \$5,000,000 per state fiscal year, unless the budget committee approves an additional amount. Provides that grants from the fund to various state educational institutions for apprenticeship programs and training and counseling assistance: (1) are the first expenditures from the fund each state fiscal year; and (2) are contingent only on the availability of money and do not require approval by the department. Urges the legislative council to assign to the interim study committee on employment and labor or another appropriate interim study committee during the 2016 legislative interim the topic of establishing a committee or board to oversee the unemployment insurance trust fund and the fund. Makes conforming and technical amendments.

DIGEST OF HB 1347 (Updated March 4, 2016 12:02 pm - DI 84)

Mental health matters. Requires the office of Medicaid policy and planning to reimburse under the Medicaid program: (1) certain advanced practice nurses for specified Medicaid services; (2) certain graduate and post-graduate degree level students in specified fields who are interning or in a practicum at a community mental health center under the direct supervision of a licensed professional; and (3) licensed clinical addiction counselors who under the clinical supervision of a physician or health service provider in psychology. Requires the department of insurance (department), in consultation with the office of the secretary of family and social services, to review, study, and make recommendations concerning the capacity, training, and barriers to health navigators in assisting individuals in obtaining health insurance program coverage. Requires the department to report their findings to the interim study committee on public health, behavioral health, and human services before September 30, 2016.

DIGEST OF HB 1353 (Updated March 8, 2016 5:55 pm - DI 84)

President Benjamin Harrison conservation trust. Renames the Indiana heritage trust fund as the President Benjamin Harrison conservation trust fund (trust fund). Makes various changes to the purposes of the trust fund. Makes changes to the uses of the accounts within the trust fund. Repeals the Indiana heritage trust committee. Specifies the membership and purposes of the President Benjamin Harrison conservation trust project committee (project committee). Provides for the appointment of four members of the general assembly as nonvoting members of the project committee. Adds the chairperson of the board of directors of the natural resources foundation to the project committee. Provides that the governor appoints the chair and vice chair of the project committee. Specifies that money in the trust fund may be used for a state or local project approved by the project committee. Specifies that the following procedure must be followed before the money from the trust fund may be used to acquire property for a project: (1) The project committee must review and approve the project. (2) The project committee must recommend the project to the governor for approval. (3) The governor must approve the project as recommended by the project committee and inform the director of the department of natural resources. Increases the amount of money that must be allotted to the stewardship account within the trust fund from 5% to 9% of the amount appropriated to the trust fund. Repeals a provision specifying minimum amounts of required matching funds for expenditures from the trust fund discretionary account. Provides that money from the discretionary account may not be used to acquire property for an approved project unless the approved project receives endorsement and participation from: (1) the appropriate division of the department; and (2) nonstate sources or the Indiana natural resources foundation. Limits the amount of money from the discretionary account that may be used to acquire property. Repeals the law establishing the fish and wildlife land acquisition stamp. Urges the legislative council to assign certain topics to an interim study committee.

DIGEST OF HB 1359 (Updated February 25, 2016 3:07 pm - DI 84)

Employment of veterans as public safety officers; 1977 fund retirement age. Waives the maximum hiring age restrictions that apply to the appointment and hiring of police officers and firefighters for an individual who is a veteran of the armed forces and who meets certain requirements. Provides that an individual who is appointed as a police officer or a firefighter as the result of a waiver is eligible to become a member of the 1977 police officers' and firefighters' pension and disability fund (1977 fund). Requires a member of the 1977 fund to retire at 70 years of age.

DIGEST OF HB 1360 (Updated March 7, 2016 3:05 pm - DI 84)

Realtor continuing education. Provides that following every license renewal period, the Indiana real estate commission (commission) in consultation with the professional licensing agency may randomly audit for compliance more than 1% but less than 10% of the licensed real estate brokers required to take continuing education courses. Requires a real estate continuing

education course sponsor to submit certain documentation to the commission. Adds to the conditions under which the commission may deny, suspend, or revoke approval of a course sponsor. Allows the commission to enter into an agreement with certain entities to provide an electronic continuing education tracking system.

DIGEST OF HB 1365 (Updated March 4, 2016 12:04 pm - DI 84)

Dealer services. Transfers responsibility for dealer designee and interim manufacturer transporter license plates from the bureau of motor vehicles to the secretary of state after June 30, 2017. Relocates fees related to dealer services from IC 9-29-17 to IC 9-32. Changes the deadline for applying for a title for a motorboat to 45 days (instead of 30 days) after the date of purchase or transfer. Imposes requirements concerning the disclosure of personal information by the dealer services division of the office of the secretary of state. Establishes procedures for the replacement of licenses and license plates issued to dealers. Requires the secretary of state to make the determination whether a corporate officer, partner, or owner of a vehicle dealer must submit to an expanded criminal history check or a national criminal history background check.

DIGEST OF HB 1369 (Updated March 1, 2016 4:27 pm - DI 84)

Juvenile justice. Requires the commission on improving the status of children to: (1) study and evaluate innovative juvenile justice programs, including juvenile community corrections; and (2) consult with the justice reinvestment advisory council concerning how funds should be distributed for innovative juvenile justice programs and juvenile community corrections.

DIGEST OF HB 1370 (Updated March 4, 2016 12:06 pm - DI 84)

Dual credit teachers. Requires the commission for higher education (or the dual credit advisory council, if directed to do so by the commission for higher education) to study methods to ensure opportunities for secondary school students to earn college credits while enrolled in high school and to provide incentives for a high school teacher to obtain a master's degree with at least eighteen (18) hours of graduate course work in the subject matter the teacher is teaching or wishes to teach as part of a dual credit course.

DIGEST OF HB 1372 (Updated March 10, 2016 11:43 am - DI 97)

Public personnel bonds and state board of accounts. Amends the law requiring surety bonds for certain individuals having public fiscal responsibilities to: (1) define "contractor"; (2) allow for filing of the bond in the county of office or employment rather than residence; (3) set threshold amounts of public funds for which a bond is required; (4) permit the use of a schedule bond; (5) permit the use of a continuous bond; and (6) require a crime insurance policy that meets the requirement to include a faithful performance endorsement. Allows, rather than requires, the commissioner of insurance to prescribe the form of public official surety bonds and crime insurance policies. Provides that any claim under a continuous bond must be brought not later

than six years after the occurrence giving rise to the claim. Specifies the following: (1) That the maximum aggregate liability of the surety or insurer for a policy year is the penal sum of the bond. (2) That in the case of a continuous bond, the maximum aggregate liability of the surety or insurer for the entire term that the bond is in effect is the penal sum of the bond for the current term of the bond and the penal sums of the bond for the five immediately preceding years. Allows, in certain circumstances, the state examiner to issue an examination final report less than 45 days after an initial exit conference. Allows certain individuals who receive state board of accounts records to divulge the records in an action with respect to the misappropriation or diversion of public funds. Removes requirements for annual audits by the state examiner of certain funds and allows the audits to be performed according to the state examiner's schedule. Makes conforming amendments.

DIGEST OF HB 1373 (Updated March 4, 2016 12:11 pm - DI 84)

Veterans matters. Extends employment protections under the federal Uniformed Services Employment and Reemployment Rights Act and extends the rights, benefits, and protections under the Servicemembers Civil Relief Act to members of the national guard of another state during state sponsored activation. Allows an individual (and the individual's dependent) who is: (1) an active member of the armed services of the United States or the national guard; (2) a legal Indiana resident; (3) assigned for duty or deployed outside Indiana; and (4) eligible for Medicaid waiver services or Medicaid assistance; to resume Medicaid eligibility and remain on Medicaid waiver waiting lists.

DIGEST OF HB 1374 (Updated March 1, 2016 4:33 pm - DI 84)

Deceased law enforcement or service animals. Provides that if specified conditions are met, the cremated remains of a deceased animal of a deceased record owner of burial rights in a grave space may be: (1) scattered or placed on top of the deceased owner's burial plot; or (2) interred in the earth on top of the deceased owner's burial plot if the interment does not involve the digging or penetration of earth at a depth that exceeds one foot. Provides that for purposes of these provisions, a "deceased animal" means a deceased: (1) law enforcement animal; or (2) service animal; that was owned by or assigned to assist the deceased owner during the deceased owner's lifetime.

DIGEST OF HB 1378 (Updated March 1, 2016 4:33 pm - DI 84)

Divestment from boycott Israel businesses. Requires the public retirement system to divest from businesses that engage in action or inaction to boycott, divest from, or sanction Israel. Provides for notice to businesses, reinvestment, and civil immunity. Requires certain reports to the legislative council. Makes a conforming amendment.

DIGEST OF HB 1382 (Updated March 1, 2016 4:37 pm - DI 84)

Proprietary educational institutions; training report. Transfers from the state workforce innovation council to the department of workforce development the accreditation of postsecondary proprietary educational institutions. Changes, from November 1 to December 1, the submission date for the Indiana career council's annual training report.

DIGEST OF HB 1386 (Updated March 7, 2016 4:24 pm - DI 84)

Various alcohol, tobacco, and e-liquid matters. Allows, if certain conditions are met, the holder of a retailer permit that is issued for the premises of a hotel that is owned by an accredited college or university to sell or dispense, for on premise consumption only, alcoholic beverages from a: (1) nonpermanent bar that is located on; or (2) service window located on the licensed premises that opens to; an outside area or terrace that is contiguous to the main building of the licensed premises of the hotel. Allows the refilling of a bottle or container with a product from a farm winery. Allows the holder of an artisan distiller's permit to: (1) sell liquor for carryout on Sunday in a quantity at any one time of not more than four and five-tenths liters; and (2) with the approval of the alcohol and tobacco commission (commission), to participate in a trade show or an exposition for not more than 45 days in a calendar year. Clarifies that the holders of artisan distiller's permits, microbrewery permits, and farm winery permits may participate with one another in a trade show or exposition. Adds violations of certain tobacco and cigarette laws to the list of laws for which the commission may investigate and enforce penalties. Allows the commission to: (1) investigate; (2) enforce penalties; and (3) suspend or revoke tobacco sales certificates for failing to pay a civil penalty; if a certificate holder sells or distributes tobacco products or electronic cigarettes at a location determined to be a public nuisance or at which conduct or acts that are prohibited under IC 35 occur. Allows an alcoholic beverage permittee (permittee) or employee of the permittee to retain a driver's license, identification card, or government issued document (ID card) that is provided as proof of age for making an alcoholic beverage purchase, if the permittee has: (1) received alcohol server training; and (2) a reasonable belief that the ID card has been altered, falsified, or was not issued to the person who provided the card. Establishes requirements concerning retaining an ID card. Provides that the permittee is immune from civil or criminal liability for retaining an ID card, unless the permittee obtains the ID card by using force against the person. Allows the commission to issue, if certain conditions are met, a temporary beer permit for a festival or event to a person who has held a brewer's permit for a microbrewery for at least three years and meets other requirements. Amends the definition of "hotel," for purposes of the alcoholic and tobacco laws, to allow a hotel to have at least 25 separate sleeping rooms under separate roofs if certain conditions are met. (Current law defines a hotel as having at least 25 separate sleeping rooms under one continuous roof.) Provides that the department of natural resources (department) may apply for a three-way permit for a state park. Provides that the commission shall issue a permit to the department for a state park without: (1) publication of notice or investigation before a local board; and (2) regard to quota provisions. Provides that an annual permit fee for a three-way permit for a state park is \$250. Allows the holder of a club permit to designate one or more days in each calendar month as guest days, not to exceed a total of four guest days in any calendar month (instead of one day each week). Provides that the holder of a three-way permit that is issued to a premises located at

a facility used in connection with the operation of a paved track more than two miles in length may sell sealed bottles of liquor or wine for consumption off the licensed premises: (1) from one or more locations on the premises; and (2) on the date of the Indianapolis 500 Race in the 2016 calendar year from 7 a.m., prevailing local time, to 7 p.m., prevailing local time. Requires the: (1) holder of the three-way permit to disclose to the commission, at least 14 days before the Indianapolis 500 Race, that the holder intends to sell the bottles; and (2) bottles to be decorative bottles commemorating the one hundredth anniversary of the Indianapolis 500 Race. Provides that if a permit holder: (1) holds one-way, two-way, or three-way permits that are issued, without regard for quota restrictions, for certain premises; and (2) holds a permit for a microbrewery that is located on or adjacent to those premises; the permit holder may sell, at those premises, beer manufactured at the microbrewery. Adds one additional three-way permit to the number of three-way permits that the commission may issue to the proprietor of a restaurant within or not more than 1,500 feet from a motorsports investment district. Prohibits the commission from issuing a beer dealer's permit to a package liquor store unless the proprietor of the package liquor store satisfies Indiana resident ownership requirements. Amends the ownership residency requirements for the issuance of an alcoholic beverage dealer's permit to a corporation, limited partnership, or limited liability company for the premises of a package liquor store. Allows the commission to renew or transfer ownership of an alcoholic beverage dealer's permit of any type for the holder of a dealer's permit who: (1) held the permit for the premises of a package liquor store before January 1, 2016; and (2) does not qualify for the permit under the amended residency requirements. Allows the holder of a retailer's permit issued for the premises of a hotel or restaurant to temporarily amend floor plans to use a banquet or gathering space to sell or dispense alcoholic beverages from a temporary bar or service bar. Allows the commission to issue four new three-way permits to sell alcoholic beverages for on-premises consumption to applicants in Whitestown, Lebanon, Zionsville, Westfield, Carmel, and Fishers, with the total number of active permits issued not exceeding 24 permits at any time. Provides that the cost of the initial permits are \$40,000. Clarifies certain requirements regarding security firm requirements for e-liquid mixing, bottling, packaging, or selling.

DIGEST OF HB 1394 (Updated March 10, 2016 8:28 pm - DI 116)

Various education matters. Establishes enrollment requirements and limitations to enroll in an innovation network charter school. Authorizes a governing body to enter into an agreement with a charter school to reconstitute a traditional school as an innovation network charter school. Provides that an innovation network school may use student growth to determine its category or designation of school improvement for a period of three years. Provides that, if a teacher's contract is canceled, the teacher may request a conference with the superintendent or the assistant superintendent. (Current law provides that the teacher may request a conference with the superintendent.) Provides that a teacher who takes a job with another school corporation after the school year has started is required to give 30 days notice. Requires a charter school to establish and disseminate written discipline rules. Prohibits a charter school from expelling or suspending a student or requesting that a student transfer to another school based on certain characteristics. Provides that a person, organization, or other entity that enters into a contract or an agreement

with a school corporation to conduct a feasibility or cost study to assist the school corporation in determining the cost of a controlled project may not enter into a contract or agreement as the design professional on the controlled project with the school corporation to complete any part of the controlled project design unless the person, entity, or organization is awarded a contract as the design professional for the completion of the controlled project. Makes changes to a school's annual performance report publication requirements regarding certain information that must be disaggregated for schools located in a consolidated city.

DIGEST OF HB 1395 (Updated March 10, 2016 6:57 pm - DI 116)

ISTEP matters. Provides that provisions relating to high ability students apply to performance qualified school districts. Requires that scores of student responses under an ISTEP program test must be reported to the state board of education (state board) not later than July 1 of the year in which the ISTEP program test is administered. Provides that ISTEP gridded items and tech enhanced items may not be released after the ISTEP assessment. Provides that after essay questions from ISTEP program examinations have been released to the public, the state board and department of education (department) shall post the questions and exemplary student answers on their Internet web sites and publicize the posting. Provides that the identities of students who provided the exemplary answers may not be disclosed, and that parental permission must be obtained before posting. Provides that the ISTEP program expires July 1, 2017. Establishes a panel to study school accountability metrics, teacher evaluations, and alternatives to the ISTEP program tests and to make recommendations of its findings. (This conference committee report: (1) provides that after essay questions from ISTEP program examinations have been released to the public, the state board and department shall post the questions and exemplary student answers on their Internet web sites and publicize the posting; (2) establishes a panel to study school accountability metrics, teacher evaluations, and alternatives to the ISTEP program tests and to make recommendations of its findings.