

2018 SESSION DIGEST OF ENACTMENTS

DIGEST OF HB 1001 (Updated March 14, 2018 11:20 am - DI 58)

School funding. Requires the budget agency to transfer from the K-12 state tuition reserve account to the state general fund the amount necessary to cover the K-12 state tuition distribution amount if it exceeds the appropriated amount. Limits the transfer to \$25,000,000 in state fiscal year 2017-2018 and \$75,000,000 for state fiscal year 2018-2019. Requires school corporations to report information about virtual education programs to the department of education. Requires a pupil to be at least five years of age on August 1 of the school year to be included in the ADM count for kindergarten pupils.

DIGEST OF HB 1002 (Updated March 14, 2018 7:26 pm - DI 113)

Workforce funding and programs. Requires an annual workforce related program review by the legislative services agency. Requires information on workforce related programs as part of the biennial budget report that is submitted to the governor and budget committee for preparation of the governor's proposed budget bill. Establishes the next level jobs employer training grant program. Revises eligibility criteria for applicants for high value workforce ready credit-bearing grants. Provides that if the demand for high value workforce ready credit-bearing grants exceeds the appropriation, the commission for higher education shall prioritize applicants who are classified as independent. Transforms Ivy Tech Community College's regional boards of trustees to campus boards of trustees. Adds provisions concerning the appointment, number, and terms of trustees serving on the state board of trustees of Ivy Tech. Provides that an emancipated student or the parent of a student enrolled in a career or technical course may voluntarily release information, on a form prescribed by the department of education, pertaining to the student's enrollment in the career and technical education course to potential employers that contact the school to recruit students with particular career and technical skills. Requires the state board of education, when establishing an apprenticeship as a graduation pathway requirement, to establish as an apprenticeship only an apprenticeship program registered under the federal National Apprenticeship Act or another federal apprenticeship program administered by the United States Department of Labor. Specifies that an individual who is enrolled as a part-time postsecondary student, regardless of whether a part-time student is qualified to receive an adult student grant, may participate in the employment aid readiness network (EARN) Indiana program. Requires at least 25% of the money appropriated by the general assembly for adult education or the work Indiana program to be used: (1) to reimburse an eligible provider for adult education that is provided to individuals who need education in basic skills or necessary to receive a high school diploma or an Indiana high school equivalency diploma; or (2) for adult education grants to employers. Provides that an employer is eligible for an adult education grant equal to the lesser of \$500 or the employer's out-of-pocket expenditures for each eligible employee who obtains a high school diploma or a high school equivalency diploma through a program organized or funded by the employer. Specifies criteria for an individual to be an eligible employee of an employer that is eligible for an adult education grant. Requires educational institutions offering programs subject to approval by the Indiana state board of nursing to obtain approval from the board for proprietary education. Exempts those educational institutions from obtaining accreditation as

postsecondary proprietary educational institutions from the department of workforce development. Provides that until July 1, 2021, certain individuals with a bachelor's degree may serve as a nursing faculty member in an associate degree nursing program without yet having obtained a master's degree. Requires the office of the secretary of family and social services and the Indiana department of transportation to perform a coordinated study on leveraging money for transportation to workforce related programs. Urges the legislative council to assign to an appropriate interim study committee the question of whether the state should submit a combined state plan instead of a unified state plan to the United States Department of Labor when the state submits a new Workforce Innovation and Opportunity Act plan. Makes conforming amendments.

DIGEST OF HB 1003 (Updated March 6, 2018 10:23 am - DI 84)

Streamlining agency reporting requirements. Repeals the requirement that the office of management and budget (OMB) perform a cost benefit analysis of certain rules for the three year period following the rules' effective dates. Repeals a statute that allows: (1) state agencies to submit comments on proposed legislation to OMB; and (2) OMB to review, amend, and transmit the comments to the legislative services agency for posting on the general assembly's web site. Eliminates or consolidates various state agency reporting requirements. Repeals the following: (1) Pilot program for state registration of privately certified individuals. (2) Family support program. (3) The early education evaluation program. (4) The health needs assessment component of the state department of health's duty to conduct health planning. (5) Certain reporting requirements of the department of environmental management and the department of insurance. Makes conforming changes.

DIGEST OF HB 1004 (Updated March 6, 2018 10:25 am - DI 84)

Various state and local government streamlining matters. Provides that the journals, the enrolled acts, the session laws, and the Indiana Code may be distributed in paper or electronic format. Requires that copies of the journals, the session laws, and the Indiana Code must be provided to public libraries located in Indiana that participate in the federal depository library program. Permits the clerk of the house of representatives and the secretary of the senate (with respect to the journals) and the legislative council (with respect to the session laws and the Indiana Code) to specify a list of other public officials who automatically receive copies of the journals, the session laws, and the Indiana Code. Permits the publication and circulation to circuit court clerks of the enrolled acts, as required by the state constitution, to be performed electronically, and permits circuit court clerks to electronically acknowledge receipt of the enrolled acts directly to the legislative services agency. Permits the implementation of a system that would allow county clerks to send the acknowledgment electronically. Requires a meeting for receiving quotes must be open to the public. Provides that certain quotes shall be reported to the board during the public meeting at which the contract is considered. Specifies that an employee drug testing program must have been effective and applied at the time of the solicitation for bids for a public works project. Allows the board to keep on file a copy of the contractor's policy submitted in the current calendar year or previous two calendar years to satisfy the requirement for submitting a policy unless the policy has been revised. Specifies that the fire and building safety commission (commission) shall include citations to specific provisions of state law regarding the fire safety

laws and the building laws that are the basis for a denial of an ordinance or other regulation of a political subdivision that is submitted for approval by the commission. Provides that a person may electronically file any document that is required to be filed as part of a lis pendens record. Repeals a provision requiring a circuit court clerk to provide to a court the names of all attorneys having business in that court. Makes changes concerning the role of a circuit court clerk regarding recovery of treatment and maintenance charges from the estate of a patient of a state institution or from a responsible party. Provides that: (1) the secretary and treasurer shall make a report of their trusts to the local board of the 1925 police pension fund (fund) before February 15; and (2) after the local board receives the report of the secretary and treasurer, the trustees of the local board shall be elected at the next meeting of the members of the police department. Removes a prohibition on political affiliation for members of a park board in a third class city. Urges the legislative council to assign to an appropriate interim study committee the subject of costs and benefits related to publication of certain reports.

DIGEST OF HB 1006 (Updated March 6, 2018 10:27 am - DI 84)

Broadening criminal justice treatment options. Makes various changes to the criminal justice institute's annual report on the impact of criminal code reform on local units of government, the department of correction, and the office of judicial administration. Requires the report to be prepared in conjunction with the justice reinvestment advisory council (council). Adds probation departments, pretrial diversion programs, and jail treatment programs to programs that are eligible to apply for a state grant for community corrections. Replaces the Indiana judicial center with the office of judicial administration for purposes of: (1) submitting the community supervision collaboration plan; (2) approval of the commissioner of the department of correction providing additional financial aid to counties with a community supervision collaboration plan; and (3) duties with the council. Allows the division of mental health and addiction (division) to establish a pilot program, subject to available funding and on the recommendation of the council, to provide mental health and addiction forensic treatment services to individuals who are charged with a misdemeanor and meet certain eligibility criteria. Provides that if the pilot program is established, the division shall issue annual reports. Removes an expired provision.

DIGEST OF HB 1007 (Updated March 14, 2018 3:11 pm - DI 104)

Mental health access. Requires the office of Medicaid policy and planning to implement a centralized credentials verification organization and credentialing process. Allows the division of mental health and addiction (division) to grant approval for nine additional opioid treatment programs that: (1) are operated by a hospital; and (2) meet other specified requirements; if the division determines that there is a need for the program in the proposed location. Provides that mental health and addiction forensic treatment services may be administered or coordinated only by a provider certified by the division or licensed by the Indiana professional licensing agency to provide mental health and addiction treatment. (Under current law, a provider may provide services only if the provider is certified or licensed by the division.) Requires the division to establish best practice guidelines to assist employers with certain employees who agree to participate in a drug education and addiction treatment program (program). Requires the division to: (1) promote voluntary participation; (2) develop and deliver informational resources and

training for employers; and (3) collect information and prepare an annual report. Provides that if an employer and employee comply with certain requirements, the employer is not liable in a civil action alleging negligent hiring for negligence of the employee. Provides that in certain civil actions, an employer's participation in the program is not admissible as evidence. Establishes new temporary permits for certain individuals who are pursuing required clinical supervisory hours needed for licensure. Allows clinical social work experience hours obtained under a temporary permit to be counted to supervise work experience requirements if certain conditions are met. Provides that the temporary permits are not renewable. Requires certain policies of accident and sickness insurance to provide coverage for substance abuse or chemical dependency treatment provided by: (1) an addiction counselor; and (2) a marriage and family therapist. Requires: (1) an accident and sickness insurer; and (2) a health maintenance organization; to provide provisional credentialing to a provider for which a credentialing determination is not completed in at least 30 days if certain requirements are met. Urges the legislative council to assign to an appropriate interim study committee the task of studying the impact that opioid treatment programs have on the neighborhoods and communities in the immediate area of the opioid treatment programs.

DIGEST OF HB 1017 (Updated February 27, 2018 3:56 pm - DI 84)

Newborn screening. Adds spinal muscular atrophy and severe combined immunodeficiency to the list of disorders in the newborn screening requirements.

DIGEST OF HB 1023 (Updated February 27, 2018 3:57 pm - DI 84)

Annexation remonstrance waivers. Permits a municipal works board to waive the requirement in a sewage works contract that a property owner releases the property owner's right to remonstrate against pending or future annexations by the municipality of the area served by the sewage works.

DIGEST OF HB 1024 (Updated February 27, 2018 3:58 pm - DI 84)

Heat preparedness training for coaches. Provides that head coaches and assistant coaches who coach interscholastic sports or intramural sports must complete a certified coaching education course that includes content for prevention of or response to heat related medical issues that may arise from a student athlete's training.

DIGEST OF HB 1027 (Updated March 7, 2018 3:06 pm - DI 84)

Riverboat admissions and supplemental wagering tax distributions. Provides that the Dearborn County council may vote to direct the county auditor to distribute 25% of the admissions and supplemental wagering taxes that are distributed to Dearborn County to cities and towns in the county where a riverboat is not located. Provides for the taxes to be distributed using a ratio. Sets forth how a city or town in Dearborn County may use the admissions and supplemental wagering taxes that are distributed.

DIGEST OF HB 1031 (Updated March 6, 2018 10:29 am - DI 84)

Cleanup of certain terms. Removes, where appropriate, the terms herein, hereafter, hereinafter, therein, theretofore, hereunder, hereinunder, heretofore, hereinabove, and thereunder from various provisions throughout the Indiana Code and replaces the terms with more specific and clearer terms. Removes reference to the pronoun "his". Makes technical corrections. (The introduced version of this bill was prepared by the code revision commission.)

DIGEST OF HB 1033 (Updated February 20, 2018 2:25 pm - DI 84)

Treatment of out-of-state convictions in sentencing. Provides that, for purposes of law regarding death sentences and sentences for felonies and habitual offenders, a Level 6 felony conviction includes a conviction in another jurisdiction for which the offender might have been imprisoned for more than one year but less than two and one-half years.

DIGEST OF HB 1034 (Updated February 20, 2018 2:25 pm - DI 84)

Home detention matters. Eliminates the requirement that a period of home detention ordered as a condition of probation must be at least 60 days. Allows a court to approve activities for an offender that do not require the offender to be confined to the offender's home at all times. Provides that an offender must maintain a working telephone, cellular telephone, or other wireless or cellular communications device in the offender's home as a condition of being on home detention.

DIGEST OF HB 1035 (Updated March 6, 2018 10:31 am - DI 84)

Short term rentals. Provides the following with regard to short term rentals that are rented through a short term rental platform: (1) Provides that a short term rental of an owner's primary residence is a permitted residential use under any applicable ordinance and may not be disallowed. (2) Provides that, in the case of residential property that is not the person's primary residence, a local unit of government (local unit): (A) may require a special exception, special use, or zoning variance for the short term rental of the property; and (B) may not interpret and enforce zoning regulations for a special exception, special use, or zoning variance in a manner that is intended or has the effect of prohibiting or unreasonably restricting all short term rentals of the property. (3) Allows a local unit to regulate short term rental of residential property only for specified purposes. (4) Allows a local unit to require an owner to obtain one permit for each property of an owner, regardless of the number of dwelling units or detached accessory structures on the property that the owner offers as a short term rental. (5) Allows a local unit to charge an fee of not more than \$150 for an initial permit and for a permit issued after the revocation of a permit, but prohibits a unit from charging a fee for a permit renewal. (6) Allows a local unit to limit or prohibit short term rentals located within a conservancy district. Exempts ordinances adopted before January 1, 2018. Excludes property owners associations from the provisions of the bill.

DIGEST OF HB 1036 (Updated March 6, 2018 10:35 am - DI 84)

Unemployment insurance. Excludes worker's compensation and occupational diseases compensation payments from the definition of "wages" for unemployment insurance purposes. Establishes a flat fee of \$12 as the employer's collection fee for withholding amounts from an individual's income to repay unemployment insurance benefit overpayments. Allows an individual to request a review by the commissioner of the department of workforce development or the commissioner's designee of an adverse decision following an administrative hearing in which the individual contests the income withholding.

DIGEST OF HB 1047 (Updated February 26, 2018 3:04 pm - DI 84)

Education benefits for veterans. Excludes from the determination of financial eligibility for need based financial aid certain benefits received by veteran students. Provides for state educational institution students who are members of the Indiana National Guard, the National Guard of a state contiguous to Indiana, the reserves, or armed forces who are on active duty or are called to active duty during an academic term to receive: (1) a tuition refund or credit; or (2) reenrollment in courses not completed due to active duty status.

DIGEST OF HB 1050 (Updated February 20, 2018 2:29 pm - DI 84)

Small cell wireless structures. Specifies that the statute concerning permits for wireless facilities and wireless support structures applies to permits issued by a permit authority to a communications service provider. Provides that a resolution, ordinance, or other regulation: (1) adopted by a permit authority after April 14, 2017, and before May 2, 2017; and (2) that designates an area within the jurisdiction of the permit authority as strictly for underground or buried utilities; applies only to communications service providers and those geographic areas that are zoned residential and where all existing utility infrastructure is already buried. Provides that, with respect to the construction, placement, or use of small cell facilities and associated supporting structures, a permit authority may prohibit the placement of a utility pole or a new wireless structure in a right-of-way within an area that is designated strictly for underground or buried utilities if, among other requirements, the area was zoned for residential use before May 1, 2017.

DIGEST OF HB 1056 (Updated March 16, 2018 2:24 pm - DI 107)

Innkeepers' taxes. Provides that a member appointed to a convention and tourism commission under the uniform innkeeper's tax statute who is required to be: (1) engaged in a convention, visitor, or tourism business; or (2) involved in or promoting conventions, visitors, or tourism; need not be a resident of the county if the member is an owner or an executive level employee of a convention, visitor, or tourism business that is located within the county. Provides that such a member must be a resident of Indiana. Repeals the requirement in the uniform innkeeper's tax statute that not more than a simple majority of the members of a convention and tourism commission may be affiliated with the same political party. Requires the department of state revenue (department) to provide each commission with summary data of the amount of the

innkeeper's tax collections to the county. Provides that, in the case of a county that has adopted an ordinance requiring the payment of the innkeeper's tax to the county treasurer instead of the department: (1) the county treasurer is required to annually report to the department the amount of innkeeper's tax collected in the county in the preceding calendar year; and (2) the department is required to provide summary data of the total amount of the county's innkeeper's tax collected in the preceding calendar year to the commission established for that county. Makes conforming changes.

DIGEST OF HB 1057 (Updated February 20, 2018 2:34 pm - DI 84)

Pretrial diversion. Provides that the initial user fee amount for a diversion agreement involving a misdemeanor is \$50. Provides that the initial user fee amount for a diversion agreement involving a felony is \$75. Allows a court to impose on a person an additional program fee or cost that is reasonably related to the person's rehabilitation. Prohibits a monthly user fee from being collected beyond the maximum length of a possible sentence. Makes conforming amendments.

DIGEST OF HB 1058 (Updated March 1, 2018 3:01 pm - DI 84)

Influenza information to residents. Requires an operator of a housing with services establishment to provide to residents certain information concerning influenza and influenza vaccinations. Specifies that an operator is deemed to be in compliance with the requirement if the operator provides a resident the latest vaccination information statement concerning influenza issued by the Centers for Disease Control and Prevention.

DIGEST OF HB 1060 (Updated March 14, 2018 12:24 pm - DI 128)

Liability for rental car theft. Removes from the list of provisions that may be included in a motor vehicle rental agreement a rebuttable presumption that a motor vehicle renter is not liable, in certain circumstances, for losses incurred by the rental company related to theft of the motor vehicle. Requires a damage waiver to cover all damage, loss, and liability, less any included deductible, to which a rental company and renter may otherwise agree concerning the renter's responsibility. Repeals the offense of auto theft and receiving stolen auto parts. Provides that a person who knowingly or intentionally exerts unauthorized control of a motor vehicle or a component part of a motor vehicle, with the intent to deprive the other person of any part of its value or use, commits theft, a Level 6 felony. Provides that a person who knowingly or intentionally exerts unauthorized control of a motor vehicle or a component part of a motor vehicle, with the intent to deprive the other person of any part of its value or use, and has a prior unrelated conviction for theft of a motor vehicle or theft of a component part, commits theft, a Level 5 felony. Makes conforming amendments.

DIGEST OF HB 1063 (Updated March 8, 2018 3:58 pm - DI 84)

Dealer services division. Requires certain definitions to be used in the dealer services law. Includes: (1) flood damage affidavits; (2) title affidavits; (3) interim plates generated in error; and (4) copies of rebuilt vehicle disclosures; as records for purposes of the dealer services law.

Requires a motor vehicle or watercraft dealer to identify in a title affidavit whether a lien exists on the motor vehicle or watercraft and the date any obligation must be satisfied. Provides that a dealer may provide an interim plate when the dealer: (1) sells or leases a motor vehicle; or (2) allows a purchaser to take delivery prior to the finalization of financing; whichever occurs first. Specifies that only certain persons engaged in the business of buying, selling, or manufacturing motor vehicles are eligible for a dealer license. Provides that a dealer must keep certain documents related to a sale of a motor vehicle or watercraft. Requires a dealer to be in good standing with the department of financial institutions. Makes conforming changes. Makes technical changes.

DIGEST OF HB 1065 (Updated March 14, 2018 11:10 pm - DI 101)

Broadband grants and high speed Internet service. Authorizes the office of community and rural affairs (office) to award grants to qualified broadband providers in connection with qualified broadband projects involving the deployment of infrastructure to provide qualified broadband service in unserved areas in Indiana. Defines "qualified broadband service" as a connection to the Internet at an actual speed of at least 10 megabits per second downstream and at least one megabit per second upstream, regardless of the technology used. Defines an "unserved area" as a geographic area in Indiana in which there is not at least one provider of terrestrial broadband service at the designated speeds. Provides that grants shall be made from the rural economic development fund. Provides that in awarding grants, the office shall give priority to first extending the deployment of qualified broadband service to areas in which: (1) Internet connections are unavailable; or (2) the only available Internet connections provide for an actual speed of less than 10 megabits per second downstream. Sets forth factors that the office must consider in determining whether to award a grant. Sets forth conditions that apply to the awarding of grants. Requires the office to adopt guidelines to implement these provisions and authorizes the office to collaborate with state agencies and political subdivisions in adopting the guidelines and administering grants. Repeals the statute establishing the high speed Internet service deployment and adoption initiative administered by the Indiana economic development corporation. Repeals the statute establishing the Indiana broadband development program administered by the Indiana finance authority. Amends the Indiana Code section that allows a holder of video service franchises issued by the utility regulatory commission (IURC) to apply to the IURC for direct marketing authority in a service area served by the holder to specify that such authority includes the authority to market directly to all businesses, as well as all households (as set forth in current law), in the service area. Directs the IURC to study certain topics regarding universal service reform and broadband services in Indiana and issue a report to the interim study committee on energy, utilities, and telecommunications before October 1, 2018.

DIGEST OF HB 1070 (Updated March 6, 2018 10:38 am - DI 84)

Airport boards. Provides that on July 1, 2018, the advisory member of the board of the Indianapolis Airport Authority representing Morgan County becomes a full voting member of the board. Increases from five members to six members the number of appointments made by the mayor of Indianapolis to the board of the Indianapolis airport authority. Makes conforming changes. Makes the following changes with regard to the rotary fund of a board aviation

commissioners (board): (1) Allows the rotary fund to be used for expenses incurred in operating a public fueling station (instead of only for fuel and oil purchases). (2) Allows the board to transfer funds throughout the fiscal year instead of only at the end of the fiscal year. (3) Specifies that an initial appropriation is made to fund the rotary fund and that additional appropriations to the fund are discretionary. (4) Requires the board to transfer any profits in the rotary fund at the end of the fiscal year to the aviation fund or a reserve or depreciation account for capital improvements and replacements, if the rotary fund balance (not including amounts transferred to the aviation fund or reserve or depreciation account during the fiscal year) exceeds 25% of the previous year's expenditure from the rotary fund. (Current law requires the board to transfer excess funds from the rotary fund to the aviation fund if the rotary fund balance exceeds 25% of the previous year's appropriation to the rotary fund.)

DIGEST OF HB 1073 (Updated February 19, 2018 2:33 pm - DI 84)

Child care location and safety. Includes other weapons among the items that must be inaccessible to children in the care of certain child care providers, and amends accordingly the child care law concerning the list of imminent threats to children. Allows the division of family resources to waive the one year period after revocation during which a person may not apply for or be granted another license. Requires a child care provider to provide documentation from the county, city, or town that: (1) the child care provider meets all requirements of any applicable local ordinances; or (2) a business permit or license is not required by a local ordinance.

DIGEST OF HB 1074 (Updated March 14, 2018 7:26 pm - DI 110)

Various higher education matters. Provides that the provisions regarding employment of construction managers as constructors for public works projects applies only to state educational institutions after June 30, 2020. (Current law expires these provisions on July 1, 2020.) Makes changes regarding the: (1) conditions required to qualify for the renewal of a twenty-first century scholars program scholarship; and (2) award amounts to twenty-first century scholars program scholarship applicants who attend a private, approved postsecondary educational institution. Makes the following changes concerning the primary care shortage area scholarship: (1) Amends the practice requirements to receive a scholarship. (2) Amends the repayment requirements for noncompliance with a primary care practice agreement. (3) Allows the commission for higher education (commission) to impose and collect interest on unpaid repayment amounts. (4) Provides that, if the commission and a recipient of a scholarship enter into a new written agreement that complies with the primary care shortage area scholarship provisions, the commission and the recipient may terminate an agreement entered into or renewed before July 1, 2018. Requires the chairperson of the commission to appoint a: (1) seven member student member nominating committee; and (2) seven member faculty member nominating committee. (Current law requires the chairperson to appoint a ten member nominating committee of five student members and five faculty members.) Provides that an applicant who: (1) does not maintain satisfactory academic progress required to be eligible for a high value workforce ready credit-bearing grant; but (2) meets other certain conditions; is still eligible for the grant. Modifies the procedures that a state educational institution must use to dispose of real estate (including any real estate acquired by gift, bequest, or devise). Repeals certain statutes concerning: (1) the

disposition of gifts, bequests, and devises of real estate to state educational institutions; and (2) matters that pertain to the closing process in the disposition of real estate by a state educational institution. Makes conforming amendments. Removes an expired provision.

DIGEST OF HB 1089 (Updated March 14, 2018 12:06 pm - DI 55)

St. Joseph River basin commission. Amends the law concerning the St. Joseph River basin commission (commission). Provides that the commission includes the county surveyor of each participating county and a representative of each soil and water conservation district that includes territory in a county participating in the commission and territory in the river basin. Eliminates from the commission the member of a soil and water conservation district appointed by the governor. Repeals the commission's statutory quorum requirement. Authorizes a political subdivision in a participating county to enter into a cooperative agreement with the commission and at least one other legal entity to authorize the commission to develop a plan to improve water quality or mitigate flooding. Requires the commission to schedule a public meeting concerning such a plan in each participating county containing a political subdivision that entered into the cooperative agreement with the commission for the development of the plan. Requires the commission, at least 10 days before a meeting concerning a proposed plan, to post a copy of the plan on the Internet and publish a meeting notice containing certain information. Requires the commission, in developing a plan, to determine the best method and manner of improving water quality or mitigating flooding, in view of certain considerations. Requires that a plan be approved by the state before it is implemented. Authorizes the commission to: (1) develop plans and tools to mitigate flooding; (2) employ staff; (3) enter into contracts; (4) exercise the powers of a political subdivision specified in a cooperative agreement; (5) require that increased water runoff resulting from new construction be impounded on the construction site, but waive the impoundment requirement upon payment of a reasonable fee; (6) acquire conservation easements and acquire and remove improvements within the 100 year flood plains of the river basin; and (7) adopt rules restricting construction within the 100 year flood plains of the river basin. Provides that the commission, the commission's executive board, or employees or authorized representatives of the commission may enter land within the 100 year flood plain of any watercourse in the river basin to investigate suspected violations of the flood control laws. Requires written notice to an owner of the affected land 21 days before an entry on the land, and requires the commission to hold a hearing on the necessity of the entry if an owner of the affected land appeals to the commission.

DIGEST OF HB 1091 (Updated February 26, 2018 3:07 pm - DI 84)

Information for prospective adoptive parent. Requires the licensed child placing agency or local office that will conduct an inspection and submit a report to the court concerning a petition to adopt a child to provide and explain to a child's current foster parent and prospective adoptive parent a document containing contact information for individuals employed by the licensed child placing agency or local office in a supervisory capacity.

DIGEST OF HB 1095 (Updated February 27, 2018 4:19 pm - DI 84)

Electronic titles. Defines "certificate of title" as a record that: (1) contains evidence of vehicle ownership; (2) contains information related to the vehicle as required under the law governing certificates of title; and (3) can be issued either in a physical document or an electronic document. Defines "transferring party" as a person that: (1) is listed on the certificate of title as an owner of the vehicle; or (2) is acting as an agent of the owner and holds power of attorney for the owner of the vehicle. Requires a person who has a lien or encumbrance that is notated on an electronic title to notify the bureau of motor vehicles (BMV) and the person listed on the certificate of title as the owner or the person acting as the owner's power of attorney that the lien or encumbrance has been satisfied or discharged. Requires the BMV to enter a notation recording the satisfaction or discharge of a lien or encumbrance when the BMV receives a notification from the lien holder for electronic titles. Moves the definition of "third party" from a chapter in which the term is not used to the chapter governing obtaining, expiration, replacement, and transfer of certificates of title. Makes conforming changes.

DIGEST OF HB 1100 (Updated February 20, 2018 2:39 pm - DI 84)

Code revision correction. Corrects a word processing error by restoring two provisions concerning the distribution of money for standardbred purposes that were inadvertently omitted from IC 4-35-7-12 when that statute was last amended in 2016. (The introduced version of this bill was prepared by the code revision commission.)

DIGEST OF HB 1109 (Updated March 13, 2018 10:30 am - DI 84)

Various pension matters. Provides that the default investment option for the legislators' defined contribution plan is a target date fund rather than the Indiana public retirement system's (INPRS) consolidated retirement investment fund. Removes a requirement that only active members of the public employees' retirement fund (PERF) and the Indiana teachers' retirement fund (TRF) may make rollover distributions into annuity savings accounts (ASA) from other qualified retirement accounts. Allows any PERF or TRF member who terminates employment and is not currently employed in a covered position or for the same employer to suspend fund membership, retain the member's creditable service, and withdraw all or part of the amount in the member's ASA before retirement. Requires employers eligible to purchase death benefit fund coverage for certain employees to pay for the coverage annually rather than quarterly. Removes charitable contributions as a voluntary benefit deduction for the 1977 police officers' and firefighters' pension and disability fund and the state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan. Revises the effective date of participation by a political subdivision joining PERF from the earlier of January 1 or July 1 to a date approved by the INPRS board of trustees, but not later than 60 days after the date the political subdivision's PERF participation is approved. Makes technical corrections. (The introduced version of this bill was prepared by the interim study committee on pension management oversight.)

DIGEST OF HB 1115 (Updated February 26, 2018 3:08 pm - DI 84)

Landowner immunity for trail access. Specifies that with respect to the statute that restricts a landowner's liability for an injury to a person or property caused by an act or failure to act of another person using the landowner's premises for certain recreational purposes, those purposes include another person going on or through the premises for the purpose of accessing a trail, a greenway, a park, or another similar area used for recreational purposes. Makes a technical change to include in the statute that lists Indiana Code provisions that: (1) are outside the Indiana Code title concerning civil law and procedure; and (2) confer immunity; the statute that provides immunity to owners of land used by persons for hunting, fishing, or trapping.

DIGEST OF HB 1116 (Updated February 20, 2018 2:42 pm - DI 84)

Dental hygienist access practice agreements. Allows a dental hygienist to practice dental hygiene in a location and without supervision under an access practice agreement with an access practice dentist. Specifies the requirements to provide dental hygiene services under an access practice agreement. Requires an access practice dentist to be available to provide emergency communication and consultation with the dental hygienist. Establishes record keeping requirements. Requires a dental hygienist who provides services under an access practice agreement to maintain malpractice liability insurance. Requires a signed consent form before providing services under an access practice agreement. Requires that certain written information be provided to the patient or the parent or legal guardian of the patient after providing dental hygiene services. Requires patient records to be transferred to the access practice dentist when an access practice agreement is terminated.

DIGEST OF HB 1117 (Updated February 20, 2018 2:44 pm - DI 84)

Nursing facility Medicaid reimbursement rates. Requires the office of Medicaid policy and planning to use the report card score published by the state department of health on June 30, 2017, to establish the nursing facility report card score measure of the nursing facility total quality score in determining reimbursement rates to nursing facilities for services provided to Medicaid recipients for the July 1, 2018, rate effective date.

DIGEST OF HB 1119 (Updated March 6, 2018 10:41 am - DI 84)

Physician order for scope of treatment and consent. Provides that the definition of "cardiopulmonary resuscitation" (CPR) that applies to a do not resuscitate declaration also applies to a physician order for scope of treatment (POST) form. Adds licensed dentists, home health aides, and physician assistants to the definition of "health care provider" for purposes of a POST form. Establishes a priority order for who may provide consent if an adult is incapable of providing consent to health care. Provides exceptions to the priority order. Provides that if the individuals at the same priority level disagree as to the health care decisions on behalf of the patient, a majority of the available individuals at the same priority level controls. Provides that if an individual is incapable of consenting to the individual's own health care, the health care provider shall make a reasonable inquiry as to the availability of individuals who are able to

provide health care consent. Specifies that the POST laws do not create a duty for a person to perform CPR on a declarant if the declarant's POST form indicates the declarant is not to be resuscitated. Allows a treating physician, advanced practice nurse, or physician assistant to execute and exercise certain responsibilities concerning a POST form. Allows a qualified person or representative to use an electronic signature on the POST form. Permits a representative to revoke a POST form if the declarant is incapable of making health care decisions and the representative acts: (1) in good faith; and (2) in accordance with the qualified person's intentions, if known, or in the qualified person's best interests, if the intentions are not known. Allows a POST document that was executed in another state and that meets certain conditions to be honored in Indiana. Requires the state department of health to maintain on the department's Internet web site a list of, or a link to the Internet web sites of, other states that may honor a POST form.

DIGEST OF HB 1120 (Updated March 7, 2018 3:07 pm - DI 84)

State department of health matters. Changes references to "methamphetamine laboratory" to "controlled substance". Amends the definition of "property" for purposes of operating a web site that lists properties that have been used in the illegal manufacture of a controlled substance. Authorizes the state department of health (state department) instead of the Indiana department of environmental management (department) to certify qualified inspectors and oversee the decontamination of a site that has been used in the illegal manufacture of a controlled substance. Transfers from the department to the state department powers, duties, records, property, and rules concerning decontamination of a site that has been contaminated by a controlled substance. Repeals the postnatal donation initiative. Makes conforming amendments.

DIGEST OF HB 1130 (Updated March 14, 2018 3:21 pm - DI 132)

Professional licensing agency matters. Allows a person who is enrolled in an architecture degree program to take the architect registration examination. Provides that the dietitians certification board is required to hold one regular meeting each year. (Current law requires two meetings.) Removes and repeals provisions concerning the application for and administration of the dietitian certification examination. Allows an individual to fit and dispense hearing aids while under the supervision and direction of a certified hearing aid dealer. Provides that certain duties of the medical licensing board are now duties of the committee of hearing aid dealer examiners. Requires that a person who applies for a massage therapist license must complete 625 hours of supervised classroom and hands on instruction on massage therapy. (Current law requires 500 hours.) Requires that a person who applies for a massage therapist license must submit to a national criminal history background check. (Current law requires a limited criminal history.) Requires a massage therapist who applies for license renewal to submit proof of professional liability insurance. Removes provisions that: (1) permit a student in medical school to take the medical licensure examination; and (2) concern grading examinations and how often the exam is administered. Changes a reference to a postgraduate training program that allows a permit to be issued to a foreign medical graduate. Requires a physician to make a personal appearance before the medical licensing board to establish the physician's work history if the physician has been inactive for more than three years. (Current law requires an appearance if the inactivity period is

more than four years.) Allows the board of pharmacy to issue a provisional wholesale drug distributor license to an applicant that is located in Indiana and is in the process of obtaining accreditation or certification. Requires a third party logistics provider to be licensed by the board of pharmacy before engaging in third party logistics. Provides for certain requirements to be fulfilled prior to licensing for a third party logistics provider. Requires the board of pharmacy to adopt rules for licensing of third party logistics providers. Repeals provisions: (1) concerning the administration of the podiatrist licensure examination; and (2) that allow licensing of podiatrist's assistants. Conforms the podiatrist license reinstatement provisions with statutory reinstatement requirements. Provides that certain information from the previous two years must be reported to renew a podiatrist license. (Current law requires information to be reported from the previous four years.) Makes technical and conforming changes.

DIGEST OF HB 1135 (Updated February 27, 2018 4:22 pm - DI 84)

Registration of securities. Amends the list of securities transactions exempt from registration and notice filing requirements to: (1) remove obsolete and redundant cross references to federal law; (2) provide for use of federal Form D successor registration exemption forms for notice filings on transactions exempt from federal registration; (3) move: (A) from the law concerning registration of securities; and (B) to the law concerning registration exemptions; notice filing requirements for certain transactions; and (4) strike from the Tier 2 of federal Regulation A exemption a requirement that the transaction be part of a single issue. Provides a procedure for pending security registrations considered abandoned after nine months of inactivity.

DIGEST OF HB 1140 (Updated March 6, 2018 10:43 am - DI 84)

Interlocal agreements. Allows a county to enter into an interlocal agreement with a municipality to use: (1) a municipal ordinance violations bureau; or (2) a city or town court; to dispose of county ordinance violations.

DIGEST OF HB 1141 (Updated March 6, 2018 10:45 am - DI 84)

Community mental health center funding. Specifies the funding amounts that must be provided by counties to community mental health centers. Provides that a county's maximum funding amount for a year is equal to the maximum funding amount for the previous year multiplied by the percentage change in the county's general fund property tax levy, after subtracting circuit breaker credits (but provides that the maximum funding amount will not be less than the preceding year's maximum funding amount). Phases-in this change in the case of Marion County. Requires the department of local government finance (DLGF) to verify the maximum appropriation calculation as part of the DLGF's certification of the county's budget. Specifies that the funding provided by a county to community mental health centers shall be used solely for: (1) the operations of community mental health centers serving the county; or (2) contributing to the nonfederal share of medical assistance payments to community mental health centers serving the county. Provides that unless otherwise agreed to by the county and the community mental health center, the county payment to the community mental health center shall be paid by the county treasurer to the treasurer of the community mental health center's board of directors at least as

frequently as semiannually (in July and in December). Provides that a county's funding for community mental health centers shall be apportioned according to the proportion of: (1) the county's population residing in the primary service area of each center that is certified by the division of mental health and addiction; to (2) the total population of the county. Deletes provisions requiring the county to pay the appropriated amounts to the division of mental health and addiction (the division). Deletes the provisions specifying how the payments to the division must be made. Repeals a provision allowing the appropriation of an additional amount under certain circumstances. Provides that the governing board of a community mental health center must include a member of a county fiscal body or a member of a board of county commissioners, appointed by the board of county commissioners of the county where the community mental health center maintains its corporate mailing address. Requires the annual report by a community mental health center to be made to the division of mental health and addiction (division) and to the fiscal body and the board of county commissioners of each county located in the community mental health center's primary service area. (Under current law the report is made only to the county fiscal body.) Specifies certain information that must be included in the annual reports provided by community mental health centers. Requires the division to specify the format of the annual reports that must be provided by community mental health centers. Requires the division to provide an annual report containing certain information to the county fiscal body and board of county commissioners of each county.

DIGEST OF HB 1143 (Updated March 6, 2018 10:48 am - DI 84)

Prior authorization for health care services. Specifies requirements for prior authorization of health plan coverage and claim payment, including provisions requiring electronic transmission of prior authorization requests and responses or, in certain circumstances, use of a standard prior authorization form established by the department of insurance.

DIGEST OF HB 1155 (Updated March 8, 2018 3:21 pm - DI 84)

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

collected in the manner in which other unpaid special assessments are collected.

DIGEST OF HB 1167 (Updated March 6, 2018 10:50 am - DI 84)

School corporation financial management. Permits money in a school corporation's operations fund at the end of a year to be transferred to the school corporation's rainy day fund. Combines various levies into a single operations fund levy beginning in 2019. Changes provisions concerning the education fund and operations fund. Specifies the items to be included in a school corporation's capital projects plan. Changes the reasons for which a school corporation may appeal to increase the school corporation's operations fund levy for transportation purposes. Requires an appeal to increase or a petition to adjust the maximum operations fund levy for a year to be filed before October 20 of the preceding year. Resolves conflicts among various 2017 acts that take effect before the education funding and accounting changes made by HEA 1009-2017. Provides that the governing body of a school corporation may transfer amounts that are levied for the debt service fund to cover unreimbursed costs of certain curricular materials to the curricular materials rental fund, the extracurricular account, or the education fund. Provides that in carrying out a curricular materials rental program, the governing body may control the program through the school corporation's curricular materials rental fund or education fund. Make technical changes.

DIGEST OF HB 1173 (Updated March 6, 2018 12:22 pm - DI 84)

Trial records. Permits a victim (or the spouse or an immediate family member of a deceased victim) to obtain, free of charge, an electronic copy of the transcript of criminal proceedings in the victim's case. Requires a prosecuting attorney or victim assistance program to assist the victim, spouse, or immediate family member in obtaining the transcript.

DIGEST OF HB 1175 (Updated February 27, 2018 4:27 pm - DI 84)

Diabetes reporting. Requires the state department of health (state department) to collaborate with the office of the secretary of family and social services and develop a strategic plan to identify and significantly reduce the prevalence of diabetes and prediabetes. Requires the state department to establish workgroups to assist with development of the strategic plan. Requires the state department to submit the strategic plan to the governor and the general assembly and to update the strategic plan every two years until July 1, 2026. (The introduced version of this bill was prepared by the interim study committee on public health, behavioral health, and human services.)

DIGEST OF HB 1180 (Updated February 20, 2018 2:49 pm - DI 84)

EMT use of injectable epinephrine. Requires the emergency medical services commission to establish training and certification standards for the administration of epinephrine through a prefilled syringe and a syringe and ampule by an emergency medical technician (EMT). Allows an EMT who has been certified to administer epinephrine through an auto-injector, a prefilled syringe, and a syringe and ampule.

DIGEST OF HB 1191 (Updated February 20, 2018 2:51 pm - DI 84)

Suspected human trafficking. Removes the requirement that a licensed health practitioner report that an adult patient is a suspected victim of human trafficking to a local law enforcement agency. Requires a licensed health practitioner to provide information concerning available resources and services to a patient who is a suspected victim of human trafficking.

DIGEST OF HB 1193 (Updated February 22, 2018 2:55 pm - DI 132)

Study of injured public safety officer monument. Urges the legislative council to assign to an appropriate interim study committee the task of studying the construction of an injured public safety officer monument.

DIGEST OF HB 1194 (Updated February 26, 2018 3:22 pm - DI 84)

Delinquent self-storage facility rents. Amends the statute concerning self-storage facilities to allow a facility owner (owner) to impose and collect from a renter a late fee that does not exceed the greater of: (1) \$20; or (2) 20% of the monthly rent; for each month the renter is in default under the rental agreement. Authorizes an owner to recover from a renter all reasonable costs and expenses of: (1) rent collection; and (2) lien enforcement; incurred by the owner as a result of the renter's default. Specifies that an owner's lien under the statute includes a lien on the renter's personal property for the authorized: (1) late fees; and (2) rent collection or lien enforcement costs or expenses.

DIGEST OF HB 1195 (Updated March 7, 2018 3:07 pm - DI 84)

Automobile dealers. Defines "vehicle right of use subscription program". Prohibits vehicle right of use subscription programs. Provides that a dealer or manufacturer may not impose a surcharge on a dealer for the sole purpose of recovering costs related to the reimbursement of a dealer for parts or labor. Requires a manufacturer to: (1) provide a dealer with written notification of the grounds upon which a claim is being charged back as a result of an audit; (2) provide dealers with a reasonable appeals process concerning certain fees, payments, and reimbursements; and (3) allow a dealer to cure certain administrative errors within thirty days after certain claims seeking reimbursement are denied. Urges the legislative council to assign to the appropriate interim study committee the topic of vehicle right of use subscription programs. Makes technical amendments.

DIGEST OF HB 1203 (Updated March 6, 2018 12:23 pm - DI 84)

Qualified egg banks. Amends, for purposes of the law regarding unlawful transfer of a human organism, the definition of "qualified third party" and changes the term to "qualified egg bank". Specifies qualifications for a physician overseeing medical services related to ovum cryopreservation. Specifies requirements that must be met by a fertility clinic or similar medical facility in order to be considered a qualified egg bank. Exempts from the criminal offense of unlawful transfer of a human organism the payment to or receipt by a qualified egg bank of an

amount for: (1) the retrieval of a human ovum; (2) the cryopreservation of a human ovum; (3) the transportation of a human ovum; or (4) other aspects of specified treatments or procedures to enhance human reproductive capability.

DIGEST OF HB 1220 (Updated March 7, 2018 3:07 pm - DI 84)

FSSA matters. Adds representatives of organizations that represent people with intellectual and other developmental disabilities to the commission on rehabilitation services and the Medicaid advisory committee. Clarifies that outpatient home health services may be provided in other appropriate locations determined by the office. Changes the makeup of the drug utilization review board and the frequency with which the board is required to meet. Changes when a participant's funds remaining in the individual's healthy Indiana plan health (HIP) care account are refunded. Removes the HIP \$25 copayment requirement for subsequent use of an emergency room for nonemergency services. Allows money in the mental health and addiction forensic treatment services account to be used as the state match under the Medicaid program. (Current law limits use of money in the account for the state match to the Medicaid rehabilitation program and the Behavioral and Primary Health Coordination program.)

DIGEST OF HB 1227 (Updated March 14, 2018 11:50 am - DI 55)

Noxious weeds and pesticide law fees. Provides that revenue from fees collected under the pesticide use and application law that remains after the payment of expenses incurred in the administration of the law must be paid to the treasurer of Purdue University and administered by the board of trustees of Purdue University. Specifies that waterhemp, marehail, Palmer amaranth, Powell amaranth, poison hemlock, rough pigweed, and smooth pigweed are noxious weeds for purposes of the weed control board law, which requires the weed control board to take all necessary and proper steps to control noxious weeds affecting agricultural production in Indiana.

DIGEST OF HB 1228 (Updated March 7, 2018 3:08 pm - DI 84)

Data concerning youth in adult court. Requires the criminal justice institute to: (1) track certain information concerning juveniles under the jurisdiction of an adult court due to a juvenile court not having jurisdiction; (2) track certain information concerning waivers of juvenile court jurisdiction; and (3) publish the information annually.

DIGEST OF HB 1233 (Updated March 14, 2018 7:53 pm - DI 55)

Environmental management matters. Provides that the term "onsite sewage system" applies to systems that treat sewage from municipalities or publicly owned treatment works. Strikes an incorrect statutory reference in the section defining that term. Amends the air pollution control law to add a reference to the law establishing the procedure for environmental rule making. Authorizes the use of certain regulated combustion facilities to dispose of drugs confiscated or collected as evidence by law enforcement agencies. Provides for the renewal of the certificate of a wastewater treatment plant operator, water treatment plant operator, or water distribution

system operator after three years (instead of two years). Authorizes the environmental rules board to establish: (1) continuing education requirements; and (2) dates by which fees must be paid and proof of compliance with continuing education requirements must be submitted; as a condition of certificate renewal for wastewater treatment plant operators, water treatment plant operators, and water distribution system operators. Provides that, after a solid waste management district (SWMD) is dissolved, an employee of the SWMD who is also a member of the county executive, county legislative body, or county fiscal body: (1) may continue to hold the employee's elected office; (2) is neither required to resign nor considered to have resigned as a county employee; and (3) may not cast a vote on any matter concerning solid waste management as a member of the county executive, legislative body, or fiscal body. Repeals a section providing that a countywide regional water, sewage, or solid waste district established in response to an agreed order must have one appointed trustee who resides in the area that was the subject of the investigation resulting in the agreed order and one appointed trustee who is an elected official representing a political subdivision that has territory in the district. Makes it a Class B misdemeanor: (1) to make a false material statement or representation in a form, notice, or report required under an air pollution control permit or water pollution control permit; (2) to tamper with or falsify data from an air or water pollution monitoring device; or (3) to make a false material statement or representation in a label, manifest, record, report, or other document required under a hazardous waste permit. Makes it a Class B misdemeanor to transport regulated used oil without a manifest. Makes it a Class C misdemeanor to knowingly violate certain air pollution control rules, permit conditions, or fee or filing requirements. Makes it a Class A misdemeanor to willfully or negligently violate certain water pollution control rules, permit conditions, or fee or filing requirements. Defines "negligently." Provides for potential fines for environmental Class A misdemeanors and Class B misdemeanors in an amount exceeding the ordinary statutory limit on fines for Class A and Class B misdemeanors. Provides that certain violations of water pollution standards or limitations may be Class B or Class C misdemeanors. Provides that it is a felony for a person to knowingly commit any of certain offenses involving hazardous waste, air pollution, or water pollution if the person knows that the person's act places another person in imminent danger of death or serious bodily injury. Requires the state department of health to adopt rules concerning: (1) the disposal of sewage through the use of onsite sewage systems for municipalities and publicly owned treatment works; and (2) sewage disposal in agricultural labor camps through methods other than septic tank absorption fields. Provides, for purposes of the statute defining the offense of criminal trespass as knowingly or intentionally entering real property after having been denied entry, that a property owner may "deny entry" to property by placing purple marks on trees or posts around the property. Urges the legislative council to assign an interim committee to study research and outreach efforts to reduce non-point source impacts on water quality conducted through government supported programs and by universities.

DIGEST OF HB 1242 (Updated March 8, 2018 3:59 pm - DI 84)

Resident tuition for serving on the USS Indiana. Provides that, after June 30, 2019, certain persons who serve or served on the USS Indiana (SSN-789) are eligible for the resident tuition rate determined by the state educational institution.

DIGEST OF HB 1244 (Updated March 7, 2018 3:09 pm - DI 84)

Health matters. Provides that a law enforcement officer who is exposed to blood or body fluids may request to be included in the list of individuals who are provided with notification concerning exposure to a dangerous communicable disease. Specifies that HEA 1017- 2018 concerning newborn screening takes effect on July 1, 2018, instead of on April 1, 2018.

DIGEST OF HB 1245 (Updated March 14, 2018 3:31 pm - DI 102)

Occupational licensing. Provides that the state and a local governmental unit (unit) shall explicitly list the crimes that will disqualify an individual from receiving an occupational license. Provides that the use of an individual's conviction of a crime as a disqualifying criminal conviction is limited to a crime that specifically and directly relates to the duties and responsibilities of the occupation for which the individual is applying for or holds a license. Provides that the period of disqualification may not exceed five years unless the individual: (1) was convicted of a crime of violence or an offense relating to a criminal sexual act; or (2) is convicted of a second or subsequent crime during the disqualification period. Provides that an individual having a criminal conviction may at any time petition the board or unit requiring a license for a determination as to whether the individual's criminal conviction will disqualify the individual from receiving that license. Specifies the notice requirements for network health care providers that make referrals via telephone to out-of-network health care providers. Requires the professional licensing agency to consult with the small business ombudsman, the office of management and budget, and representatives of local units to develop and submit by November 1, 2018, a report to the legislative council concerning proposed policies and parameters for the licensing of occupations and professions by local units in order to reduce or eliminate redundant licensing by the state and multiple local units. Provides that a unit does not have the power to license, register, or certify a person to practice the person's profession or occupation within the unit if the occupation or profession is subject to licensure, registration, or certification under the Indiana Code. Provides that this prohibition does not apply: (1) to registration for particular projects for the alteration, construction, demolition, or repair of a building or other work on real property required under an ordinance or rule adopted under local government law; (2) to the ability to revoke, suspend, or impose additional conditions on a permit or registration previously given if the person holding the permit or registered has performed substandard work or has otherwise violated any condition of the permit or registration; or (3) when the unit determines the establishment and enforcement of health and safety standards for the occupation or profession is appropriate and necessary to protect the public. Makes a technical correction.

DIGEST OF HB 1248 (Updated March 7, 2018 3:10 pm - DI 84)

Child safety alerts. Specifies that missing endangered children are included in the silver alert program. Defines "missing endangered child" as a missing child who is incapable of returning to the missing child's residence because of physical or mental incapacities. Specifies that state police department guidelines may require that reports of a missing endangered child be sent to broadcasters and electronic billboard operators electronically or by other means of communication. (Current law specifies that guidelines may require that reports be sent by

facsimile or other communications device.)

DIGEST OF HB 1250 (Updated March 6, 2018 10:53 am - DI 84)

Battery offenses. Adds the following offenses to the statutory definition of "crime of violence": (1) Battery as a Level 2 felony. (2) Battery as a Level 3 felony. (3) Battery as a Level 4 felony. (4) Battery as a Level 5 felony. Adds a bailiff of any court and a special deputy to the definition of "public safety official" for purposes of the battery statute. Makes conforming amendments.

DIGEST OF HB 1253 (Updated March 7, 2018 3:12 pm - DI 84)

Voter list maintenance. Adds a requirement that the circuit court clerk permanently retain the minutes of all meetings of the county election board. Requires the county voter registration office to scan a paper document that creates, amends, or cancels an individual's voter registration record and attach the scanned image to the voter's file in the computerized list. Codifies current administrative procedures ("confidence factors") used by the Indiana election division to determine which potentially duplicate voter registration records to provide to county voter registration offices to assist the county in determining whether a voter of the county has registered more recently in another state. Requires the county voter registration office to retain a voter's paper registration records associated with the address at which the voter is registered to vote until all of the following are satisfied: (1) The voter's registration at the address stated in the voter's registration application has been cancelled. (2) The general election immediately following the cancellation of the voter's registration has occurred. (3) Twenty-four months have elapsed following the general election.

DIGEST OF HB 1256 (Updated March 14, 2018 9:04 pm - DI 87)

Various local government matters. Provides that a county that sells a county hospital before January 1, 2017, may establish a charitable nonprofit foundation (foundation) to hold some or all of the proceeds of the sale of the county hospital in trust for the benefit of the county, by the council and the county executive adopting substantially similar ordinances to establish the foundation after June 30, 2018. Provides that the ordinances do not supersede or replace any previously adopted ordinance or agreement effectuating: (1) monetary disbursements; and (2) distributions from the previously executed asset purchase agreement to an Indiana nonprofit corporation. Provides the details for the operation of the foundation and use of the trust funds. Provides that another unit in the same county may enter into an interlocal agreement with the county council, the county executive, and the board to invest funds obtained by the unit from the sale of a capital asset into the foundation. Establishes requirements for the contents of the interlocal agreement. Provides that the department of local government finance (DLGF) may not reduce the actual or maximum permissible property tax levy of a unit that enters into an interlocal agreement on account of money transferred into or expended from the foundation. Permits the county to: (1) use money from the principal amount of the donation as a pledge of money to bonds, leases, or other obligations; and (2) pay bonds issued by the county. Specifies that the DLGF may not reduce a county's maximum or actual permissible property tax levy on account of money deposited into or expended from a foundation. Makes changes to certain

statutes regarding redevelopment commissions.

DIGEST OF HB 1257 (Updated February 19, 2018 2:47 pm - DI 84)

State use program. Changes references of "person with a severe disability" to "individual with a disability" in the public purchasing laws and the laws concerning the committee for the purchase of products and services of individuals with a disability (committee). Defines "individual with a disability". Amends the definition of "qualified agency". Provides that a governmental body's purchasing agent must determine if a product or service is within 10% of the fair market price. Adds a nonvoting member to the committee who represents a central coordinating agency. Amends the requirements for a state use products and services catalog. Requires the committee to contract with a central coordinating agency.

DIGEST OF HB 1260 (Updated March 6, 2018 10:55 am - DI 84)

Issuance of hospital license. Requires, beginning January 1, 2019, the state department of health (state department) to issue a hospital license to a hospital that has received accreditation by recognized accrediting organizations for the period the recognized accrediting organization has been granted accreditation. Allows the state department to investigate complaints against an accredited hospital for substantial noncompliance with accredited standards when requested by the Centers for Medicare and Medicaid Services. Requires the state department to conduct annual surveys for hospitals that are not accredited by a recognized accrediting organization. Requires the state department to conduct random validation surveys on behalf of the Centers for Medicare and Medicaid Services. Specifies that the licensure by accreditation does not affect the state department's performance of an initial survey of a hospital obtaining an initial license. Requires the state department to work with recognized accrediting organizations to identify, develop, implement, and implement common accrediting and licensure standards. Specifies that any licensure survey must be based on standards established by the recognized accrediting organization that accredits the hospital and state law. Requires the state department to notify the recognized accrediting organization of any changes to state law concerning licensure.

DIGEST OF HB 1262 (Updated March 6, 2018 10:57 am - DI 84)

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

County jail issues. Provides that a county fiscal body may adopt an ordinance to impose (within the local income tax expenditure rate) a tax rate for correctional facilities and rehabilitation facilities in the county. Specifies that the tax rate must be in increments of 0.01% and may not exceed 0.2%. Provides that the tax rate may not be in effect for more than 20 years. Specifies that the revenue generated by such a tax rate: (1) must be distributed directly to the county before the remainder of the expenditure rate revenue is distributed; and (2) shall be maintained in a separate dedicated county fund and used by the county only for paying for correctional facilities and rehabilitation facilities in the county. Authorizes the county council of Fulton County to impose an additional local income tax rate of not more than 0.25%. Provides that revenue from the additional tax rate may be used only to: (1) pay the costs of financing, constructing, acquiring, improving, renovating, equipping, operating, and maintaining a county jail and related buildings and parking facilities; and (2) pay bonds issued or leases entered into for the constructing, acquiring, improving, renovating, or equipping of the county jail and related buildings and parking facilities. Authorizes the county council of Jennings County to impose a local income tax special purpose rate for the following purposes: (1) To finance, construct, acquire, improve, renovate, and equip the county jail and related buildings and parking facilities, including costs related to the demolition of existing buildings, the acquisition of land, and any other reasonably related costs. (2) To repay bonds issued or leases entered into for those purposes. Provides that the tax rate may not exceed 0.65%. Provides that before adopting the ordinance to impose the tax rate, the county council must first study the feasibility of, the need for, and the desire of contiguous counties to establish a regional single gender jail. Provides that the local income tax special rate imposed in Randolph County may also be used for the following purposes: (1) Operating the county courthouse. (2) Financing, constructing, acquiring, renovating, equipping, and operating the county jail, public safety improvements, and other county facilities, including the repayment of bonds issued, or leases entered into, for constructing, acquiring, renovating, and equipping the county jail, public safety improvements, and other county facilities. Specifies that before the tax revenue may be used for these purposes, the county fiscal body must adopt an ordinance that: (1) specifically authorizes the revenue to be used for those purposes; and (2) recognizes that if the revenues are used for those purposes, the tax rate will continue after the existing purposes of the tax are completed. Provides that the Tipton County local income tax special purpose rate may also be used to operate and maintain the county jail and related buildings and parking facilities and the county courthouse. Specifies that before the tax revenue may be used for these purposes, the county council must adopt an ordinance that: (1) specifically authorizes the revenue to be used for those purposes; and (2) recognizes that if the revenues are used for those purposes, the tax rate will continue after the existing purposes of the tax are completed. Provides that the local income tax special purpose rate imposed in Union County may also be used for the following purposes: (1) To operate the county courthouse. (2) To finance, construct, acquire, improve, renovate, equip, or operate the county jail or other county criminal justice facilities. (3) To repay bonds issued, or leases entered into, for constructing, acquiring, improving, renovating, and equipping the county jail or other county criminal justice facilities. Specifies that before the tax revenue may be used for these purposes, the county fiscal body must adopt an ordinance that: (1) specifically authorizes the revenue to be used for those purposes; and (2) recognizes that if the revenues are used for those purposes, the tax rate will continue after the

existing purposes of the tax are completed. Provides that a county may not begin the construction or reconstruction of a county jail or submit final plans and specifications for the construction or reconstruction of a county jail to the department of correction, unless the county executive first: (1) prepares a feasibility study of possible alternatives to the construction or reconstruction of the county jail; and (2) holds a public hearing on the feasibility study. Specifies certain items that must be included in the feasibility study. Provides that the feasibility study and public hearing are not required for the construction or reconstruction of a county jail in the case of a county in which the county executive before July 1, 2018, has voted on or otherwise approved a proposal or contract concerning the construction or reconstruction of the county jail. Specifies that the executive of a county may enter into an interlocal agreement with one or more other local or state entities for the construction, maintenance, or operation of a regional jail. Provides that in the case of a county, the county executive may not enter into a regional jail agreement unless the regional jail agreement is first approved by both the county fiscal body and the county sheriff. Specifies certain terms that must be included in the regional agreement (in addition to those terms required under all interlocal agreements). Provides that per diem and medical expense reimbursements received by a county for the cost of incarcerating persons convicted of felonies: (1) shall be deposited in the county general fund; and (2) upon appropriation by the county fiscal body, shall be used by the county sheriff only for the purposes of paying the costs of incarcerating persons convicted of felonies. Requires the county auditor to semiannually provide to the county fiscal body and the county sheriff an itemized record of such per diem and medical expense reimbursements received by the county. Urges the legislative council to assign to a study committee the task of studying whether enhanced funding for Level 6 felons in county jails would assist in regional jail financing.

DIGEST OF HB 1267 (Updated March 14, 2018 9:14 pm - DI 84)

Water infrastructure task force. Establishes a water infrastructure task force (task force) consisting of: (1) two members of the senate; (2) two members of the house of representatives; and (3) the following individuals appointed by the governor: (A) Officers or employees of the state. (B) Individuals representing operators of drinking water, wastewater management, or storm water management systems. (C) Engineers or professionals experienced in the design and construction of such systems. (D) Individuals representing ratepayers and others constituting the funding sources for such systems. (E) Members of the general public. Requires the task force to comply with the public meetings and public records laws. Requires the task force to: (1) study specified issues concerning drinking water systems, wastewater management systems, and storm water management systems; (2) create an empirical decision making tool that will allow policymakers to prioritize water infrastructure projects; and (3) develop a long term plan for addressing drinking water, wastewater, and storm water management needs in Indiana. Requires the task force to submit a report containing certain recommendations to the general assembly and the governor not later than December 1, 2018. Provides that the legislative services agency shall provide staff support to the task force. Requires the Indiana finance authority (IFA) to contract with an entity of its choosing to study the needs of the state, political subdivisions, and other public and private entities arising from the National Pollutant Discharge Elimination System (NPDES) stormwater program. Provides that IFA must require the contractor to complete and submit a written report setting forth the results of the study not later than December 1, 2019.

Urges the legislative council to assign to an appropriate interim study committee the task of studying research and outreach efforts to reduce non-point source impacts on water quality.

DIGEST OF HB 1270 (Updated March 14, 2018 11:37 am - DI 131)

Criminal law matters. Changes the human and sexual trafficking statute by: (1) reclassifying the term "human and sexual trafficking" to "human trafficking", which includes the offenses of labor and sexual trafficking; (2) creating separate offenses for labor and sexual trafficking and renaming certain crimes; (3) removing the element of force from forced labor, marriage, prostitution, and participating in sexual conduct; (4) removing involuntary servitude from the human trafficking statute; (5) removing from the sexual trafficking statute the element that a solicitor must know that a person is a human trafficking victim before committing the offense; and (6) adding elements to certain human and sexual trafficking offenses. Expands the rape shield statute to include victims of human trafficking and certain other offenses. Adds an element to the defense of prosecution under the offenses of sexual misconduct with a minor and promotion of sexual trafficking of a younger child. Prohibits certain defenses to a prosecution of making an unlawful proposition. Requires law enforcement to notify the department of child services of a possible child trafficking victim in certain sexual offenses. Urges the legislative council to assign to an appropriate interim study committee the task of studying the topic of human trafficking in Indiana involving law enforcement, creation of programs, and review of the penalties for human trafficking crimes in the criminal code. Requires the commission on improving the status of children in Indiana to study the topic of what specific authority a law enforcement officer has in order to take custody of or detain a child in certain situations where the officer believes a child may be a victim of human trafficking and who is potentially a child in need of services. Provides a defense to the crime of maintaining a common nuisance if: (1) the charged offense involves less than a specified quantity of marijuana, hashish, hash oil, or salvia or involves paraphernalia; and (2) the person does not have a prior unrelated conviction for maintaining a common nuisance. Adds an exemption for the transfer or receipt of reasonable charges and fees for adoption services provided by an attorney licensed in Indiana from a profiting from an adoption offense. Makes conforming amendments. Makes a technical correction.

DIGEST OF HB 1277 (Updated March 5, 2018 5:34 pm - DI 84)

Appraisal contracts. Provides that before an appraisal management company may engage a real estate appraiser to perform the appraisal, the appraisal management company shall provide the real estate appraiser with a proposed contract to perform the appraisal. Specifies information that must be included in a proposed contract. Allows a contract to be offered and accepted through certain electronic means.

DIGEST OF HB 1278 (Updated March 8, 2018 3:23 pm - DI 84)

Economic improvement districts. Provides that a petition to establish an economic improvement district (district) may be filed with the clerk (in the case of a municipality) or the county auditor (in the case of the county). Requires a person that intends to file a petition for the establishment

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

DIGEST OF HB 1285 (Updated March 8, 2018 10:40 am - DI 84)

Nutritional assistance. Urges the legislative council to assign for study to an appropriate interim study committee the task of studying issues related to eligibility verification and monitoring, identity authentication, and work requirements for participation in the federal Supplemental Nutrition Assistance Program and Medicaid program.

DIGEST OF HB 1286 (Updated March 6, 2018 1:50 pm - DI 84)

Marketplace contractors. Specifies conditions under which a marketplace contractor that uses a marketplace platform to connect with third parties seeking services is an independent contractor of the marketplace platform.

DIGEST OF HB 1287 (Updated February 20, 2018 2:58 pm - DI 84)

Newborn screenings. Establishes when a blood sample must be taken from a newborn infant for testing for certain disorders. Provides that the time requirement for taking a blood sample does

not apply to preterm infants or newborn infants who receive a total exchange blood transfusion.

DIGEST OF HB 1288 (Updated March 13, 2018 10:32 am - DI 84)

Economic development. Provides that, if the Indiana economic development corporation (IEDC) determines that a business, school corporation, or charter school (entity) that has received a grant award under the skills enhancement fund program is noncompliant with the terms of its grant agreement, the IEDC shall, after giving notice to the entity and an opportunity to explain the noncompliance, provide the entity with a written demand for return or repayment of an amount not to exceed the sum of all grants previously awarded to the entity. Provides that, if the entity fails to repay the IEDC, the IEDC may notify the department of state revenue (department) of the noncompliance and request that the department exercise its authority under the department's refund set off program to recover the sum of all grants previously awarded to the entity. Provides that the IEDC is authorized to participate in the refund set off program. Provides for the expiration of provisions in the enterprise zone statute relating to the functions of the IEDC, and authorizes similar functions to be performed by: (1) the urban enterprise association (U.E.A.) in the enterprise zone; and (2) the fiscal body of the municipality in which the enterprise zone is located. Provides for the expiration of the provision that requires a zone business to pay a registration fee to the IEDC. Eliminates the enterprise zone fund. Provides that any money remaining in the fund after its expiration shall revert to the economic development fund. Retains provisions in current law that require each zone business that receives an incentive to assist the U.E.A. in the enterprise zone in an amount determined by the legislative body of the municipality (legislative body) in which the zone business is located. Provides that the legislative body may pass an ordinance disqualifying a zone business from eligibility for incentives if the zone business does not assist the U.E.A. Provides that the legislative body may, in certain circumstances, impose an additional fee that is equal to 1% of all the zone business's incentives. Authorizes the U.E.A. in an enterprise zone to do the following: (1) Adopt guidelines for the disqualification of a zone business. (2) Modify the boundaries of the enterprise zone. Provides that the board of the IEDC may not renew an enterprise zone during a phase out period after June 30, 2018. Provides that an enterprise zone that was not renewed under those provisions between January 1, 2017, and June 30, 2018, may be renewed for an additional five year period if the fiscal body of the municipality adopts a resolution to renew the enterprise zone for an additional five year period. Amends the definition of "lender" under the capital access program for the period beginning after June 30, 2018, and ending before July 1, 2021, to include: (1) a credit corporation; and (2) other specified entities that are approved as a lender by the IEDC in accordance with policy guidelines adopted by the board of the IEDC. Decreases the minimum premium charges payable to the reserve fund account for the capital access program from 1.5% to 1%. Repeals and replaces the definition of "disadvantaged business enterprise" used for purposes of determining the premium charges payable to a reserve fund account to incorporate the definition of "small disadvantaged business" under the federal regulation that applies to the United States Small Business Administration. Repeals the statute authorizing the department to carry out a centralized debt collection program for use by state agencies to collect delinquent amounts owed to state agencies. Makes conforming changes.

DIGEST OF HB 1290 (Updated March 8, 2018 3:26 pm - DI 84)

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

DIGEST OF HB 1292 (Updated February 26, 2018 3:40 pm - DI 84)

Department of natural resources. Requires motorboats operated on waters of concurrent jurisdiction with the United States or another state to be equipped with certain combination lights. Exempts employees of a federal wildlife management agency, acting in accordance with a permit and the written consent of the director of the department of natural resources (department), from the prohibition on shooting from or across public highways. Allows the department to adopt rules authorizing the use of rifles on public property. Allows the use of rifles on privately owned land for hunting under certain conditions. Allows for fishing within 200 yards (rather than within 300 yards, under current law) of a dam that wholly or partly crosses a river, stream, or waterway in Indiana or the boundary water of the state. Specifies that a nonresident youth yearly license to hunt includes all yearly stamps to hunt for a specific species or by specific means. Removes the requirement that a resident senior must have been born after March 31, 1943, to receive a resident senior "fish for life" license. Repeals certain provisions

concerning purple loosestrife and multiflora roses. Makes conforming changes.

DIGEST OF HB 1301 (Updated March 14, 2018 7:24 pm - DI 97)

Insurance matters. Updates names of health care provider billing forms. Amends the financial responsibility requirement for a contract carrier that transports railroad employees. Permits the department of insurance and governor to apply for a state innovation waiver under the federal Patient Protection and Affordable Care Act. Provides for reduced limits and removal of commercial umbrella or excess liability coverage and requires notice of a reduction or removal. Repeals the law providing for a multistate surplus lines insurance compact, which has not gone into effect due to an insufficient number of states enacting the legislation. Amends the law concerning taxation of surplus lines producers on business sold to insureds whose home state is Indiana. Corrects a provision of HEA 1143-2018 providing for paper prior authorization requests. Requires health maintenance organizations to be member insurers in the life and health insurance guaranty association. Repeals unnecessary deposit requirements of HMOs to the department of insurance for noncovered healthcare expenditures. Urges the legislative council to assign the issue of bond requirements for public-private agreements for study during the 2018 interim of the general assembly. Resolves conflicts with SEA 341-2018. Makes conforming amendments.

DIGEST OF HB 1303 (Updated February 27, 2018 4:39 pm - DI 84)

Electronic powers of attorney, trusts, and wills. Allows a testator to execute an electronic will. Specifies requirements pertaining to the: (1) creation; (2) attestation; and (3) execution; of an electronic will. Allows video recordings of an electronic will's execution to be used for demonstrating: (1) proper execution of a will; (2) testator intent; (3) the mental state of a testator; (4) the absence of undue influence or duress with respect to a testator; and (5) verification of the individual identities involved in the execution of an electronic will. Provides exemplar instructions and advisory language to testators with respect to electronic wills. Specifies how to revoke an electronic will. Allows certain electronic records to be used in place of an electronic will. Specifies how to transfer possession of an electronic will from the current custodian to a successor custodian. Specifies the responsibilities of an electronic will custodian. Specifies how to amend, destroy, and revoke an electronic will. Creates a presumption of regularity for electronic wills. Allows electronic wills to be deposited with the clerk of a probate court in certain instances. Explains the probate process for electronic wills. Allows a settlor to create and execute an electronic trust instrument. Specifies how to create and execute an electronic trust instrument. Specifies how to amend or revoke an electronic trust instrument. Specifies who may act as a custodian for an electronic trust instrument. Specifies how an electronic trust instrument may be delivered or transferred. Specifies how to destroy an electronic trust instrument. Creates a presumption of regularity with respect to electronic trust instruments. Allows a person to create and execute an electronic power of attorney. Specifies how to execute a valid electronic power of attorney. Specifies how to amend or revoke an electronic power of attorney. Specifies who may act as a custodian for an electronic power of attorney. Specifies how to destroy an electronic power of attorney. Creates a presumption of regularity with respect to electronic powers of attorney. Defines certain terms. Makes conforming amendments.

DIGEST OF HB 1309 (Updated March 7, 2018 3:21 pm - DI 84)

Sexual harassment prevention policies. Requires sexual harassment prevention instruction to be provided annually to members of the general assembly. Requires the personnel subcommittee of the legislative council (subcommittee) to prepare and submit recommended sexual harassment prevention policies governing legislators to the legislative council. Requires the legislative council to approve sexual harassment policies not later than November 20, 2018. Provides that four additional members of the general assembly shall be appointed to serve on the subcommittee for the sole purpose of participating in the preparation of recommended sexual harassment prevention policies. Provides that the terms of the additional members expire on November 21, 2018.

DIGEST OF HB 1311 (Updated March 7, 2018 3:21 pm - DI 84)

Motor vehicle matters. Establishes the department of state revenue pilot program (pilot program). Specifies that the purpose of the pilot program is to assist the state, other states, and other government agencies with: (1) the administration and processing of commercial vehicle registrations as required under the International Registration Plan; (2) the licensing and reporting of fuel tax use for motor carriers under the International Fuel Tax Agreement; (3) audit and record keeping for the International Registration Plan and the International Fuel Tax Agreement; and (4) any other essential or necessary functions related to the motor carrier services. Establishes the pilot program fund to assist with the implementation and administration of the pilot program. Requires the valuation of a motor vehicle to be based upon the vehicle's model year. Requires the county surtax for a motor vehicle to be based upon a vehicle's model year. Provides that the following terms may appear on the title of a motor vehicle registration in certain instances: (1) Replica vehicle. (2) Reconstructed vehicle. (3) Specialty reconstructed vehicle. Allows the bureau to determine how special identification numbers should read. Exempts a motor vehicle that is: (1) owned or leased by certain postsecondary educational institutions; and (2) used for official business purposes; from certain registration fees. Repeals the statutory definition of "Indiana firefighter". Requires the bureau to consult with the Professional Firefighters Union of Indiana and the Indiana Firefighters Association concerning the design of the Indiana firefighter special group license plate. Removes the National Football League franchised football team license plate from the special group license plate program. Allows a police officer to charge a fee for title and vehicle identification number (VIN) inspections in certain instances. Specifies that a fee related to a title or VIN inspection performed by a police officer may not exceed \$5. Specifies that revenue generated by a fee related to a police officer's inspection of a title or VIN must be deposited in: (1) a special vehicle inspection fund; or (2) a local law enforcement continuing education fund. Allows the bureau to waive certain: (1) age; (2) experience; and (3) practice; requirements related to hardship waivers. Allows a motorcyclist who: (1) is not less than 16 years and 90 days of age; and (2) has successfully completed a motorcycle safety education course; or who is 16 years and 270 days of age to receive a motorcycle endorsement. Allows the bureau to waive certain vision and vision testing requirements related to learner's permits and driver's licenses if the applicant provides evidence from a licensed ophthalmologist or licensed optometrist demonstrating an ability to operate a motor vehicle in a manner that does not jeopardize individuals or property. Provides

that a licensed ophthalmologist or licensed optometrist may not be civilly or criminally liable for a report made in good faith to the bureau concerning a person's fitness to operate a motor vehicle. Adds: (1) parents; (2) legal guardians; and (3) grandparents; to the list of individuals who may be transported by a probationary driver. Allows certain credentials to be renewed 24 months prior to the expiration of the credential. Creates a rebuttable presumption of knowledge for all driver's license suspensions when: (1) a notice; or (2) an order; concerning the suspension of an individual's driving privileges are mailed to the last known address of the individual. Requires affidavits pertaining to flood damaged vehicles to be kept and maintained by a dealer. Defines the term "fee" as any money assessed or collected by the bureau. Allows the bureau to refund certain fees. Allows disbursements from a municipal special fund to be used to defray the cost and maintenance expenses associated with the operation of a municipally owned park where parking meters are located. Makes conforming amendments. Makes a technical correction.

DIGEST OF HB 1314 (Updated March 14, 2018 7:24 pm - DI 110)

Students in foster care and homeless students. Requires the state board of education to, in collaboration with the department of education (department) and the department of child services, annually prepare and submit the following: (1) A report on foster care youth educational outcomes. (2) A report on homeless youth educational outcomes. Requires the department to develop and submit a copy of the following: (1) A remediation plan concerning foster care youth. (2) A remediation plan concerning homeless youth. Requires certain information regarding students in foster care to be included in a school corporation's annual performance report. Requires the department and the department of child services to enter into a memorandum of understanding that, at a minimum, requires the department of child services to share with the department, at least one time each month, disaggregated information regarding youth in foster care that is sufficient to allow the department to identify students in foster care. Repeals, for purposes of provisions concerning the transportation of a homeless student to a school of origin, a provision that provides "homeless student" includes a student who is awaiting placement in foster care.

DIGEST OF HB 1317 (Updated March 14, 2018 11:43 am - DI 77)

Health matters. Provides that a pharmacy or pharmacist has a right to provide individuals with information concerning the individual's cost share for a prescription drug. States that a pharmacy or pharmacist cannot be proscribed by a third party administrator, a health insurer, or a health maintenance organization from discussing the information or from selling to the individual a more affordable alternative. Prohibits a copayment for a drug under the state employee health plan, an accident and sickness insurance policy, or a health maintenance organization contract from exceeding the amount payable to the pharmacy for the drug under an agreement with the pharmacy. Provides that changes to the designated coverage area of an area agency on aging may not be made until after a public hearing is held and one year elapses from the date of the hearing. Provides that the definition of "community and home care services" includes services, not covered by Medicaid, necessary to prevent individuals with intellectual or developmental disabilities from being institutionalized and to help such individuals to transition out of health care facilities or group homes. Requires the community and home options to institutional care for

the elderly and disabled (CHOICE) board to review proposed rules concerning the CHOICE program and removes the time requirement for the review. (Current law requires review of proposed rules concerning home and community based services at least three months before the rule may be published.) Removes provisions concerning the CHOICE board setting a public comment period. Requires the office of the secretary of family and social services to study service provider and systems point of entry reimbursement rates for recipients of early intervention services. Beginning July 1, 2019, removes the 12 month limitation on receipt by certain individuals of supplemental nutrition assistance program (SNAP) benefits. Specifies that, beginning January 1, 2020, Indiana elects to opt out of the federal law prohibiting individuals convicted of certain drug offenses from receiving SNAP assistance if the individual meets specified conditions. Specifies that if the individual violates any terms of the probation, parole, community corrections, or reentry court program, the individual is ineligible for SNAP. Requires the office of the secretary of family and social services to study reimbursement rates and the methodology for case management services for recipients of certain Medicaid waivers. Provides that any new rates as a result of a study: (1) may not take effect until January 1, 2019, or be applied retroactively; and (2) must be approved through a Medicaid waiver amendment. Requires the board of pharmacy to adopt rules concerning telepharmacy under the laws regulating remote dispensing facilities. Exempts from the law regulating pharmacists and pharmacies the delivery of peritoneal renal dialysis related supplies by manufacturers, third party logistic providers, and wholesale drug distributors in certain circumstances. Removes that an occupant of a property was afflicted with or died from a disease related to human immunodeficiency virus (HIV) from the definition of "psychologically affected property". Urges the legislative council to assign to an appropriate interim study committee the task of studying the impact that joining the nurse licensure compact would have on the delivery of nursing services to residents of Indiana.

DIGEST OF HB 1320 (Updated March 14, 2018 11:43 am - DI 113)

Disposition of tax sale surplus. Amends the definition of "substantial property interest of public record" for purposes of the tax sale statutes to specify that: (1) the term means title to or interest in a tract that is within the tract's chain of record title and either recorded or properly indexed in the county in which the tract is located; and (2) chain of record title includes instruments executed by the owner and recorded within the five day period before the date the owner acquires title to the tract. Eliminates the requirement that a person that redeems property sold in a tax sale must pay an amount equal to the amount deposited in the tax surplus fund at the time of the tax sale. Continues current law requiring the redeeming party to pay 5% interest on that money. Requires that a conveyance recorded after June 30, 2007, must include a statement specifying the mailing address for tax statement purposes and the mailing address of the grantee. Requires that the mailing address of the grantee be a street address or a rural route address.

DIGEST OF HB 1323 (Updated March 14, 2018 11:42 am - DI 120)

Heavy equipment rental excise tax. Excludes heavy rental equipment from the assessment of the personal property tax. Imposes an excise tax on the rental of heavy rental equipment (excise tax). Provides procedures for the sourcing, collection, and distribution of the excise tax. Provides that the excise tax is apportioned and distributed to local governmental units (units) in the same

manner that property taxes are apportioned and distributed. Provides that the excise taxes distributed to the units before January 1, 2020, must be deposited in the unit's excess levy fund. Provides that after December 31, 2019, excise taxes distributed to the units must be allocated among the unit's funds in the same proportion that the unit's property tax collections are allocated among those funds.

DIGEST OF HB 1328 (Updated February 27, 2018 4:43 pm - DI 84)

Bail issues. Provides that murder is not bailable if the state proves by a preponderance of the evidence that the proof is evident or the presumption strong.

DIGEST OF HB 1356 (Updated March 6, 2018 3:21 pm - DI 84)

Bullying. Provides that a school corporation is not required to report the number of incidents of bullying in the school corporation's annual school performance report. Provides that information reported by a school corporation relating to the number of incidents of bullying that occur may not be used in calculation of a school's annual school improvement grade. Provides that the department of education (department) must annually send notification via electronic mail or a letter to each school corporation explaining: (1) the school corporation's obligation to submit a report to the department containing the number of bullying incidents involving a student; and (2) that the department may conduct an audit of the school corporation to ensure that bullying incidents are accurately reported. Provides that the department may conduct an audit of a school corporation to ensure that bullying incidents are accurately reported. Provides that the department must report discrepancies of an audit on the department's Internet web site. Requires the department to conduct a statewide survey concerning the improvement of school corporation reporting of incidents of bullying involving a student to the department. Requires, not later than November 1, 2018, the department to submit a report to the general assembly.

DIGEST OF HB 1358 (Updated March 5, 2018 6:04 pm - DI 84)

Intersection safety study. Urges the legislative council to assign to a study committee the task of studying safety at certain intersections not controlled by a traffic signal and drainage along rural roads.

DIGEST OF HB 1359 (Updated February 27, 2018 4:44 pm - DI 84)

Drug dealing resulting in death. Makes manufacturing or dealing certain controlled substances resulting in the death of a user: (1) a Level 1 felony if the controlled substance is cocaine, methamphetamine, or a schedule I, II, or III controlled substance; (2) a Level 2 felony if the controlled substance is a schedule IV controlled substance; and (3) a Level 3 felony if the controlled substance is a schedule V controlled substance or a synthetic drug or synthetic drug lookalike substance. Makes conforming amendments.

Financing and transportation. Adds a new article to the Indiana Code to consolidate and rewrite various statutes related to the Indiana finance authority (IFA), including statutes: (1) establishing the IFA; (2) specifying the powers, duties, and purposes of the IFA and the members of the IFA; and (3) governing the following programs and funds administered by the IFA: (A) State facility financing, health facility financing, educational facility financing, recreational development financing, and economic development project financing. (B) The wastewater revolving loan program, the drinking water revolving loan program, the supplemental drinking water and wastewater assistance program, and the environmental remediation revolving loan program. (C) The flood control revolving fund. (D) The infrastructure assistance program. (E) The local infrastructure program. (F) The allocation of volume cap under federal law for private activity bonds. (G) The IFA's duty to monitor and study water quality. Repeals the existing statutes governing those programs and funds. Changes program and fund names. Repeals the statutes concerning: (1) funding and insurance for export promotion; (2) the clean coal technology program; (3) the agricultural loan and rural development project guarantee fund; (4) the issuance of bonds for the underground petroleum storage tank excess liability fund; (5) the powers of the IFA related to substitute natural gas contracts; and (6) the broadband development program administered by the IFA. Provides for the state, the IFA, and the northwest Indiana regional development authority to finance the northern Indiana commuter transportation district's construction of the mainline double tracking project and the West Lake corridor project. Repeals the law relating to the former next generation trust fund (the fund has no principal). Establishes a new next generation trust fund to be used exclusively for the provision of highways, roads, and bridges. Provides that the principal of the trust may be used to make and secure lease rental payments that are payable from grant proceeds from the federal government and will be used to pay bonds or notes issued by the Indiana finance authority for a rail project. Transfers to the new next generation trust fund the amount in excess of \$250,000,000 that is in the next level Indiana trust fund. Provides immunity from civil liability for officers, directors, and employees of the Indiana finance authority and the treasurer of state for transfers made from the next level Indiana trust fund to the new next generation trust fund. Modifies the investment policy requirements for the next level Indiana trust fund. Requires the IFA to include in a request for proposals a statement that it will consider only offerors that have experience and quality performance in comparable projects in North America in the last two years with regard to entering into a public-private partnership for a toll road, freeway, or facility project. Requires the IFA to consider affiliates of the offeror, predecessors to the offeror, and parties that would be entering into a substantive contract with the offeror. Requires a resubmission of certain information from an offeror before the IFA holds the public meeting announcing its final selection. Requires, instead of allows, the IFA to require the filing of financial statements for the term of the public-private agreement. Eliminates using a public-private partnership for a communications infrastructure project. Continues current law appropriations for the wastewater and drinking water programs. Specifies that the budget agency may (rather than shall) submit a proposed guarantee or direct loan under the industrial development loan guaranty program to the budget committee for review. (The Indiana economic development corporation may not make or guarantee such a loan unless it is reviewed by the budget committee.) Specifies documents that must accompany a loan or financial assistance from: (1) the drinking water or wastewater

revolving loans funds; (2) the Indiana brownfields fund; (3) the flood control fund; and (4) local transportation infrastructure revolving funds. Provides that the revenues securing the Marion County health and hospital corporation's debt and rental obligations are special revenues and provides a lien on these revenues. Changes cross references to statutes that are being repealed and rewritten by the bill. Makes conforming and technical changes. Adds two at-large members to the board of trustees of the Indiana state museum and historic sites corporation. Urges the legislative council to assign to a study committee the subject of requiring performance and payment bonds for future public-private projects.

DIGEST OF HB 1382 (Updated March 5, 2018 6:06 pm - DI 84)

Study of pharmacy deserts. Defines "pharmacy desert". Urges the legislative council to assign topics to a study committee concerning pharmacy deserts in rural and urban areas of Indiana.

DIGEST OF HB 1383 (Updated March 8, 2018 3:28 pm - DI 84)

Various election law matters. Eliminates the small precinct committee. Requires, not later than July 1, 2018, that the election commission adopt an order consolidating precincts in Lake County having fewer than 600 active voters, if the consolidation will realize savings for the county and not impose unreasonable obstacles on the ability of the voters of the county to vote at the polls. Provides that, if the commission does not adopt an order, the secretary of state, not later than August 1, 2018, and not later than July 1 each year immediately following a presidential election, shall issue the order. Requires absentee ballot counters at a central counting location in a county having a consolidated city that uses electronic poll books or that is a vote center county, at any time after 6 a.m. on election day and after the absentee ballots are processed and the electronic poll books updated, to count the absentee ballots. Allows any other county to use this procedure if the board unanimously adopts a resolution to do so. Allows the signature review process to be conducted any time after an absentee ballot is received in a county having a consolidated city or in any other county in which the board unanimously adopts a resolution to do so. Allows, but does not require, absentee ballot counters at a central location in those counties to make findings concerning an absentee voter's signature and that the voter is a qualified voter of the precinct for an absentee ballot cast in person. Requires absentee ballot counters at a central location in a county having a consolidated city to continue to count without interruption until all absentee ballots that are not required to be remade and have been accepted by the counters are canvassed and the certificates of vote count are prepared and delivered. Allows absentee ballots counted at a central location in a county having a consolidated city to be stored in the order in which the absentee ballots were counted and not in order by precinct. Provides for the reconciliation of the number of votes cast with the number of voters who have received a ballot in a precinct or vote center using an electronic voting system. Authorizes the county election board or the secretary of state to order an audit in precincts or vote centers under certain circumstances. Requires the secretary of state to publish a report after each election in which an audit is conducted stating the results of each audit.

DIGEST OF HB 1384 (Updated March 6, 2018 11:00 am - DI 84)

Chiropractors. Amends the definition of "chiropractic". Removes certain acts that a chiropractor is prohibited from practicing. Provides that the board may adopt rules establishing health and sanitation standards for dry needling. Provides that accreditation of a chiropractic college for licensure purposes may be by a successor organization of the Accreditation Commission of the Council on Chiropractic Education. Requires that an applicant for a license to practice chiropractic must complete at least 90 semester hours of education after June 30, 2021. Prohibits an individual from using the title "chiropractor" unless the individual is a licensed chiropractor. Allows a chiropractor to perform certain acts and functions to diagnose and treat injuries, conditions, and disorders.

DIGEST OF HB 1397 (Updated March 6, 2018 11:04 am - DI 84)

Financial institutions and consumer credit. Makes various changes to the statutes concerning: (1) first lien mortgage lenders; (2) persons licensed under the Uniform Consumer Credit Code; (3) rental purchase agreements; (4) debt management companies; (5) banks; (6) savings banks; (7) credit unions; (8) pawnbrokers; (9) money transmitters; and (10) check cashers.

DIGEST OF HB 1398 (Updated March 14, 2018 9:56 pm - DI 116)

Coalition of school corporations and schools. Provides that the state board of education (state board) may approve a coalition of continuous improvement school districts (coalition). Provides that certain statutes or rules may be suspended for a coalition member. Specifies that the state board may approve a plan submitted by a proposed coalition that requests the suspension of all or portions of IC 20-30 (curriculum) only if the suspension is related to a specific goal of the proposed coalition. Requires the department of education to annually report to the legislative council information regarding the following: (1) The fiscal impact on a school corporation or school that participates in a coalition. (2) The qualifications of each teacher who teaches in a coalition. (3) The type of future employment for which a student in a coalition is trained, if applicable, and the amount and terms of compensation that a student receives through a coalition's partnership with a member of business or industry. (4) The impact of a coalition member's participation in a coalition on the coalition member's graduation rates. (5) Information regarding where a student in a coalition later obtains full-time employment, if applicable.

DIGEST OF HB 1399 (Updated March 8, 2018 3:51 pm - DI 84)

Elementary school teacher content area licenses. Provides that, not later than July 1, 2019, the state board of education shall adopt rules to establish elementary school teacher content area licenses that must, at a minimum, include an: (1) elementary mathematics specialist license; and (2) elementary mathematics teacher license or an elementary mathematics and science teacher license. Establishes requirements to be eligible for an elementary mathematics specialist license, an elementary mathematics teacher license, and an elementary mathematics and science teacher license. Requires the department of education (department) to develop an incentive program to assist and reward teachers who pursue and earn an elementary school teacher content area

license. Provides that the department shall make recommendations to the general assembly regarding ways to accomplish the goals of the incentive program.

DIGEST OF HB 1402 (Updated March 8, 2018 3:46 pm - DI 84)

Veterans matters. Urges the legislative council to assign to an appropriate study committee topics related to implementing a program to provide property tax incentives for rental property owners who partner with nonprofit organizations to reduce veteran homelessness. Urges the legislative council to assign to an appropriate study committee topics related to establishing an electronic system to provide the Indiana department of veterans' affairs, in collaboration with the national guard (as defined in IC 10-16-1-13), with criminal case information.

DIGEST OF HB 1406 (Updated March 8, 2018 3:53 pm - DI 84)

Department of child services. Provides for the collection of certain past due annual support fees by the child support bureau (bureau) and the clerk of the circuit court. Allows the bureau to collect child support payments made in cash. Allows the bureau and the clerk of the circuit court to recoup certain child support overpayments. Specifies the duties of a licensing authority when imposing sanctions and penalties against a licensee or permit holder with a child support delinquency who is the subject of an order issued by the bureau. Repeals a requirement that an individual determined to be eligible for unemployment compensation self-disclose a child support obligation. Provides that the department of child services may: (1) initiate an action to determine paternity for a child who is the subject of a child in need of services proceeding; or (2) refer the case to the local prosecuting attorney's office to file a paternity action. Urges the legislative council to assign for study to an appropriate interim study committee the task of studying topics related to: (1) the adequacy of the statewide computer system used by the department of child services to monitor receipt and disbursement of child support payments; and (2) the estimated cost to update or replace the statewide computer system.

DIGEST OF HB 1412 (Updated February 27, 2018 5:20 pm - DI 84)

Libraries. Merges the Indiana historical bureau (bureau) into the Indiana state library (library) as a division of the library. (Current law specifies that the bureau and the library are separate divisions of the Indiana library and historical department (ILHD).) Specifies that: (1) the ILHD shall manage the library; and (2) the library shall manage the bureau. Requires the director of the library to appoint a deputy director of the bureau. (Current law requires the board of the ILHD to appoint a director of the bureau.) Makes the following changes to the membership of the state oversight committee on public records (committee): (1) Removes the deputy director of the bureau. (2) Requires the governor to appoint a circuit court clerk or county recorder who also serves on a county commission of public records. Allows the Indiana archives records administration to present evidence to a county cemetery commission regarding whether a cemetery is a burial ground for a Civil War veteran. Makes various changes to the state and local library laws. Repeals provisions concerning: (1) the state library and historical building; (2) the location of facilities housing the state archives; (3) acceptance of gifts by the Indiana library and historical board; (4) payments by the library to public library districts; and (5) the historic library

building improvement matching grant program. Reorganizes and makes changes to provisions concerning the petition and remonstrance process for units that seek to: (1) establish a public library; (2) expand a public library into not more than one township or part of a township; or (3) expand a public library into more than one township or parts of more than one township. Requires certain language to appear where signatures are affixed to a petition or a remonstrance for the: (1) establishment of a public library; or (2) expansion of a public library. Makes various changes to the law regarding the leasing of library property. Makes technical corrections and conforming changes.

DIGEST OF HB 1420 (Updated March 14, 2018 11:27 pm - DI 129)

Various education matters. Allows a person to work as a waiter or waitress at a licensed premises if: (1) the licensed premises is a restaurant operated by an accredited hospitality management program for educational purposes; (2) the person is a student enrolled in a course offered by the accredited hospitality management program; (3) the licensed premises, state educational institution, or accredited hospitality management program does not pay the person to work at the licensed premises; and (4) the person works under the supervision of an instructor employed by the state educational institution. Makes changes regarding the nomination and approval of certain members of the commission on seclusion and restraint in schools. Provides that a student with special needs who has a service plan or a choice scholarship educational plan must be received (if certain conditions in current law apply) as a student in, as applicable, the following: (1) The Indiana School for the Deaf. (2) The Indiana School for the Blind and Visually Impaired. Provides that a student who is withdrawn from enrollment from a virtual charter school for failure to participate in courses pursuant to the school's student engagement policy may not reenroll in that same virtual charter school for the school year in which the student is withdrawn. Establishes requirements regarding charter school closure protocols. Provides that a Cambridge International course may be used for the following purposes: (1) As the basis for a supplemental payment to a teacher who teaches a Cambridge International course. (2) As one of the assessments that a student plans to take voluntarily during grades 10 through 12. (3) As an additional curriculum model available to high school students. (4) As a replacement for certain high school courses on a student's high school transcript. (5) For a student's receipt of credits toward graduation by demonstrating proficiency in a course or subject area. (6) To place a student who is a child of a military family in the appropriate course when the student transfers to a new school. (7) For purposes of determining eligibility for various higher education scholarship and awards programs and amounts. Provides that each student who enrolls in a Cambridge International course may take the accompanying Cambridge International examination to receive high school credit for the Cambridge International course. Requires the department of education (department) and the state board of education (state board) to provide that a successfully completed Cambridge International course is credited toward fulfilling the requirements of an Indiana diploma with a Core 40 with academic honors designation. Provides, subject to certain conditions, that an individual or entity must submit a written notice to a public school that: (1) notifies the public school of an alleged violation of law; and (2) indicates a proposed remedy; before the individual or entity may initiate a civil action or an administrative proceeding against the public school. Establishes requirements regarding a proposed remedy. Provides that, if an individual or entity does not submit a notice to the public school before initiating a civil action or

administrative proceeding, a court, administrative law judge, or hearing officer shall dismiss the civil action or administrative proceeding without prejudice. Urges the legislative council to assign to an appropriate interim study committee the task of studying the impact of litigation on school corporations and charter schools. Provides that an issuing officer shall issue an employment certificate to a student who attends a nonaccredited nonpublic school after receiving: (1) proof of age; and (2) proof of prospective employment. Provides that a child who: (1) attends a nonaccredited nonpublic school; and (2) is seeking an employment certificate from a school the child does not attend; must present to the issuing officer an attestation from the student's parent that the student is enrolled in school. Provides that the attestation may be submitted to the issuing officer via facsimile or electronic mail. Amends provisions regarding when a child may work. Provides that a school corporation may offer cursive writing in the school corporation's curriculum. Clarifies the meaning of "school" for purposes of the work ethic certificate program. Repeals a provision concerning the transfer of student records. Makes conforming amendments. Resolves a conflict between P.L.217-2017 and P.L.250-2017.

DIGEST OF HB 1421 (Updated March 8, 2018 3:55 pm - DI 84)

School discipline. Provides that the department of education's (department) model evidence based plan for improving student behavior and discipline must: (1) reduce out-of-school suspension and disproportionality in discipline and expulsion; (2) limit referrals to law enforcement or arrests on school property to cases in which referral to law enforcement or arrest is necessary to protect the health and safety of students or school employees; and (3) include policies to address instances of bullying and cyberbullying on school property of a school corporation. Provides that, beginning in the 2019-2020 school year, the department, in collaboration with parent organizations, teacher organizations, educational support professional organizations, and state educational institutions, shall, upon a school corporation's request, provide information and assistance to the school corporation regarding the implementation of the school corporation's evidence based plan to ensure that teachers and administrators receive appropriate professional development and other resources in preparation for carrying out the plan. Urges the legislative council to assign to an appropriate interim study committee the task of studying the use of positive student discipline and restorative justice practices by elementary and secondary schools. Requires the department to conduct a survey of school corporation school discipline policies to determine the extent to which positive discipline and restorative justice practices are being utilized.

DIGEST OF HB 1426 (Updated March 14, 2018 11:27 pm - DI 116)

Education matters. Urges the legislative council during the 2018 through 2020 interims to assign to the education interim study committee the task of studying issues relating to a school corporation's ability to provide adequate career counseling to students. Requires the state board of education (state board) to establish one standard Indiana diploma for individuals who successfully complete high school graduation requirements. (Current law establishes four different diplomas.) Provides that each Indiana diploma must include one of the following designations: (1) General designation. (2) Core 40 designation. (3) Core 40 with academic honors designation. (4) Core 40 with technical honors designation. Requires the state board to create an

alternate diploma for students with significant cognitive disabilities. Requires, in adopting Core 40 curriculum models, the state board to consider math course requirements other than Algebra II. Requires the state board to adopt rules to establish: (1) math course requirements; and (2) science course requirements; for the Core 40 curriculum models. Provides that the graduation examination shall be administered until the 2019-2020 school year. Provides that, for each school year beginning after June 30, 2021, a high school shall administer as part of the statewide assessment a nationally recognized college entrance exam. Eliminates the requirement of end of course assessments to be administered as part of the statewide assessment program. Provides that if the state board determines that no nationally recognized college entrance exam assesses a given high school subject that is required, the state board may select another type of assessment, including an end of course assessment, for that subject. Resolves a conflict in a provision that requires the state board to develop guidelines to assist secondary schools to identify students likely to require remediation. Eliminates a requirement that a student must take a college and career readiness examination if the student is identified under the guidelines developed by the state board to likely be in need of remediation. Provides that certain statewide assessments must use a scale score that will ensure the statewide assessment scores are comparable to assessment scoring used as part of the ISTEP program, before its expiration. Adds a provision to the list of purposes for which a charter school may limit new admissions to the charter school. Repeals provisions that: (1) require the state board to design a high school diploma for the high school fast track program; and (2) establish a subcommittee to make recommendations regarding diplomas and certain course requirements and develop the requirements for a career and technical education diploma. Makes conforming amendments. Specifies that certain provisions of SEA 354-2018 take effect upon passage instead of taking effect on July 1, 2018.

DIGEST OF SB 1 (Updated February 22, 2018 3:00 pm - DI 84)

Sunday carryout sales. Allows the following to sell alcoholic beverages for carryout on Sunday from noon until 8 p.m.: (1) A package liquor store, grocery store, convenience store, or drug store. (2) A restaurant that satisfies the requirements to sell carryout. (The introduced version of this bill was prepared by the alcohol code revision commission.)

DIGEST OF SB 4 (Updated February 20, 2018 2:26 pm - DI 84)

Duties of corrections and criminal code interim study committee. Provides that the interim study committee on corrections and criminal code shall review current trends with respect to criminal behavior, sentencing, incarceration, and treatment and may: (1) identify particular needs of the criminal justice system that can be addressed by legislation; and (2) prepare legislation to address the particular needs found by the committee. (The introduced version of this bill was prepared by the interim study committee on corrections and criminal code.)

DIGEST OF SB 6 (Updated March 1, 2018 10:45 am - DI 84)

Technical corrections. Resolves technical conflicts and addresses technical problems in the Indiana Code, including removal of obsolete citation style references to "IC 1971" and updating the list of statutes codified outside Title 34 that confer immunity from civil liability. Provides

that the technical corrections bill may be referred to as the "technical corrections bill of the 2018 general assembly". Specifies that this phrase 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 2018 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 2018 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 SB 9 (Updated February 20, 2018 2:30 pm - DI 84)

Residence of individual in state institution. Provides that an individual committed to an institution for individuals with a mental illness may state either of the following, but not both, as the individual's residence for purposes of voting: (1) The address of the institution where the individual has been committed. (2) The address where the individual lives when the individual is not committed to an institution. (Under current law, such an individual does not gain residency in the precinct in which the institution to which the individual is committed is located.)

DIGEST OF SB 12 (Updated March 12, 2018 1:42 pm - DI 84)

Sex offenders. Provides that, unless a court has granted a waiver, a sex offender who establishes a residence: (1) with the intent to reside at the residence; (2) within a one mile radius of the residence of the victim of the offender's sex offense; and (3) knowing the location of the victim's residence; commits invasion of privacy. Prohibits a sex offender from attending a house of worship located on school property while classes, extracurricular activities, or other school activities are being held.

DIGEST OF SB 13 (Updated March 5, 2018 9:16 am - DI 128)

Administration of overdose intervention drugs. Provides that community corrections officers and probation officers may administer an overdose intervention drug. Requires community corrections officers and probation officers to report the use of an overdose intervention drug to the emergency ambulance service responsible for reporting the use to the Indiana emergency medical services commission. Requires that persons permitted to administer an overdose intervention drug must receive education and training on drug overdose response and treatment, including the administration of an overdose intervention drug before the person may administer an overdose intervention drug. Provides civil immunity to community corrections officers and probation officers who administer an overdose intervention drug. Provides civil immunity to a person who has an agency relationship with a community corrections officer or probation officer who administers an overdose intervention drug. Makes conforming amendments.

DIGEST OF SB 24 (Updated February 19, 2018 2:36 pm - DI 84)

Student possession and use of sunscreen. Provides that a student may possess and use a topical,

non-aerosol sunscreen product while on school property or at a school sponsored event or activity without being required to: (1) have a physician's note or prescription; or (2) store the topical, non-aerosol sunscreen product in a specific location; if the product is regulated by the United States Food and Drug Administration for over-the-counter use for the purpose of limiting ultraviolet light-induced skin damage. Allows school personnel to assist a student in applying the sunscreen if the school has written permission from the student's parent or guardian. Provides certain civil immunity for school corporations, schools, and school personnel for any action taken to comply with the sunscreen provisions.

DIGEST OF SB 27 (Updated February 26, 2018 2:56 pm - DI 84)

1977 fund new unit credits for prior service. Provides, in the case of a unit (county, city, town, or township) that begins participation in the 1977 police officers' and firefighters' pension and disability fund (1977 fund), that the unit and the member (firefighter, police officer, or emergency medical technician) may agree how to share the cost of acquiring credit in the 1977 fund for the member's prior service as a firefighter, police officer, or emergency medical technician. (The introduced version of this bill was prepared by the interim study committee on pension management oversight.)

DIGEST OF SB 36 (Updated February 26, 2018 2:48 pm - DI 84)

NCSL 2020 Legislative Summit. Establishes the NCSL 2020 Legislative Summit host committee.

DIGEST OF SB 43 (Updated March 5, 2018 11:37 am - DI 84)

Racial balance levy and fund. Repeals provisions regarding the racial balance levy and the racial balance fund. Provides that any money in a school corporation's racial balance fund on January 1, 2019, must be transferred to the school corporation's operations fund.

DIGEST OF SB 44 (Updated February 20, 2018 2:33 pm - DI 84)

Recreation fund expenditures. Provides that expenditures for contraband detection equipment are permissible expenditures of money in a patients' recreation fund, students' recreation fund, or inmates' recreation fund maintained by a psychiatric, benevolent, penal, or correctional institution.

DIGEST OF SB 50 (Updated March 14, 2018 11:36 pm - DI 102)

Governor's workforce cabinet. Establishes the governor's workforce cabinet (cabinet). Specifies the membership and duties of the cabinet. Provides that the cabinet shall serve as the state advisory body required under certain federal laws. Provides that subject to the approval of the chairperson, the state personnel department, and the budget agency, the cabinet may employ professional, technical, and clerical personnel necessary to carry out its duties. Specifies that the cabinet is subject to the allotment system administered by the budget agency and financial

oversight by the office of management and budget. Requires the cabinet to develop, not later than July 1, 2018, a comprehensive career navigation and coaching system for Indiana and requires all high schools to participate in the career coaching program. Requires the cabinet to conduct a regular review, analysis, and evaluation of all workforce related programs. Requires the cabinet to conduct a college and career funding review and submit, not later than November 1, 2018, to the governor and the legislative council a report concerning the results of the review. Requires the cabinet to study the advisability of establishing one or more real world career readiness programs that combine the theory of a particular career with workforce practice or application in order to provide students with career and technical education credentials necessary to transition from school to the workforce and submit, not later than November 1, 2018, to the governor and the legislative council a report concerning the results of the study. Repeals the state workforce innovation council (council). Assigns the council's duties and obligations concerning postsecondary proprietary educational institution accreditation to the department of workforce development and all other council duties and obligations to the cabinet. Makes conforming amendments. Repeals obsolete definitions.

DIGEST OF SB 52 (Updated March 14, 2018 10:07 pm - DI 106)

Low THC hemp extract. Provides that the Indiana department of state revenue (department) shall revoke a registered retail merchant's certificate if the department finds that the person has been convicted of dealing in marijuana based on the sale of fraudulently labeled low THC hemp extract. Repeals all provisions concerning the cannabidiol registry and a "substance containing cannabidiol" (all added by HEA 1148-2017). Defines "low THC hemp extract" as a product: (1) derived from *Cannabis sativa* L. that meets the definition of industrial hemp; (2) that contains not more than 0.3% delta-9-THC (including precursors); and (3) that contains no other controlled substances. Establishes testing, packaging, and labeling requirements for the distribution and retail sale of low THC hemp extract, effective July 1, 2018. Provides that a retailer commits dealing in marijuana as a Level 5 felony if: (1) the retailer sells marijuana; (2) the marijuana is packaged in a manner that appears to be low THC extract; and (3) the retailer knows or reasonably should know that the product is marijuana. Makes possession of marijuana a Class A misdemeanor if: (1) the marijuana is packaged in a manner that appears to be low THC hemp extract; and (2) the person knows or reasonably should know that the product is marijuana. Urges the legislative council to assign to an appropriate interim study committee the task of studying the regulation of industrial hemp, industrial hemp products, and low THC hemp extract manufacturing.

DIGEST OF SB 60 (Updated February 27, 2018 2:32 pm - DI 84)

Out of state sex or violent offenders. Provides that a failure to register as a sex or violent offender for an offense originating from another jurisdiction is a Level 5 felony in certain instances.

DIGEST OF SB 64 (Updated February 27, 2018 2:37 pm - DI 84)

Sentence modification. Requires a court to advise a defendant, before accepting a guilty plea, that

the court will be bound by terms of a plea agreement both at the time of sentencing and with respect to sentence modification. Provides that a court may not, without the consent of the prosecuting attorney, reduce the sentence of a person sentenced under a plea agreement if the reduction was not authorized by the plea agreement. Provides that the prohibition against including a waiver of the right to sentence modification in a plea agreement does not prohibit finding that a person has waived the right to have a court modify a sentence in a manner contrary to the plea agreement.

DIGEST OF SB 65 (Updated March 14, 2018 2:15 pm - DI 84)

Instruction on human sexuality. Requires each school corporation to make available for inspection to a parent of a student instructional material used in connection with instruction on human sexuality. Provides that, before a school may provide a student with instruction on human sexuality, the school must provide the parent of the student or the student, if the student is an adult or an emancipated minor, with a written request for consent of instruction. Provides that a consent form provided to a parent of a student or a student must accurately summarize the contents and nature of the instruction on human sexuality that will be provided to the student and indicate that a parent of a student or an adult or emancipated minor student has the right to review and inspect all materials related to the instruction on human sexuality. Provides that the parent of the student or the student, if the student is an adult or an emancipated minor, may return the consent form indicating that the parent of the student or the adult or emancipated student: (1) consents to the instruction; or (2) declines instruction. Provides that, if the parent of the student or the student, if the student is an adult or an emancipated minor, does not respond to the written request provided by the school within 21 calendar days of receiving the request, the school shall provide the parent of the student, or the adult or emancipated minor student, a written notice requesting that the parent of the student, or the student, if the student is an adult or an emancipated minor, indicate whether the parent of the student or the adult or emancipated student: (1) consents to the instruction; or (2) declines instruction. Provides that the parent or the adult or emancipated student may subsequently opt out of the instruction.

DIGEST OF SB 74 (Updated March 6, 2018 3:43 pm - DI 84)

Controlled substances. Adds the substance Mexedrone to the definition of "synthetic drug" and adds additional controlled substances to the existing statutory list of depressants, hallucinogens, and opiates classified as schedule I.

DIGEST OF SB 75 (Updated March 6, 2018 3:45 pm - DI 84)

1977 fund retirement age and benefits study. Urges the legislative council to assign to the interim study committee on pension management oversight or another appropriate interim study committee the task of studying the following: (1) A reduction from 52 to 50 the age at which a member of the 1977 police officers' and firefighters' pension and disability fund (1977 fund) is eligible to receive an unreduced retirement benefit. (2) An increase from 1% to 1.5% in the amount of the additional retirement benefit payable to a 1977 fund member for each six months of active service over 20 years. (3) A reduction from 32 to 28 in the number of years of service

that may be used to compute a retirement benefit for a 1977 fund member. Urges the legislative council to assign to an appropriate interim study committee the task of studying the topic of establishing a public safety research fund.

DIGEST OF SB 96 (Updated March 14, 2018 11:12 am - DI 109)

Veterans pilot program. Extends to 2020 the program that provides assistance for certain providers to provide diagnostic testing and hyperbaric oxygen treatment to veterans. (Under current law, the program expires June 30, 2019.) Allows the state department of health to select and approve up to five providers to provide diagnostic testing and hyperbaric oxygen treatment to veterans receiving treatment under the pilot program. (Under current law, only one provider may be selected and approved.) Requires providers to perform services at cost out of the grant amount awarded to the provider. Removes the restriction on when a veteran's injury occurred in order for the veteran to receive treatment under the pilot program. Requires providers to quarterly file a status report concerning the services provided by the provider with the state department of health and the department of veterans' affairs (department). Requires the department, in collaboration with the state department of health, to prepare a final report at the conclusion of the pilot program and transmit the report to the governor, the leadership of the legislative council, the chairperson of the house committee on veterans affairs and public safety, and the chairperson of the senate committee on veterans affairs and the military. Requires the final report to be made available on the department's Internet web site. Provides immunity for providers and supervising physicians of services provided under the pilot program.

DIGEST OF SB 98 (Updated March 1, 2018 3:22 pm - DI 84)

Specialized driving privileges. Provides that an individual's specialized driving privileges expire at the time the suspension of the individual's driving privileges is terminated if: (1) the underlying conviction, charge, adjudication, or determination that forms the basis of the suspension is reversed, vacated, or dismissed; or (2) the individual is acquitted of, found not liable for, or otherwise found not to have committed the underlying act or offense that forms the basis of the suspension. Requires the court to inform the bureau of motor vehicles of a termination of a suspension and expiration of specialized driving privileges.

DIGEST OF SB 99 (Updated February 26, 2018 2:37 pm - DI 84)

Civil forfeiture. Requires the prosecuting attorney to file an affidavit of probable cause with a court not later than seven days after property is seized, and provides for the return of the property to the owner if the court does not find probable cause. Establishes a procedure for an owner of real property or of a vehicle (if the owner was not operating the vehicle at the time of the seizure) to obtain provisional custody of the seized property pending a final forfeiture determination. Makes the time limit for filing a forfeiture action: (1) 21 days, if the owner has filed a written demand for return of the property; or (2) 90 days, if the owner has not filed a written demand for return of the property. Provides that an owner whose property is returned is not liable for the costs of storage, transportation, or maintenance. Specifies how the proceeds of a forfeiture action are to be distributed. Requires a prosecuting attorney to report certain information concerning

forfeitures to the prosecuting attorneys council. Imposes certain requirements on the use and compensation of outside counsel in forfeiture actions, and prohibits a prosecuting attorney or deputy prosecuting attorney from receiving a contingency fee for a forfeiture action. (The introduced version of this bill was prepared by the interim study committee on courts and the judiciary.)

DIGEST OF SB 100 (Updated February 20, 2018 2:40 pm - DI 84)

Carbon monoxide emissions testing. Provides that a fire department established by a: (1) county; (2) city; (3) town; or (4) township; or a volunteer fire department may provide vehicular carbon monoxide testing (testing) to the owner of a motor vehicle. Requires testing to be offered to the owner of a motor vehicle without charge. Specifies the manner in which testing is to be conducted. Specifies certain paperwork and record keeping requirements. Provides that a test administrator's good faith effort to properly conduct a vehicular carbon monoxide test immunizes the test administrator from civil liability and all associated damages, including punitive damages, arising from or related to the administered test. Provides that a fire department, volunteer fire department, or other person may not be found liable for any: (1) claim; (2) cause of action; (3) damages, including punitive damages; (4) demand; or (5) expense; arising from or related to an administered vehicular carbon monoxide test by reason of an agency relationship between the test administrator and the fire department, the volunteer fire department, or the other person. Defines certain terms.

DIGEST OF SB 105 (Updated February 20, 2018 2:46 pm - DI 84)

State agriculture and animal certification programs. Removes responsibilities concerning the Indiana organic peer review panel from the duties of the Indiana state department of agriculture. Repeals certain statutes concerning the following: (1) Indiana organic certification accreditation. (2) Certification of agricultural products. (3) Livestock certification. Relocates statutes concerning livestock certification to the animal health law. Makes conforming amendments.

DIGEST OF SB 119 (Updated March 5, 2018 11:38 am - DI 84)

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

DIGEST OF SB 124 (Updated March 7, 2018 2:57 pm - DI 84)

Vending machine sales of food. Eliminates (effective July 1, 2019) the provision in current law that specifies that food sold through a vending machine is not eligible for the sales tax exemption for food and food ingredients for human consumption.

DIGEST OF SB 125 (Updated March 5, 2018 11:41 am - DI 84)

Registration of underground utility excavation contractors. Provides that a contractor that will

perform one or more excavations or demolitions in Indiana under a contract with: (1) a communications service provider; or (2) a utility; must include in an entity filing filed with the secretary of state a statement that the contractor and its employees will comply with Indiana's 811 statute. Provides that a contractor that is a filing entity under the Uniform Business Organizations Code (Code) shall provide documentation of the contractor's compliance with the registration requirement to a communications service provider or a utility before entering into a contract with the communications service provider or the utility to perform excavations or demolitions in Indiana. Authorizes the utility regulatory commission (IURC) or its pipeline safety division to refer to the attorney general contractors that: (1) violate Indiana's 811 statute; and (2) are foreign entities not registered to do business in Indiana. Authorizes the attorney general to collect penalties of not more than \$10,000 for the registration violation, as provided for in the Code. Provides that at the request of the IURC or its pipeline safety division, and not more than once per year, unless for purposes of an investigation under Indiana's 811 statute, a communications service provider or utility shall provide a list of its contractors operating in Indiana. (The introduced version of this bill was prepared by the interim study committee on energy, utilities, and telecommunications.)

DIGEST OF SB 126 (Updated March 12, 2018 1:46 pm - DI 84)

Judges and magistrates. Allows the judges of the Jefferson County circuit and superior courts to jointly appoint a magistrate to serve the Jefferson County courts. Adds a fourth judge to the superior court of Kosciusko County. Allows the judges of the Putnam circuit and superior courts to jointly appoint a magistrate to serve the Putnam County courts. Allows the judges of the Scott County circuit and superior courts to jointly appoint a magistrate to serve the Scott County courts.

DIGEST OF SB 128 (Updated March 5, 2018 11:48 am - DI 84)

Change of placement of a child in need of services. Requires that, before changing the out-of-home placement of a child who has been in the same out-of-home placement for at least one year, the department of child services (department) must file a motion requesting a change in placement and provide notice to the persons affected. Sets forth the procedures for the department to follow if the department determines the out-of-home placement of the child is placing the child's life or health in imminent danger. Requires the juvenile court to hold a hearing on the question if the person with whom the child is placed files a written objection to the motion.

DIGEST OF SB 134 (Updated March 12, 2018 1:48 pm - DI 84)

Charity gaming. Allows the gaming commission to issue a three year charity gaming license to qualified organizations that are veterans organizations. Urges the legislative council to assign to a study committee the topic of whether an event operator or a worker at the event may receive remuneration or a meal for conducting or assisting in conducting the event.

DIGEST OF SB 135 (Updated March 12, 2018 1:50 pm - DI 84)

Department of child services notifications for schools. Requires the department of child services to notify the individual designated as the point of contact for a child's school if the child is removed from the child's home. Provides immunity from civil liability for: (1) a guardian ad litem program; (2) a court appointed special advocate program; (3) an employee of or volunteer for a guardian ad litem program or court appointed special advocate program; and (4) an individual acting as a contracted guardian ad litem; when a child is placed on a waiting list for guardian ad litem or court appointed special advocate services. Makes conforming amendments.

DIGEST OF SB 139 (Updated March 6, 2018 3:46 pm - DI 84)

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

DIGEST OF SB 142 (Updated March 1, 2018 3:29 pm - DI 84)

Maternal mortality review committee. Requires the state department of health (state department) to establish a statewide maternal mortality review committee (committee) until June 30, 2023, and sets forth membership and duties of the committee. Specifies confidentiality of records reviewed by the committee. Requires a health care provider or health care facility that has a patient who dies of a maternal mortality to report the death to the committee and sets forth immunity provisions for the provider or facility. Allows the committee to review maternal morbidity cases. Specifies records to which the committee may have access. Requires the committee to submit a report to the state department before July 1 of each year concerning the committee's reviews and requires the state department to post the report on the state department's Internet web site and make the report available for public inspection. Provides civil and criminal immunity to committee members in discussing confidential matters before the committee.

DIGEST OF SB 156 (Updated March 1, 2018 10:49 am - DI 84)

Rural utility cooperatives. Amends the statutes concerning rural telephone cooperative corporations (cooperative corporations) as follows: (1) Specifies that for purposes of the statute, a "member" of a cooperative corporation means a person admitted to membership both under law and under the cooperative corporation's bylaws. (Current law provides that a member means a person admitted to membership under law or the cooperative corporation's bylaws.) (2) Allows for electronic notice of a meeting of the cooperative corporation's members. (3) Authorizes a cooperative corporation to include a provision in its articles of incorporation or its bylaws to

allow any votes cast: (A) after notice of a meeting is provided; and (B) before a meeting of its members; to count toward specified quorum requirements. Amends the statute concerning the merger or consolidation of rural electric membership corporations and rural telephone cooperative corporations to: (1) allow for electronic notice of a meeting of a surviving corporation's or successor corporation's members; (2) authorize a surviving corporation or successor corporation to include a provision in its articles of incorporation or its bylaws to allow any votes cast: (A) after notice of a meeting is provided; and (B) before a meeting of its members; to count toward specified quorum requirements; and (3) specify that a person may not become or remain a member of a surviving corporation or successor corporation unless the person uses energy, communications, or other services (rather than retail electric service or communications service, as specified in current law) supplied by the surviving corporation or successor corporation. Makes conforming amendments concerning voting requirements in the statute governing rural electric membership corporations.

DIGEST OF SB 158 (Updated March 1, 2018 10:52 am - DI 84)

Scleral tattooing. Defines "scleral tattooing". Prohibits the act of performing or offering to perform scleral tattooing. Provides an exception for the act of a licensed health care professional when the act is performed in the scope of the health care professional's practice. Provides that the attorney general: (1) has authority to receive and investigate complaints regarding violations of the statute; (2) may seek civil penalties of up to \$10,000 per violation of the statute; and (3) may seek an injunction to restrain a person from continuing to violate the statute.

DIGEST OF SB 165 (Updated February 20, 2018 2:54 pm - DI 84)

Township board terms of office. Provides for the staggering of the terms of the members of township boards (other than township boards in Marion County) beginning with the 2022 general election. Establishes a process for filling vacancies and resolving ties for township board offices being elected during an election at which staggered terms are implemented.

DIGEST OF SB 172 (Updated March 8, 2018 3:06 pm - DI 84)

Computer science. Establishes the next level computer science grant program (program) and the next level computer science fund (fund) to award grants, after June 30, 2019, to eligible entities to implement teacher professional development programs for training in teaching computer science. Requires the department of education (department) to: (1) administer the program and fund; and (2) develop, in consultation with the governor's office, guidelines to award grants from the fund to eligible entities. Requires, not later than August 1, 2018, the state superintendent of public instruction to enter into a contract for professional development services. Requires the department to biannually submit a progress report to the governor regarding the: (1) development and administration of the program and fund; and (2) status of public schools in meeting computer science curriculum requirements. Provides that, if the department does not comply with the requirements regarding the program and fund, the state board of education shall assume the department's duties. Requires (beginning July 1, 2021) each public school to offer a computer science course as a one semester elective course in its curriculum at least once each school year

to high school students. Requires (beginning July 1, 2021) each public school to include computer science in the public school's curriculum for students in kindergarten through grade 12.

DIGEST OF SB 178 (Updated March 1, 2018 10:54 am - DI 84)

Taking of sand from bed of Lake Michigan. Provides that sand taken from the bed or from under the bed of Lake Michigan pursuant to a permit from the department of natural resources (DNR) may only be deposited on the beach of Lake Michigan and may not be removed to any other place or used for any other purpose. Provides, however, that: (1) if a permittee dredges not more than ten cubic yards of sand from the bed or from under the bed of Lake Michigan within a 30 day period, the permittee is not required to deposit the sand on the beach and may removed it to another place and use it for another purpose; and (2) instead of being deposited on the beach, dredged sand shall be disposed of in a manner consistent with the hazardous waste management law if the director of the DNR determines that the sand contains a toxic material or a substance that is potentially harmful to human health or to the environment.

DIGEST OF SB 179 (Updated March 7, 2018 2:59 pm - DI 84)

Child support. Provides that incarceration of a parent may not be considered to be voluntary unemployment in determining an amount to be ordered for support of a child. Provides that a court may modify the child support order, or approve a proposed modification, without holding a hearing if: (1) a petition to modify a child support order based on incarceration of a party is filed; and (2) after receiving notice, no party files an objection or request for a hearing within 30 days. Requires the child support bureau (bureau), beginning July 1, 2019, to notify both parties of each party's right to request a modification of the child support order not later than fifteen (15) days after learning that an obligor in a Title IV-D case is or may be incarcerated for a period of at least one hundred eighty (180) calendar days. Requires a prosecuting attorney or private attorney entering into an agreement or a contract with the bureau to review all requests for modification of child support due to the incarceration of an obligor within an open Title IV-D case and, if appropriate, file a petition for modification of child support and proposed order in the appropriate court.

DIGEST OF SB 180 (Updated March 1, 2018 3:26 pm - DI 84)

Uniform business organizations. Makes various technical amendments to the Uniform Business Organizations Code and Uniform Business Organization Transactions Act, including changes in provisions concerning information to be submitted in filings with the secretary of state, use of business names, registration of foreign entities, and administrative dissolution. Allows an entity that has had its registration revoked to apply to the secretary of state for reinstatement not later than five years after the date of revocation. Allows a domestic entity that has been administratively dissolved to apply to the secretary of state for reinstatement not later than five years after the date of the dissolution. Makes conforming changes.

DIGEST OF SB 182 (Updated February 20, 2018 3:03 pm - DI 84)

County building authorities. Authorizes the municipal county seat of a county building authority to withdraw its membership from the building authority. Provides that in the case of a withdrawal, the county fiscal body appoints the trustee formerly appointed by the municipal fiscal body, and the county executive appoints the trustee formerly appointed by the municipal executive. Provides that if the building authority has any bonds or other obligations outstanding, a municipality may not withdraw from the building authority if the withdrawal will impair the ability of the building authority to pay the bonds or other obligations.

DIGEST OF SB 184 (Updated February 20, 2018 3:05 pm - DI 84)

Maximum number of foster children. Increases from five to six the number of children who may be supervised in a foster family home.

DIGEST OF SB 186 (Updated March 14, 2018 11:11 am - DI 132)

Online continuing education for auctioneers. Provides that the auctioneer commission may approve online instruction courses and continuing education courses offered by course providers approved by the auctioneer commission.

DIGEST OF SB 187 (Updated February 27, 2018 2:58 pm - DI 84)

Child care. Specifies civil penalties for violations by child care providers of safe sleep related requirements. Requires deposit of all civil penalties in the division of family resources child care fund. Specifies that a child care ministry registration expires two years after issuance. Provides an administrative procedure for child care ministry application and registration denial, suspension, and revocation. Makes conforming amendments.

DIGEST OF SB 188 (Updated March 14, 2018 10:15 pm - DI 120)

Elimination of the consumer fees and settlements fund. Retroactively amends provisions concerning the transfers from the securities rating settlement fund to the consumer fees and settlements fund effective July 1, 2017, to instead make the transfers to the agency settlement fund. Requires the auditor of state to transfer money from the consumer fees and settlements fund to the agency settlement fund. Provides that the funds appropriated to the attorney general from the consumer fees and settlements fund for the state fiscal year beginning July 1, 2017, and the state fiscal year beginning July 1, 2018, shall instead be appropriated from the agency settlement fund. Provides that after the transfers from the consumer fees and settlements fund to the agency settlement fund are completed the auditor of state shall close the consumer fees and settlements fund. Provides that the appropriation in current law for liability insurance premiums and expenses incurred by the attorney general for the employment of outside counsel in defending claims against the state is subject to approval by the budget director. Requires the attorney general to report to the legislative council, before July 1, 2018, on whether the attorney general intends to pursue or join in a civil action against opioid manufacturers to recoup costs to the state associated with the opioid public health crisis and epidemic.

DIGEST OF SB 190 (Updated March 12, 2018 1:52 pm - DI 84)

Health facility certificate of need. Requires the office of the secretary of family and social services to cooperate with the state department of health (state department) in the provision of certain health facility information. Amends the expiration of statutes placing certain limitations on the licensure of comprehensive care health facilities and the licensure of comprehensive care beds to the date upon which certain administrative rules take effect. Establishes a comprehensive care health facility certificate of need program administered by the state department. Sets forth certificate of need application requirements and exemptions. Urges the interim study of whether unused or underused facilities at the Logansport State Hospital could feasibly be used as an inpatient treatment facility for Medicaid eligible substance and addictions based treatment.

DIGEST OF SB 197 (Updated March 12, 2018 1:53 pm - DI 84)

Various property issues. Amends the statute concerning the Indiana coordinate system for describing real property to provide that coordinates based on specified coordinate systems and used to define the position of a point on a land boundary may not be presented to be recorded unless the recording document also contains: (1) the method used to relate the coordinates to the National Spatial Reference System; and (2) the name and zone of the coordinate system. Eliminates other reporting and certification requirements with respect to such recordings. Provides that if any coordinates (not specifically coordinates based on the Indiana coordinate system, as provided in current law) are used to describe a tract of land that is also described by a reference to the United States public land surveys: (1) the description by coordinates shall be construed as supplemental; and (2) in the event of a conflict, the description by reference to the United States public land surveys prevails over the description by coordinates. Provides that the statute does not require a purchaser or mortgagee of real estate to rely on a description, any part of which depends exclusively upon the Indiana coordinate system, unless the same description was previously used in a document conveying title to the real estate. Amends the Indiana Code provision concerning the establishment of property lines by means of a legal survey to: (1) eliminate the exception to the required notice when all adjoining landowners consent in writing; and (2) specify that the lines established are binding on all affected landowners. Defines "original survey". Defines "retracement survey". Provides that, other than for descriptions of lots in new subdivisions, any new or modified real property description prepared by a professional surveyor as a product of an original survey or a retracement survey must include a caption that identifies: (1) the name and registration number of the professional surveyor preparing the description; and (2) the plat of survey produced as part of the original survey or retracement survey, including certain specified information. Repeals the section in the statute concerning the Indiana coordinate system that provides that the statute does not require a purchaser or mortgagee of real estate to rely on a description, any part of which depends exclusively upon the Indiana coordinate system. Makes conforming changes.

DIGEST OF SB 203 (Updated March 6, 2018 3:49 pm - DI 84)

Crimes resulting in the loss of a fetus. Provides that the crimes of: (1) murder; (2) voluntary manslaughter; (3) involuntary manslaughter; and (4) feticide; may be committed against a fetus

in any stage of development. Specifies that the offenses do not apply to a: (1) lawfully performed abortion; or (2) pregnant woman with respect to a fetus carried by the woman. Provides, with certain exceptions, that a person who commits a felony that causes the termination of a pregnancy may receive an additional sentence of six to 20 years.

DIGEST OF SB 212 (Updated February 27, 2018 5:23 pm - DI 84)

Vehicle weight limits. Excludes bulk milk from the definition of "overweight divisible load". Provides that the department of transportation (department) may issue an overweight permit for the transportation of bulk milk up to 100,000 pounds. Requires the department to issue an annual permit with a fee of \$20 to an applicant for a bulk milk permit whose total equivalent single axle load calculation is equal to or less than 2.40 equivalent single axle load credit. Requires the department to issue a nondivisible overweight permit to an applicant for a bulk milk permit whose total equivalent single axle load calculation is greater than 2.40 equivalent single axle load credit.

DIGEST OF SB 217 (Updated March 6, 2018 3:59 pm - DI 84)

Dyslexia. Requires the following: (1) A school multidisciplinary team must include information about dyslexia in a student's educational evaluation if the multidisciplinary team determines that the student is eligible to receive special education and related services and has or has characteristics of dyslexia. (2) Information about dyslexia must be: (A) discussed by the student's case conference committee if information about dyslexia is included in the student's educational evaluation; and (B) included in the student's individualized education program if the case conference committee determines that the information should be included. Provides that a school corporation and charter school's reading plan shall include indicators to screen for risk factors of dyslexia, using a screening tool approved by the department of education (department). Requires school corporations and charter schools to: (1) use the response to intervention process to address needs of students who are determined to have characteristics of dyslexia; and (2) obtain parental consent before administering a level I dyslexia screening or a level II dyslexia screening. Provides that dyslexia interventions may include certain types of instruction. Requires school corporations and charter schools to report annually to the department regarding the number of students who were: (1) administered the initial dyslexia screening during the school year; and (2) determined to be at risk, or at some risk, for dyslexia. Requires a school corporation and charter school to report on the school corporation's or charter school's Internet web site certain information regarding dyslexia. Requires, not later than July 1, 2019, the department to employ at least one reading specialist trained in dyslexia. Requires, not later than the 2019-2020 school year, each school corporation and charter school to employ at least one individual to serve as an authorized reading specialist trained in dyslexia for the school corporation or charter school. Provides that a school corporation or charter school may receive a waiver from hiring an authorized reading specialist trained in dyslexia in certain circumstances. Requires, not later than the 2019-2020 school year, the department to ensure that each teacher receives professional awareness information on dyslexia. Requires the department to develop and update an Indiana dyslexia resource guide.

DIGEST OF SB 221 (Updated March 6, 2018 4:01 pm - DI 84)

INSPECT program. Allows a dispenser of ephedrine, pseudoephedrine, or a controlled substance to transmit certain information to the INSPECT program by any electronic method that meets specifications prescribed by the state board of pharmacy (board). Provides that, to the extent considered appropriate by the board, the INSPECT data base must be interoperable with other similar registries operated by federal and state governments. Requires the following practitioners to obtain information about a patient from the data base before prescribing an opioid or benzodiazepine to the patient: (1) A practitioner who has had the information from the data base integrated into the patient's electronic health records. (2) Beginning January 1, 2019, a practitioner who provides services to the patient in the emergency department of a hospital or a pain management clinic. (3) Beginning January 1, 2020, a practitioner who provides services to the patient in a hospital. (4) Beginning January 1, 2021, all practitioners. Provides that a practitioner is not required to obtain information about a patient who is subject to a pain management contract from the INSPECT data base more than once every 90 days. Removes lapsed provisions. Provides that beginning January 1, 2019, a practitioner who is permitted to distribute, dispense, prescribe, conduct research with respect to, or administer ephedrine, pseudoephedrine, or a controlled substance in the course of the practitioner's professional practice or research must be certified to receive information from the INSPECT program. Allows a practitioner to request a waiver from the requirement of checking the data base before prescribing an opioid or benzodiazepine if the practitioner does not have access to the Internet at the practitioner's place of business. Requires the Indiana state board of pharmacy to: (1) establish a process for a practitioner to request a waiver; (2) determine whether to grant a practitioner's request for a waiver; and (3) issue a waiver when the board determines a waiver is warranted.

DIGEST OF SB 223 (Updated March 12, 2018 1:58 pm - DI 84)

Information provided by health practitioners. Requires specified licensed health practitioners to provide certain information related to the practitioner's work, including the practitioner's work with Medicaid patients, when renewing the practitioner's professional license online. Requires the Indiana professional licensing agency to: (1) compile the information collected into an annual report; (2) post a copy of the report on the agency's Internet web site; and (3) submit the report to the office of Medicaid policy and planning, the department of workforce development, the commission on improving the status of children, the legislative council, and the office of the attorney general. Specifies notice requirements for network health care providers that make referrals via telephone to out-of-network health care providers.

DIGEST OF SB 224 (Updated March 14, 2018 11:15 am - DI 77)

Behavioral health and human services. Allows up to 50% of the supervised experience hours required for licensure as the following to be accounted for through virtual supervision by the appropriate supervisor: (1) Clinical social worker. (2) Mental health counselor. (3) Marriage and family therapist. (4) Addiction counselor. Reduces the required number of face to face client contact hours for a marriage and family therapist license from 500 to 400 face to face client contact hours. Requires an applicant for licensure as a mental health counselor or mental health

counselor associate to complete a clinical practicum, an internship, or field experience in a counseling setting of at least 700 clock hours, including at least 66 hours of face to face supervision. (Current law requires an applicant for licensure as a mental health counselor or mental health counselor associate to complete a clinical practicum, internship, or field experience in a counseling setting of at least 1,000 clock hours, including at least 100 hours of face to face supervision.)

DIGEST OF SB 225 (Updated March 1, 2018 11:18 am - DI 84)

Continuing education requirements. Establishes continuing education requirements for licensed health care practitioners who apply for a controlled substances registration. Provides that the continuing education requirements expire July 1, 2025.

DIGEST OF SB 230 (Updated March 1, 2018 11:21 am - DI 84)

Suicide prevention. Provides that the division of mental health and addiction is responsible for the development and provision of a research based training program for health care providers concerning suicide assessment, training, and management that is: (1) demonstrated to be an effective or promising program; and (2) recommended by the Indiana Suicide Prevention Network Advisory Council. Requires emergency medical technicians to complete a research based training program concerning suicide assessment, treatment, and management that is: (1) demonstrated to be an effective or promising program; and (2) recommended by the Indiana Suicide Prevention Network Advisory Council. Requires that teachers and other school employees receive at least two hours of research based youth suicide awareness and prevention training from a program that is: (1) demonstrated to be an effective or promising program; and (2) recommended by the Indiana Suicide Prevention Network Advisory Council.

DIGEST OF SB 233 (Updated February 20, 2018 3:11 pm - DI 84)

Foster parent bill of rights. Requires the department of child services (department), in collaboration with: (1) current foster parents; (2) child placing agencies; and (3) other individuals and organizations with expertise in foster care services; to develop and update a statement of the rights of a foster parent. Requires that the statement of the rights of a foster parent summarize the rights and responsibilities of a foster parent. Requires the department to distribute and publish on the department's Internet web site the statement of the rights of a foster parent.

DIGEST OF SB 236 (Updated February 27, 2018 3:07 pm - DI 84)

Say's Firefly designated as state insect. Designates *Pyrrhopyga angulata*, also known as "Say's Firefly", as the official state insect of Indiana.

DIGEST OF SB 238 (Updated March 7, 2018 3:01 pm - DI 84)

Office of judicial administration. Changes all references to the division of state court administration and the judicial center to the office of judicial administration. Changes all

references to the executive director of the division of state court administration and the judicial center to chief administrative officer of the office of judicial administration. Makes various changes to laws governing courts and court officers, including laws concerning evening court sessions, magistrate judges, senior judges, specialized driving privileges, the collection of certain clerk fees, the administration of the public defense fund, temporary guardianships, and judicial conference membership. Repeals the law describing the division of state court administration. Repeals the law setting forth the duties of the division of supreme court administration. Repeals the law requiring the judicial center to maintain a roster of in-state facilities to provide child services in a residential setting. Makes technical corrections. Makes conforming changes.

DIGEST OF SB 240 (Updated March 7, 2018 3:02 pm - DI 84)

Emotional support animals. Provides that a dwelling that is exempt from the Indiana fair housing law is not subject to the requirements applicable to emotional support animals. Defines "emotional support animal". Specifies who may use an emotional support animal, who may prescribe an emotional support animal, and when an individual may be prescribed an emotional support animal. Provides that an individual with a disability that is not readily apparent who submits a request for an emotional support animal that falsely suggests the individual has a disability that entitles the individual to the use of an emotional support animal in a dwelling commits a Class A infraction.

DIGEST OF SB 246 (Updated February 20, 2018 3:13 pm - DI 84)

Cemetery maintenance expenses. Defines "immediate maintenance needs" of a cemetery and specifies that the income from a cemetery's perpetual care fund may be used to meet the cemetery's immediate maintenance needs. Provides that money in a cemetery's perpetual care fund may be invested in certificates of deposit, mutual funds, money market mutual funds, and other interest bearing accounts or funds. Allows a cemetery to obtain maintenance funds from the state consumer protection fund for cemetery maintenance (fund) if the appreciation and income of the principal of the cemetery's perpetual care fund are not sufficient to meet the cemetery's immediate maintenance needs. Allows the state board of funeral and cemetery service (board) to authorize a withdrawal of up to \$50,000 from the fund in response to an application concerning a cemetery in need of emergency maintenance. Authorizes the board to suspend the requirement that cemetery owners make payments to the fund if the fund balance equals or exceeds \$500,000. (Under current law, the requirement to make payments to the fund can be suspended if the fund balance equals or exceeds \$250,000.) Provides, for purposes of the law concerning township care of cemeteries, that the maintenance of a cemetery includes mowing the lawn. Authorizes the trustee of a township to provide financial assistance for maintenance purposes to a cemetery that is operated by a nonprofit organization and located in the township if the trustee reasonably believes that: (1) the funds available to the cemetery from its perpetual care fund and other sources are not sufficient to provide for the necessary maintenance of the cemetery; and (2) providing financial assistance to the cemetery will help to prevent the full responsibility for maintenance of the cemetery from falling on the township. Provides that those cemeteries that are ten acres or less in size may not access the consumer protection fund for cemetery maintenance. (Current law provides that cemeteries that are: (1) ten acres or less in size; (2) owned and

operated by a nonprofit mutual association in existence on June 14, 1939; and (3) in which burials took place before June 14, 1939; could not access the consumer protection fund for cemetery maintenance.) Provides that a member of the state board of funeral and cemetery service may serve not more than two consecutive terms on the board. Eliminates the consideration of a board member's service on the state board of embalmers and funeral directors as a limitation on the number of terms the member may serve on the state board of funeral and cemetery service.

DIGEST OF SB 247 (Updated March 14, 2018 3:22 pm - DI 128)

Creditors' rights. Makes various changes to probate and trust law relating to creditors' claims, claims against nonprobate transferees, and no contest provisions in wills and trusts. Defines "no contest provision". Provides that a no contest provision is enforceable, except under certain circumstances. Provides that the estate recovery unit of the office of Medicaid policy and planning is a reasonably ascertainable creditor if the decedent was at least 55 years of age at the time of death. Extends the time period for county clerks to issue letters testamentary or of administration from five months to seven months. Allows for the deduction of liens, encumbrances, and reasonable funeral expenses from the estate value for purposes of determining whether the estate assets are worth more or less than the threshold value of \$50,000. Provides an exception for a county clerk's delay in issuing letters testamentary or letters of administration that is not caused by the fault of the petitioner. Makes conforming changes.

DIGEST OF SB 257 (Updated March 6, 2018 4:02 pm - DI 84)

Sales tax on software. Provides that for purposes of the sales tax, a person is a retail merchant making a retail transaction when the person sells, rents, leases, licenses for consideration the right to use prewritten computer software delivered electronically. Specifies, however, that a transaction in which a user purchases, rents, leases, or licenses the right to remotely access prewritten computer software: (1) is not considered to be a transaction in which prewritten computer software is delivered electronically; and (2) does not constitute a retail transaction (and is therefore not subject to sales tax).

DIGEST OF SB 262 (Updated March 6, 2018 4:04 pm - DI 84)

Veterans matters. Requires the bureau of motor vehicles to issue a permanent parking placard to a disabled Hoosier veteran when requested.

DIGEST OF SB 264 (Updated March 6, 2018 4:05 pm - DI 84)

Rape kits. Defines "kit" as the standard medical forensic examination kit for victims of a sex crime developed by the state police department. Requires the statewide sexual assault response team advisory council (council) to prepare a report regarding: (1) the feasibility of creating a kit tracking and testing data base; (2) the identity of the supervising agency or entity responsible for creating, operating, managing, and maintaining the kit tracking and testing data base; and (3) possible sources of funding for the kit tracking and testing data base. Requires the council to

submit a report to the legislative council in an electronic format not later than December 1, 2018. Defines certain terms. Makes conforming amendments.

DIGEST OF SB 265 (Updated March 13, 2018 2:46 pm - DI 84)

Study of intersection safety. Urges the legislative council to assign to a study committee the task of studying safety at certain intersections not controlled by a traffic signal and drainage along rural roads.

DIGEST OF SB 266 (Updated March 14, 2018 2:27 pm - DI 84)

Motor vehicle safety. Requires that a license plate must be displayed in a horizontal and upright position that displays the registration expiration year in the upper right corner. Requires that a renewal sticker for a license plate must be securely affixed in the upper right corner of the license plate covering the previous registration expiration year. Provides that a trailer of less than 3,000 pounds gross weight is not required to be equipped with brakes. Specifies that head lamps on motor vehicles, motorcycles, and motor driven cycles may display only white or amber light. Requires that motor vehicles except for motorcycles, motor vehicles manufactured before January 1, 1956, and motor driven cycles must be equipped with two stoplights. Specifies that: (1) stop lamps on the rear of a vehicle must be red; and (2) signal lamps on the rear of a vehicle must display only red or amber light or any shade of color between red and amber. Specifies that signal lamps showing to the front of a vehicle must display only white or amber light or any shade of color between white and amber. Specifies that window treatments may not be applied below the AS-1 line. Provides that the program established by the Indiana state police for the inspection of equipment for private buses applies only to private buses designed or used to transport 15 or more passengers (including the driver). Specifies that the provision in current law prohibiting the bureau of motor vehicles from registering a private bus unless the private bus has an unexpired certificate indicating compliance with the inspection program for private buses applies only to private buses that are designed or used to transport more than 15 passengers (including the driver). Provides that exceeding an altered speed limit established by a local authority is a Class C infraction. Provides that exceeding a speed limit in a school zone is a Class B infraction. Provides that failing to maintain a minimum speed limit established by the department of transportation is a Class C infraction. Provides that exceeding an altered speed limit established by the department of transportation is a Class C infraction. Provides that a vehicle must be driven entirely within a marked lane. Provides that a plain clothes law enforcement officer in an unmarked police vehicle may make an arrest for a violation of: (1) reckless driving causing endangerment; (2) recklessly passing a stopped school bus resulting in bodily injury; and (3) operating a vehicle while intoxicated in a manner that endangers a person.

DIGEST OF SB 269 (Updated March 14, 2018 11:11 am - DI 123)

Road and utility repair. Requires the department of transportation (department) to schedule an appeal of a local unit's denial of a petition to close a railroad crossing within 60 days after the denial of the petition. Defines "department action" as one or more of the following: (1) Detour creation or implementation. (2) Planned bridge repair. (3) Planned road repair. Requires the

department to consider the following when determining when to let a contract involving certain construction, maintenance, and repair projects: (1) Impact on local commerce. (2) Impact on local residents. (3) Impact on local tourism. Requires the department to make a good faith effort to use: (1) the least disruptive timing when determining when to let a contract involving certain construction, maintenance, and repair projects; and (2) the least restrictive means when implementing or performing certain construction, maintenance, and repair projects. Requires the department to release a contract let list: (1) every 180 days; and (2) to at least 1 news media entity. Provides that the hearing officer appointed to conduct a hearing concerning a petition to establish a regional water, sewage, or solid waste district is required to provide notice of the hearing to the executive of a city or town that has a municipal sewage works or public sanitation department having extraterritorial jurisdiction within the boundaries of the area to be included in the proposed district. Requires the board of trustees of a regional sewage district, when seeking to add territory to the district, to file a copy of its motion for the addition of territory in the office of: (1) the executive of each governmental entity having territory within the territory proposed to be added to the regional sewage district; and (2) the executive of a city or town that has a municipal sewage works or public sanitation department if the territory proposed to be added to the regional sewage district includes territory within the extraterritorial jurisdiction of the municipal sewage works or public sanitation department. Defines "governmental entity", for purpose of the law concerning regional water, sewage, and solid waste districts, as a municipal corporation or a special taxing district. Defines certain terms.

DIGEST OF SB 274 (Updated March 14, 2018 3:46 pm - DI 55)

Underground storage tank program enforcement. Authorizes the commissioner of the department of environmental management (IDEM), after issuing an initial temporary order prohibiting the use of a particular underground storage tank, to reissue the temporary order prohibiting the use of the tank if the tank remains ineligible for delivery, deposit, or acceptance of a regulated substance when the initial order expires. Authorizes the commissioner of IDEM to require the closure of an underground storage tank that is subject to delivery prohibition if: (1) the owner or operator of the tank has failed to complete the corrective actions required by the commissioner in an earlier order; and (2) the tank has been the subject of one temporary order prohibiting the use of the underground storage tank and at least two consecutive actions by the commissioner reissuing the order prohibiting the use of the underground storage tank.

DIGEST OF SB 281 (Updated March 5, 2018 12:17 pm - DI 84)

Sheriff's department retirement plans. Provides that certain sheriffs and county police officers are granted service credit in their respective county sheriff's department retirement plans for service to those county sheriff's departments before the effective dates of the county sheriff's department retirement plans. Provides that certain sheriffs and county police officers simultaneously waive their accrued service credit in the public employees' retirement fund for their service to those county sheriff's departments before the effective dates of the county sheriff's department retirement plans.

DIGEST OF SB 290 (Updated March 6, 2018 4:06 pm - DI 84)

Worker's compensation. Establishes a time frame for the payment of compensation under a settlement agreement, a permanent partial impairment agreement, and an award of compensation ordered by a single hearing member of the worker's compensation board (board). Provides that an employer that fails to make a timely payment is subject to a civil penalty. Requires an employer that has mobile or remote employees to convey information about worker's compensation coverage to the employer's employees in an electronic format or in the same manner as the employer conveys other employment related information. Allows the electronic filing of certain documents with the board. Provides that a permanently, totally disabled worker must reapply to the second injury fund for a wage replacement benefit every three years instead of every 150 weeks. Requires the reporting of workplace injuries needing medical attention beyond first aid instead of injuries causing an absence from work for more than one day. Provides that reporting requirements for workplace injuries are intended to be consistent with the recording requirements set out in the United States Occupational Safety and Health Administration's regulations. Changes from \$50 per employee to \$100 per day the civil penalty for an employer's failure to provide proof of worker's compensation coverage. Revises the definition of employer to include corporations, limited liability companies, limited liability partnerships, and other entities that have common control and ownership. Makes conforming amendments for occupational diseases compensation. Establishes the assigned risk plan (plan) administered by the worker's compensation rating bureau (bureau). Provides that the plan may be substantially modified or eliminated only as the general assembly provides by statute. Removes the requirement for representation in the management of the bureau by stock companies and nonstock companies. Urges the legislative council to assign to an appropriate interim study committee the task of studying increases to the benefit schedules for worker's compensation and occupational diseases compensation.

DIGEST OF SB 296 (Updated March 5, 2018 12:19 pm - DI 84)

Order to repair tax sale property. Provides that an order for necessary repairs originally issued by an enforcement authority under the unsafe building law to the owner of a vacant or abandoned property that is later sold at a tax sale may subsequently be enforced against the successful bidder at the tax sale. Organizes several tax sale definitions.

DIGEST OF SB 297 (Updated March 1, 2018 3:30 pm - DI 84)

Employability skills curriculum. Provides that the department of workforce development will establish standards that provide students with career and college planning resources under the Indiana career explorer program and standards. (Current law provides that the department of workforce development will establish curriculum under the Indiana career explorer program and curriculum.) Provides that, not later than July 1, 2019, each school within a school corporation shall include interdisciplinary employability skills standards established by the department of education (department), in conjunction with the department of workforce development and approved by the state board of education, in the school's curriculum. Provides that, if the department determines that the pilot program for instruction in and use of the Indiana career

explorer program and standards should be extended, the department, in consultation with the department of workforce development, must increase the number of schools involved in the pilot program by at least 15 additional schools, if possible based on the interest from schools. Provides that the state board of education, in consultation with the department and the department of workforce development, may approve an alternative Internet based system and standards (Current law provides that the department, in consultation with the department of workforce development may approve alternative Internet based system and standards.) Establishes the work ethic certificate program (program). Requires the department of workforce development to administer the program.

DIGEST OF SB 299 (Updated March 8, 2018 3:09 pm - DI 84)

State parks. Requires that two (2) of the four (4) legislative members of the White River state park development commission must represent the legislative district that includes the White River State Park. Urges the legislative council to assign to a study committee the task of studying whether counties should be authorized to: (1) adopt an ordinance to impose a surcharge on fees collected within a state park; and (2) use the revenue from the surcharge to assist a unit of local government that provides police protection, fire protection, emergency medical services, or road repairs to the state park.

DIGEST OF SB 300 (Updated February 26, 2018 2:38 pm - DI 84)

Disposal of surplus state personal property. Provides that surplus state personal property that is sold to the general public must be sold either at an auction conducted by an auctioneer licensed in Indiana or through an online auction. Provides that if an auctioneer is engaged to conduct the auction, the commissioner of the department of administration must give preference to an auctioneer who is a resident of Indiana to conduct the auction. Provides that when a state agency uses an Internet auction site to sell the agency's surplus property the purchasing agency shall give preference in selection of the Internet auction site to Internet auction sites owned or operated by a person who is licensed auctioneer in Indiana.

DIGEST OF SB 301 (Updated March 6, 2018 4:08 pm - DI 84)

Criminal history checks for home health workers. Provides that an expanded criminal history check may be used instead of certain background checks and criminal history checks for home health care workers. Prohibits an expanded criminal history check to include certain criminal history information. Provides that an expanded criminal history check satisfies the division of aging's criminal history requirements.

DIGEST OF SB 303 (Updated March 14, 2018 8:11 pm - DI 110)

Various education matters. Amends dates for the following: (1) The submission of reports regarding the number of full-time equivalent students enrolled in an alternative education program. (2) Student enrollment and attendance and grant distributions regarding alternative education program grants. (3) A school corporation's count of pupils in homebound programs. (4)

The submission of reports to the department of education (department) concerning scholarships awarded by a scholarship granting organization in the previous school year. Provides that an expanded child protection index check for an applicant for employment with a school corporation, charter school, or nonpublic school: (1) must be conducted for Indiana; and (2) may be conducted for other states. Specifies that a criminal history information policy adopted by a school corporation, charter school, or nonpublic school must state that the school corporation or school requires an expanded criminal history check concerning an employee of the school corporation or school who is likely to have direct, ongoing contact with children within the scope of the employee's employment (instead of any employee). Amends requirements and defines "appropriate vehicle" with regard to the types of vehicles a school corporation may use to transport homeless students to a school of origin. Provides that the same requirements apply to the transport of students in foster care to a school of origin. Provides that a school corporation may provide summer school educational services through an online provider. Voids 511 IAC 12-2-2, which pertains to reimbursements from the department for summer school. Amends the conditions that must apply for an original school corporation and a transitional school corporation to be required to enter into an agreement concerning the responsibility for and apportionment of the costs of transporting a foster student to and from a school of origin. Provides that, to drive a school bus, an individual must have a depth perception of at least 80% or 48 seconds of arc or less angle of stereopsis. (Current law requires an individual to have a depth perception of at least 80% or 33 seconds of arc or less angle of stereopsis.) Removes a provision that requires school corporations to conduct an additional cumulative count of pupils in homebound programs for informational purposes.

DIGEST OF SB 327 (Updated March 7, 2018 3:17 pm - DI 84)

Election security; absentee ballot counting. Makes the following changes concerning election security: (1) Permits a county election board (board) to apply to the secretary of state (secretary) for reimbursement of expenditures made by the county to secure and monitor facilities where voting systems and electronic poll books are stored. Provides that, if the secretary, with the consent of the election division (division), approves the application, the county may be reimbursed for all or part of the expenditures. (2) Allows each absentee ballot to be assigned a unique tracking number using IMb Tracing or a similar automated tracking method to provide real-time tracking information for the ballot envelope. (3) Provides that the board is responsible for the security of ballot card voting systems, direct record electronic voting systems, and electronic poll books when they are not in use. (4) Provides that the required public tests for ballot card and direct record electronic voting systems must include testing to ascertain whether votes for straight party tickets and write-in candidates will be tabulated correctly. (5) Updates a reference to current federal standards regarding the "error rate" requirements for voting systems certified for use in elections. (6) Requires that each voting system be sealed with a uniquely numbered seal following each election for post-election auditing purposes. Specifies when voting systems and electronic poll books must be sealed and when they may be unsealed. (7) Authorizes a county election board to adopt, by a unanimous vote of the board's entire membership, a resolution to establish a security protocol that includes an audit trail to detect unauthorized access to secure the voting systems and electronic poll books used in each election conducted in the county. Requires that the person or entity conducting the voting system technical oversight

program and the election division be available to advise the board in the development of a security protocol. Provides that if a county election board adopts a security protocol, those protocols supersede the statutory protocols. (8) Provides that, whenever a county disposes of a voting system or electronic poll book, the board shall file a plan with the division documenting the disposal and obtain the approval of the division before disposing of the equipment. (9) Allows a vendor to sell, lease, or transfer an Indiana certified voting system or electronic poll book to: (A) an Indiana county; (B) the voter system technical oversight program (VSTOP); (C) a state or local government in the United States for the purpose of conducting elections in that jurisdiction; or (D) a political party in Indiana entitled to nominate candidates at a state or town convention for the limited purpose of conducting the nomination of candidates. (10) Requires that the administrator of the VSTOP maintain an inventory listing all voting systems and electronic poll books used in conducting elections in Indiana, including a unique serial number for each unit and the present location where each unit is ordinarily stored. Requires that boards regularly update the inventory listing maintained by VSTOP. (11) Requires that the VSTOP conduct random audits of electronic poll books and report whether the electronic poll books have been certified, programmed, and used in compliance with Indiana law. (12) Requires a board to report to the secretary not later than 48 hours after receiving notice from a federal, state, or local government agency that: (A) a voting system or electronic poll book has been improperly obtained or altered; or (B) the data concerning the county maintained in the statewide voter registration system has been accessed or altered by a person; in violation of Indiana law. (13) Provides that electronic poll book data must be retained on a server approved (rather than maintained) by a board. (14) Permits a vendor who has applied for certification of an electronic poll book, but has not yet received approval of the application, to market the electronic poll book at certain county and state meetings of election officials after providing notice to the division. Requires the vendor to display information concerning the poll book's certification status at the meeting. (15) Requires absentee ballot counters at a central counting location in a county having a consolidated city that uses electronic poll books or that is a vote center county, at any time after 6 a.m. on election day and after the absentee ballots are processed and the electronic poll books updated, to count the absentee ballots. Allows any other county to use this procedure if the board unanimously adopts a resolution to do so. (16) Allows the signature review process to be conducted any time after an absentee ballot is received in a county having a consolidated city or in any other county in which the board unanimously adopts a resolution to do so. Allows, but does not require, absentee ballot counters at a central location in those counties to make findings concerning an absentee voter's signature and that the voter is a qualified voter of the precinct for an absentee ballot cast in person. (17) Requires absentee ballot counters at a central location in a county having a consolidated city to continue to count without interruption until all absentee ballots that are not required to be remade and have been accepted by the counters are canvassed and the certificates of vote count are prepared and delivered. (18) Allows absentee ballots counted at a central location in a county having a consolidated city to be stored in the order in which the absentee ballots were counted and not in order by precinct. (19) Removes an obsolete reference. (20) Makes a technical correction.

DIGEST OF SB 331 (Updated March 7, 2018 3:18 pm - DI 84)

Implementation of federal food safety regulations. Amends the definition of "federal act" in the

title governing health to recognize the amendments to the federal Food, Drug, and Cosmetic Act by the FDA Food Safety Modernization Act (federal act). Adds a definition of "produce farm" in the title governing health. Allows the state health commissioner or the commissioner's authorized representative to enter and inspect certain produce farms. Requires certain produce farms to comply with certain federal requirements. Provides that the department may suspend the requirement to comply with the federal act if the federal government does not provide sufficient funds for the department to administer and enforce the federal requirements. Provides that the department shall suspend the requirement to comply with the federal act if the federal government does not provide any funds for the department to administer and enforce the federal requirements.

DIGEST OF SB 340 (Updated March 7, 2018 3:19 pm - DI 84)

Regulation of abortion and newborn safety devices. Makes various changes to the abortion law concerning abortion clinic license applications, abortion clinic inspections, abortion inducing drugs, abortion complications, the provision of information to a woman seeking an abortion, and the collection of data by the state department of health. Specifies under the safe haven law that it is a defense to a claim of neglect of a dependent if the individual left the child in a newborn safety device that is located at a fire department, including a volunteer fire department, that meets specified requirements. Provides civil immunity for a fire department that operates a newborn safety device for an act or omission relating to the device: (1) if the device meets specified requirements; and (2) unless the act or omission constitutes gross negligence or willful or wanton misconduct. Makes a technical correction.

DIGEST OF SB 341 (Updated March 6, 2018 4:09 pm - DI 84)

Incorporation of documents. Standardizes terminology used to reference incorporated documents throughout IC 27. Specifies the date on which a particular version of an incorporated document must be in effect for the incorporated document to apply. Provides for the department of insurance to implement amendments to the version of a National Association of Insurance Commissioners document previously incorporated after required reporting of the amendment to the legislative council and standing insurance committees. Requires incorporated documents to be available as public records from the department of insurance in paper form and electronically on the department of insurance Internet web site. Makes conforming amendments.

DIGEST OF SB 347 (Updated March 13, 2018 2:48 pm - DI 84)

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

DIGEST OF SB 349 (Updated March 6, 2018 4:10 pm - DI 84)

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

DIGEST OF SB 351 (Updated February 20, 2018 3:19 pm - DI 84)

Appraisal management companies. Provides that an appraisal management company that engages a real estate appraiser as an independent contractor as described in the statute concerning appraisal management companies to perform an appraisal shall pay the real estate appraiser for the appraisal not later than: (1) the deadline indicated by the payment terms set forth in: (A) the contract or agreement between the appraisal management company and the real estate appraiser; or (B) the real estate appraiser's invoice, if such a contract or agreement: (i) does not exist; or (ii) exists but does not specify any payment terms; or (2) 45 days after the delivery of the appraisal report to the appraisal management company if a contract, an agreement, or an invoice: (A) does not exist with respect to the appraisal; or (B) exists but does not specify any payment terms. Specifies exceptions to an appraisal management company's obligation to pay at the required times, in the case of the following: (1) A breach of the contract between the appraisal management company and the real estate appraiser. (2) The inclusion in the appraisal report of significant and material documented errors. (3) The failure of the real estate appraiser's scope of work to meet or exceed: (A) the expectations of parties in similar assignments; and (B) what the actions of the real estate appraiser's peers would be in similar assignments. Provides that an appraisal management company may not prohibit a real estate appraiser from including in an appraisal report the real estate appraiser's fee amount for preparing the appraisal. Requires an appraisal management company that qualifies as an appraisal management company under federal law to pay to the real estate appraiser licensure and certification board (board) the annual AMC registry fee, as established by the Appraisal Subcommittee of the Federal Financial Institutions Examination Council (Appraisal Subcommittee). Sets forth the formula for determining the amount of the fee. Requires the board to transmit the AMC registry fees collected to the Appraisal Subcommittee on an annual basis. Authorizes the real estate commission to adopt and amend rules to implement these provisions and to conform the AMC registry fee imposed by the board with the AMC registry fee established by the Appraisal Subcommittee. Makes a technical change.

DIGEST OF SB 353 (Updated March 6, 2018 4:12 pm - DI 84)

Study topics. Urges the legislative council to assign to an interim study committee the tasks of studying issues related to: (1) the establishment of a regional development tax credit; (2) inclusion of property assessed as residential in a property tax allocation area; and (3) certified technology parks.

DIGEST OF SB 354 (Updated March 1, 2018 3:31 pm - DI 84)

Freeway school corporations and schools. Provides that the state board of education (state board) shall, upon request by a freeway school corporation or a freeway school, waive certain educational benefit requirements for a period of not more than 36 months..Provides that a freeway school corporation or freeway school may receive a waiver for that freeway school corporation or freeway school only one time. Urges the legislative council to assign to the education interim study committee the task of studying the accreditation of elementary and high schools in Indiana.

DIGEST OF SB 360 (Updated February 20, 2018 3:21 pm - DI 84)

Perinatal levels of care designation certification. Requires the state department of health to establish a program to certify perinatal levels of care designations for licensed hospitals and birthing centers that provide birthing services. Specifies requirements that must be met in order to operate as a perinatal center. Allows perinatal centers to perform peer review for the perinatal center, other hospitals, and other birthing centers that provide birthing services.

DIGEST OF SB 362 (Updated March 7, 2018 3:23 pm - DI 84)

Eliminates conservancy districts and regional water or wastewater districts from the definition of "water or wastewater utility" for purposes of the chapter making a water or wastewater utility organized as a legal entity after June 30, 2018, subject to the jurisdiction of the Indiana utility regulatory commission. Provides that an applicant for a permit for the operation of a water treatment plant or wastewater treatment plant must submit to the department of environmental management (department), along with the permit application, a notarized certification that the applicant has prepared: (1) a life cycle cost-benefit analysis; (2) a capital asset management plan; and (3) a cyber security plan; and that the analysis and plans meet certain requirements. Requires an operator of a water treatment plant or a wastewater treatment plant to review and revise the plant operator's analysis and plans at least once every five years, for as long as the permit holder operates the water treatment plant or wastewater treatment plant. Provides that a notarized certification of the plant operator's analysis and plans must be submitted to the department at least once every five years when the analysis and plans are reviewed and revised.

DIGEST OF SB 363 (Updated March 14, 2018 11:17 am - DI 104)

FSSA matters. Corrects outdated references to the "division of aging and rehabilitative services" to refer instead to the "division of disability and rehabilitative services". Removes references to home care services from the long term care ombudsman program. Removes the requirement that the long term care ombudsman (ombudsman) report the findings of the long term care ombudsman office (office) to the complainant. Allows the office to disclose records, documents, and findings of an investigated case to certain individuals with the informed consent of the resident of the long term care facility or the resident's legal guardian. Specifies the manner in which consent can be given by a resident. Specifies information to which the ombudsman shall be given access by a long term care facility. Changes the persons that must be provided with the

ombudsman's annual report. Requires the office to provide independent legal counsel to the ombudsman for specified matters. Specifies grievances and complaints that must be addressed by the office. Repeals language concerning: (1) the admission and placement requirements concerning Evansville State Psychiatric Treatment Center; (2) state institution wage agreements; and (3) a statistical report requirement concerning state institutions.

DIGEST OF SB 369 (Updated March 6, 2018 4:13 pm - DI 84)

Workers' compensation drug formulary. Except during a medical emergency, prohibits workers' compensation and occupational disease compensation reimbursement for drugs specified in the ODG Workers' Compensation Drug Formulary Appendix A published by MCG Health as "N" drugs. Permits a prescribing physician to request to prescribe an "N" drug. Provides that, if the employer approves the request, the prescribing physician may prescribe the "N" drug. Provides that, if the employer does not approve the request, the employer shall: (1) shall send the request to a third party that is certified by the Utilization Review Accreditation Commission to make a determination concerning the request; and (2) notify the prescribing physician and the employee of the third party's determination not more than five business days after receiving the request. Provides that, if the third party's determination is to deny the request, the employer shall notify the prescribing physician and the employee, and the employee may apply to the worker's compensation board for a final determination concerning the third party's determination. Provides that, if the employer fails to notify the physician and the employee of the third party's determination, the prescribing physician's request is considered approved, and reimbursement of the "N" drug is authorized.

DIGEST OF SB 372 (Updated February 27, 2018 4:12 pm - DI 84)

Notarial acts. Makes technical changes to standardize language concerning registration of trademarks and regulation related to notarial acts. Specifies requirements related to notarial acts, including use of electronic documentation and technology for electronic notarial acts. Requires the secretary of state to adopt rules related to electronic notarial acts and remote notarial acts. Specifies requirements for remote notarial acts, including: (1) registration of a remote notary public; (2) certification of and record keeping related to remote notarial acts; (3) use of audio visual communication and recording; (4) verification of credentials; and (5) maintenance of records. Makes conforming amendments.

DIGEST OF SB 373 (Updated March 7, 2018 3:27 pm - DI 84)

Pension supplemental allowance reserve accounts. Establishes supplemental allowance reserve accounts (reserve accounts) within the legislators' defined benefit plan, the state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan (EGC), the public employees' retirement fund (PERF), and the pre-1996 and 1996 accounts of the Indiana state teachers' retirement fund (TRF) for the purpose of paying postretirement benefit increases, thirteenth checks, and other benefit changes or adjustments granted by the general assembly after June 30, 2018. Requires that, after June 30, 2018, the state lottery commission (commission) transfer each quarter \$7,500,000 of the surplus revenue from the commission's

administrative trust fund to the Indiana public retirement system (INPRS) for credit first to the pension stabilization fund and second to one or more of the reserve accounts as allocated by the INPRS board of trustees (board). (Current law transfers this amount to the pension stabilization fund.) Requires the contribution rate established by the INPRS board for 2019 and each year thereafter to include a surcharge that is paid to the applicable reserve account in an amount not to exceed 1% of the employer's payroll that is attributable to those employees who are members of PERF, the 1996 TRF account, or EGC. Provides that all amounts in the reserve account are available to pay postretirement benefit increases, thirteenth checks, or other benefit changes or adjustments, but a postretirement benefit increase, thirteenth check, or other benefit change or adjustment may be granted by the general assembly: (1) only in an odd-numbered calendar year; and (2) only if the postretirement benefit increase, thirteenth check, or other benefit change or adjustment: (A) may be funded from the uncommitted balance in the reserve account of the particular fund or plan; and (B) may be paid in the same amount or percentage, or by using the same formula or computation method, to members of each of the funds and plans. Makes changes to the actuarial evaluation and the actuarially determined contribution for each fund or plan to track postretirement benefit increases, thirteenth checks, and other benefit changes or adjustments granted by the general assembly after June 30, 2018, separately. Provides that, in each even-numbered calendar year, the INPRS board shall present to the interim study committee on pension management oversight an actuarial report concerning the status of each reserve account. Provides that the board may not pay a postretirement benefit change or adjustment, including a postretirement benefit increase, thirteenth check, or other benefit change or adjustment granted by the general assembly after June 30, 2018, unless the change or adjustment is actuarially prefunded. (The introduced version of this bill was prepared by the interim study committee on pension management oversight.)

DIGEST OF SB 375 (Updated March 1, 2018 3:33 pm - DI 84)

Transport operator. Defines "disposable trailer". Requires the bureau of motor vehicles to issue a transport operator license plate to an operator of a tractor-mobile home rig or a special tractor-mobile home rig transporting a sectionalized building using a disposable trailer upon application for the license plates. Adds disposable trailers to a statutory list of vehicles that are not required to be registered. Makes conforming changes.

DIGEST OF SB 376 (Updated February 27, 2018 4:18 pm - DI 84)

Unclaimed property. Provides, for purposes of the unclaimed property act, that a time deposit that is automatically renewable is considered matured upon the expiration of its initial period, unless: (1) the owner has consented to a renewal at the time of the account opening or at about the time of the renewal; and (2) the consent is in writing or is evidenced by the original account agreement or by any memorandum or other record on file with the holder of the account. (Current law does not specify that the owner's consent to renewal can occur at the time of the account opening or be evidenced by the original account agreement.)

DIGEST OF SB 377 (Updated February 27, 2018 4:20 pm - DI 84)

Small loans. Allows the director of the department of financial institutions to take certain actions concerning the use of technology for oversight and enforcement of compliance with the law concerning small loans.

DIGEST OF SB 380 (Updated March 14, 2018 11:18 am - DI 129)

Improvements in historic districts. Provides that certain requirements for an alteration to a historic site or a historic structure do not apply to a construction project that is funded by the state and that involves the substantial alteration, demolition, or removal of a road or a sidewalk within the boundaries of the property of a historic site or a historic structure. Requires a person who intends to perform a construction project on a road or a sidewalk within the boundaries of the property of a historic site or a historic structure to submit an application for a certificate of approval with the division of historic preservation and archeology (division) before the person may begin work on the proposed construction project. Requires the division to determine not later than 30 days after the date the person submits an application for a certificate of approval whether the proposed construction project will have an adverse impact on the historic site or the historic structure. Provides that if the division fails to issue a determination regarding the proposed construction project's impact on the historic site or the historic structure within 30 days after the date the person submits an application for a certificate of approval, the person may begin work on the construction project at the historic site or the historic structure. Provides that certain requirements for an alteration to a historic site or a historic structure do not apply to a construction project that is funded by the federal government.

DIGEST OF SB 381 (Updated February 27, 2018 4:21 pm - DI 84)

Children in need of services. Provides that a child who is: (1) a victim of certain offenses; and (2) unlikely to receive necessary care, treatment, or rehabilitation without the intervention of the court; is a child in need of services. Provides that a child who: (1) lives in the same household as an adult who committed an offense against another child who lives in the household that resulted in a conviction or judgment; or (2) lives in the same household as an adult who has been charged with an offense against another child who lives in the household and is awaiting trial; and is unlikely to receive necessary care, treatment, or rehabilitation without the intervention of the court is a child in need of services.

DIGEST OF SB 386 (Updated March 1, 2018 11:44 am - DI 84)

Financing of flood control improvements. Authorizes the Indianapolis metropolitan development commission (commission), following a written recommendation from the board of public works and approval of the legislative body, to adopt an ordinance designating an area as a flood control improvement district (district) to capture incremental property tax revenue within the district to be used for the construction, replacement, repair, maintenance, or improvement of flood control works. Provides that only special flood hazard property may be included within the boundaries of a district. Defines "special flood hazard property" as property that on January 1, 2018, is situated

in a special flood hazard area as designated by the Federal Emergency Management Agency. Provides that a district may not include any property that is already included in a tax increment financing allocation area. Provides that, before making a recommendation to the commission to establish a district, a board of public works must: (1) establish the boundaries for the district; (2) identify the owners of each parcel of property in the district; (3) create a proposed plan for flood control works within the district; and (4) hold a public hearing on the proposed district. Provides that the fiscal officer of the county shall establish a flood control improvement fund (fund) for each district that is established within the county. Provides that the commission shall administer the fund. Provides that the incremental property tax revenue from a district shall be deposited in the fund and used only for providing flood control works within the boundaries of that district. Provides that the commission may issue bonds payable from the fund for the purpose of construction, replacement, repair, maintenance, or improvement of flood control works. Specifies the types of costs for flood control works that may be funded from a bond issue including reimbursement to the county for expenditures made from the county's storm water fund for flood control works prior to the bond issuance. Provides that, in lieu of issuing bonds, the fiscal body of the county may adopt an ordinance to authorize money in a fund of a district to be applied to reimburse debt service payments made on bonds for which revenue from the county's storm water fund is pledged, if the bonds for which the reimbursements are made were issued solely for the purpose of construction, replacement, repair, maintenance, or improvement of flood control works that are located within the district for which the fund was established. Allows the county to adopt an ordinance to continue distribution and allocation of property taxes after bond maturity, solely for the purpose of maintenance and repair of flood control works within the district for not more than 50 years. Requires a commission to make an annual report to the fiscal body of the county and submit a copy of the report to the department of local government finance.

DIGEST OF SB 387 (Updated March 14, 2018 7:29 pm - DI 110)

Teacher permits, examinations, and salaries. Requires the department of education (department) to post on the department's Internet web site the pass rate of the content area examination for each postsecondary educational institution. Establishes eligibility requirements for a career specialist permit. Provides that, for school years beginning after June 30, 2018, a school corporation may provide a supplemental payment to a teacher in excess of the salary specified in the school corporation's compensation plan if the teacher: (1) is a special education professional; or (2) teaches in the areas of science, technology, engineering, or mathematics. Provides that an elementary teacher may be eligible for a supplemental payment if the teacher earns a master's degree in math, reading, or literacy. (Current law provides that an elementary teacher may be eligible for a supplemental payment if the teacher receives a master's degree in math or in reading and literacy.) Provides that the supplemental payment is not subject to collective bargaining but must be discussed. Provides that the salary increase amount attributed for the academic needs of students in a school corporation may be differentiated among individual teachers as part of a teacher salary scale. Provides that a school corporation may provide differentiated increases or increments for teacher salaries, and in excess of the percentage established for certain factors used to determine teacher salary increases or increments, in order to reduce the gap between the school corporation's minimum teacher salary and the average of the school corporation's

minimum and maximum teacher salaries. Provides that, before November 1, 2018, the department shall issue a request for proposals for an educator licensing examination, which must include accessible examination preparation resources that are aligned with the educator licensing examination. Provides that the department shall prepare and submit a report that includes: (1) a list and description of each examination available in Indiana that is or could be used for teacher licensing; and (2) whether the individual taking the examination is responsible for paying the cost of the examination. Requires the state board of education to submit to the legislative council memorandums and reports provided by the technical advisory committee to the state board regarding educator licensing examinations. Requires the department to provide a notice to each school corporation regarding the changes in this act to the career specialist permit requirements and to the laws regarding teacher salaries.

DIGEST OF SB 392 (Updated March 14, 2018 10:56 pm - DI 75)

Local government matters. Establishes a process to: (1) divide and transfer land that is owned by a county, city, or town; and (2) assess the value of land that a county, city, or town owns that the county, city, or town has divided and transferred to an adjacent property owner. Provides that, in a tax sale, a county executive may include any costs directly attributable to the county in the price for the sale of a certificate of sale. Amends the law exempting a county executive or a town legislative body from giving notice of a meeting if the meeting concerns routine administrative functions. Provides that if a public record is in an electronic format, a state or local government agency (excluding the office of the county recorder) shall provide an electronic copy or a paper copy of the public record, at the option of the person making the request for the public record. Prohibits, with certain exceptions, a state or local government agency from charging a fee for providing a public record by electronic mail. Makes conforming changes.

DIGEST OF SB 393 (Updated March 6, 2018 4:15 pm - DI 84)

Safety notice of advanced structural buildings. Requires an individual applying for a building permit issued by a city, town, or county for a Class 1 or Class 2 structure after June 30, 2018, to disclose the use of advanced structural components on the building permit application. Requires the city, town, or county building commissioner to notify the local fire department and local 911 call center of a Class 1 or Class 2 structure's use of advanced structural components not later than 90 days after issuing a building permit. Directs a 911 telephone call center to maintain and relay information contained in a qualifying property's notification and received by the 911 telephone call center. Prohibits the fire prevention and building safety commission (commission) or a state agency from adopting rules requiring the installation of an automatic fire sprinkler system. Prohibits a political subdivision from adopting an ordinance or other regulation requiring the installation of an automatic fire sprinkler system. Requires that the commission adopt rules to replace the current statewide residential code before January 1, 2020. Provides that if the commission uses a national code as part of the adoption of the statewide residential code, the commission shall amend the national code as a condition of the adoption of the code. Requires the commission to submit a report to the general assembly by January 1, 2019 regarding the commission's work related to the adoption of a replacement statewide residential code.

DIGEST OF SB 402 (Updated March 1, 2018 11:55 am - DI 84)

Juvenile reports. Requires certain reports concerning juveniles be provided at least 48 hours before a hearing.

DIGEST OF SB 404 (Updated February 27, 2018 4:25 pm - DI 84)

Operating while intoxicated. Removes the minimum age requirement for a person to be convicted of operating a vehicle while intoxicated causing death, and specifies that the defense to certain operating while intoxicated offenses involving the use of a controlled substance only applies if the defendant consumed the controlled substance in accordance with a valid prescription.

DIGEST OF SB 410 (Updated March 7, 2018 3:29 pm - DI 84)

Advanced practice registered nurses. Replaces the term "advanced practice nurse" with "advanced practice registered nurse" throughout the Indiana Code. Requires the Indiana state board of nursing to adopt rules concerning educational and certification requirements that an advanced practice registered nurse must meet to be authorized to prescribe drugs.

DIGEST OF SB 411 (Updated March 1, 2018 11:56 am - DI 84)

Distressed utilities. Amends a provision in the statute concerning the acquisition of distressed water or wastewater utilities to require that, upon filing a petition with the utility regulatory commission (IURC) to include the cost differentials of the transaction as part of the acquiring utility company's rate base, the acquiring utility company must provide notice to its customers that the petition has been filed. (Current law requires the acquiring utility company to provide notice to its customers if the proposed acquisition will increase the utility company's rates by an amount that is greater than 1% of the utility company's base annual revenue.) Amends a provision in the statute concerning the sale or disposition of nonsurplus municipally owned utility property to provide that in determining whether the sale or disposition according to the parties' proposed terms and conditions is in the public interest, the IURC shall accept as reasonable the valuation of the property as determined through an appraisal and review made under the procedures set forth in the statute.

DIGEST OF SB 419 (Updated March 14, 2018 8:08 pm - DI 110)

Professional and occupational licenses. Provides that an agency or political subdivision may require verification of an individual's eligibility for a professional or occupational license, by requiring the individual to verify under penalty of perjury that the individual is: (1) authorized by the federal government to work in the United States; and (2) executing the verification only for the purpose of applying for a professional or occupational license issued by the state agency or political subdivision. Provides that an individual who is authorized by the federal government to work in the United States is eligible for a professional or occupational license issued by a state agency or political subdivision if the individual meets all the requirements, other than the

requirement under 8 USC 1621(a), to obtain or renew the professional or occupational license. Provides that a unit does not have the power to license, register, or certify a person to practice the person's profession or occupation within the unit if the occupation or profession is subject to licensure, registration, or certification under the Indiana Code. Provides that this prohibition does not apply to: (1) registration for particular projects for the alteration, construction, demolition, or repair of a building or other work on real property required under an ordinance or rule adopted under local government law; (2) the ability to revoke, suspend, or impose additional conditions on a permit or registration previously given if the person holding the permit or registered has performed substandard work or has otherwise violated any condition of the permit or registration; or (3) when the unit determines the establishment and enforcement of health and safety standards for the occupation or profession is appropriate and necessary to protect the public.

DIGEST OF SB 421 (Updated March 14, 2018 11:19 am - DI 104)

Assisted living services. Requires the office of Medicaid policy and planning (office) to reimburse for assisted living services provided to a Medicaid waiver recipient who is aged or disabled when the service is provided by a residential care facility or a housing with services establishment. Allows for Medicaid reimbursement for any home and community based services provided to a Medicaid recipient beginning on the date of the individual's application. Sets forth requirements and limitations concerning assisted living services provided in a home and community based services setting. Requires the office to implement a process for and resume enrollment of a provider with specialized and secure settings to become a provider under a home and community based service program. Sets forth timing requirements for the division of aging to issue written findings after inspections for compliance with home and community based service requirements.

DIGEST OF SB 428 (Updated March 1, 2018 3:34 pm - DI 84)

Department of child services. Requires the department of child services (department) to describe in a child's case plan any efforts made by the department to coordinate with school officials in developing the case plan, if efforts to coordinate with school officials are made. Requires the department to provide information to the court to be made part of the court record if the department receives information that indicates that a parent, guardian, or custodian may have violated a dispositional order.

DIGEST OF SB 431 (Updated March 6, 2018 4:21 pm - DI 84)

Immunity for reports of suspected abuse or neglect. Provides immunity from civil and criminal liability for: (1) a person who assists with or participates; and (2) a health care provider who provides professional intervention; in an investigation by the department of child services resulting from a report that a child may be a victim of child abuse or neglect. Provides that the immunity provisions do not apply (1) to actions brought against qualified health care providers for medical malpractice; or (2) for a person who has acted with gross negligence or willful or wanton misconduct. Provides that: (1) an adult protective services unit conducting an investigation; or (2) a department of child services (department) caseworker conducting an

assessment; who observes, or has reason to believe, that an animal is a victim of animal cruelty, abandonment, or neglect may make a report to the local law enforcement agency or local animal control officer. Provides that: (1) an adult protective services unit; or (2) a department caseworker; who makes a report of animal cruelty, abandonment, or neglect is immune from civil and criminal liability. Makes conforming amendments.

DIGEST OF SB 436 (Updated March 6, 2018 4:23 pm - DI 84)

Action for contribution by railroad entities. Creates a right of action for contribution by a railroad entity against another person or entity that is not an employee of the railroad entity for claims that arise under the Federal Employers' Liability Act. Provides that, if a railroad entity enforces a right of contribution in the original action brought against the railroad entity, the plaintiff in the original action has the right to seek bifurcation of the plaintiff's claim, and have the plaintiff's claim heard in advance of the contribution claim of the railroad entity.

DIGEST OF SB 438 (Updated March 1, 2018 3:27 pm - DI 84)

Study committee of state agency management. Urges the legislative council to assign to the appropriate interim study committee the task of studying issues relating to effective legislative oversight, including: (1) modernization of state government reporting framework to integrate financial, performance, and enterprise risk management; and (2) establishment of periodic and systematic performance reviews of state programs to ensure that state programs are implemented and administered efficiently, effectively, and in a manner consistent with legislative intent. Urges the legislative council to assign to the appropriate interim study committee the task of studying issues relating to the benefits of implementing internal control procedures for state government that ensure verification of the number of work hours reported or billed by state contractors or state employees.

2018 SPECIAL SESSION BILLS

DIGEST OF HB 1230 (Updated May 14, 2018 9:53 am - DI 84)

School safety. (This proposed legislation does the following: (1) Sets forth the text of CC123010 adopted by the Senate on March 14, 2018. (2) Makes technical corrections.) Provides that curriculum for the school safety specialist training and certification program must include training in identifying, preventing, and intervening in actions by a person who is present on school property with the intent to harm another person. Allows charter schools and accredited nonpublic schools to elect to comply with certain laws regarding school safety specialists, school safety plans, and safe school committees. Provides that, on or before December 1, 2018, and periodically thereafter, the secured school safety board shall conduct a review and submit a report to the legislative council. Provides that the report: (1) must provide an overview of the current status of school safety across the state; and (2) may make recommendations to improve the safety of elementary and secondary school students. Provides that a school corporation, a charter school, or a coalition of public schools applying jointly may receive an advance from the common school fund in order to make improvements to school security. Provides that the state

board of education (state board), in consultation with the secured school safety board, shall administer the program. Provides that the total amount of advances that the state board may make during the state biennium beginning July 1, 2017, and ending June 30, 2019, may not exceed \$35,000,000. Provides that the state board of finance shall periodically establish the rate or rates of interest payable on advances made as long as the established interest rate or rates are not less than 1% and do not exceed 4%. Provides that the term of the advance may not exceed 10 years after the date of the advance. Provides that the maximum amount of the advance that the state board may approve is the lesser of: (1) \$500,000 for a school corporation or charter school; or (2) the amount needed to cover costs approved by the secured school safety board that are in excess of the amount awarded by the secured school safety board and the amount committed as a match by the school corporation or charter school (or coalition of public schools filing jointly) that applied for the secured school fund matching grant. Provides that a charter school may provide the state board with an adequate security interest for the repayment of an advance made to the charter school. Provides that a school corporation may levy a property tax for its debt service fund and transfer those revenues to the school corporation's general fund (before January 1, 2019) or education fund (after December 31, 2018). Requires the department of education (department) to maintain a link on the department's Internet web site providing parents and school officials with resources or best practices regarding the prevention and reporting of bullying and cyberbullying. Requires the state board and school corporations to maintain an Internet link to the department's Internet web site on their Internet web sites. Requires the department to maintain a link on the department's Internet web site regarding the identification and reporting of human trafficking. Requires certain employees of a school corporation or an accredited nonpublic school to receive at least one hour of inservice training every two years pertaining to the identification and reporting of human trafficking. Provides that a school corporation's disciplinary rules pertaining to bullying must prohibit bullying through the use of data or computer software that is accessed through a computer or through a cellular telephone or other wireless or cellular communications device. (Current law provides that a school corporation's disciplinary rules pertaining to bullying must prohibit bullying through the use of data or computer software that is accessed through a computer.) Requires the department to conduct a statewide needs assessment survey concerning student service providers and how schools are addressing the social and emotional needs of students. Requires each charter school and accredited nonpublic school to: (1) adopt a local school safety and emergency plan; and (2) provide a copy of the floor plans for each building located on the school's property to the law enforcement agency and the fire department that have jurisdiction over the school. Provides that a school that has one or more employees may barricade or block a door for a period not to exceed three minutes in the event of an unplanned fire alarm activation in order for a designated school official to investigate the alarm. Provides that the period may be extended in the event that an active shooter has been verified to be on the school's property. Provides that not later than August 1, 2019, an audit should be conducted for each school corporation that includes a review of each school's safety plan and an onsite review of the school corporation. Provides that the department's division of school building physical security and safety (division) is primarily responsible for overseeing the audits. Provides that the division may request the voluntary assistance of the department of homeland security, the state police department, and any appropriate state or local law enforcement agency necessary to complete the audits. Provides that, with the approval of the governor and the budget agency, the amount appropriated by HEA 1001-2017 for the Indiana

safe schools fund for the state fiscal year beginning July 1, 2018, and ending June 30, 2019, may be augmented from the state general fund in an amount specified by the budget agency, but not to exceed \$1,000,000 and the Indiana criminal justice institute shall transfer an amount equal to the amount augmented by the budget agency to the department for the purpose of providing training to school safety specialists and conducting the audits. Provides that, not later than August 1, 2019, each charter school authorizer, in consultation with the division, shall conduct an audit of the charter school's safety plan for each charter school authorized by the authorizer. Provides that, on or before August 1, 2018, the state fire marshal, in consultation with the department, shall send written guidance to each school that has one or more employees that describes how a school may apply current fire safety requirements for an unplanned fire alarm activation in order to provide security to students and school staff in the event of a potential manmade disaster situation. Provides that, with the approval of the governor and the budget agency, the amount appropriated by HEA 1001-2017 for the Indiana secured school fund may be augmented from the state general fund in an amount not to exceed \$5,000,000.

DIGEST OF HB 1242 (Updated May 14, 2018 10:08 am - DI 84)

State and local administration. (This proposed legislation does the following: (1) Sets forth the text of CC024205 adopted by the Senate on March 14, 2018. (2) Reconciles the text of CC024205 with the text of HEA 1374 (P.L.189-2018) in SECTION 8. (3) Reconciles the text of CC024205 with the text of the 2018 technical corrections bill (P.L.86-2018) in SECTIONS 8, 11, 12, and 13. (4) Makes a technical correction in SECTION 22. (5) Reconciles the text of CC024205 with the text of HEA 1323 (P.L.188-2018) in SECTION 27.) Provides that the lottery commission must obtain a tax clearance statement from the department of state revenue (DOR) for a retailer before the lottery commission may enter into a contract with that retailer. Repeals the riverboat admissions tax provisions scheduled to expire July 1, 2018. Reorganizes the supplemental wagering tax law. Specifies that gaming activity information shall be reported to the gaming commission daily. Provides that taxes withheld from riverboat and racino winnings are due on a monthly basis rather than the day after the winnings are paid. Changes reporting and remitting requirements of the slot machine wagering tax. Repeals the establishment of an investment product for the public employee deferred compensation plan and an alternative investment program for the annuity savings account of public employee retirement plans. Eliminates the maritime opportunity district property tax deduction for new manufacturing equipment installed in a district after June 30, 2018. Provides a sales tax exemption for certain property purchased and used by a person that manufactures hot mix asphalt at an asphalt plant. Provides that the DOR may require that certain information be provided or updated before the issuance or renewal of a registered retail merchant's certificate. Delays until July 1, 2019, the effective date of provisions concerning the sales taxation of the renting of rooms, lodgings, and accommodations for which a facilitator accepts payment. Makes various changes to the state income tax laws, including the calculation of income tax rates when two different rates are in effect during the taxpayer's taxable year, tax due dates, refund claims, and income tax preparer requirements. Provides that the reduced tax rate for a corporation in a qualified military enhancement area applies only to a corporation that locates all or part of its operations in an area before January 1, 2019, and that the rate is equal to the lesser of 5% or the corporate tax rate that would otherwise apply. Provides that in the case of a project that includes, as part of the project,

the use and repurposing of two or more buildings and structures that are: (1) at least 75 years old; and (2) located at a site at which manufacturing previously occurred over a period of at least 75 years; a pass through entity may allocate an industrial recovery tax credit among its partners, beneficiaries, or members of the pass through entity as provided by written agreement. Requires state and local employees, contractors, and subcontractors whose duties include access to confidential tax information to submit to and update background checks. Authorizes Vigo County to adopt a county food and beverage tax. Provides that the tax rate may not exceed 1%. Specifies that the revenue from the tax shall be distributed to the capital improvement board and may be used by the board only for the acquisition, construction, improvement, maintenance, or financing of the following: (1) A convention center. (2) A facility that is used or will be used principally for convention or tourism related events or the arts. (3) Wayfinding improvements. Requires the construction or improvements to be made after June 30, 2018. (4) To pay the principal and interest on bonds issued to finance one of these purposes. Specifies that the tax expires December 31, 2043. Requires each redevelopment commission to annually present certain information for the governing bodies of all taxing units that have territory within an allocation area of the redevelopment commission. Provides that the presentation shall be made at a meeting of the redevelopment commission and must include certain information. Provides that the governing body of such a taxing unit may request that a member of the redevelopment commission appear before the governing body at a public meeting of the governing body. Requires, for a territory that was annexed by a municipality after June 1, 1976, and before March 4, 1988, one-half of the property taxes attributable to property taxes imposed by the park and recreation district on property that is within the annexed territory to be transferred to the annexing municipality's parks and recreation department. Makes technical corrections.

DIGEST OF HB 1315 (Updated May 14, 2018 12:21 pm - DI 84)

School corporation financial management. (This proposed legislation sets forth the text of CC131505 filed in the house of representatives and the senate.) Allows the distressed unit appeal board (DUAB) to delegate board authority, duties, and responsibilities to the DUAB executive director by resolution of the board. Allows the DUAB to adopt rules. Requires the attorney general to represent a member of the distressed unit appeal board, a member of the fiscal management board, an emergency manager, a chief financial officer, or a chief academic officer if the individual requests the representation. Specifies restrictions on school corporations that are designated distressed. Specifies that waivers regarding the allocation of protected taxes apply only to distressed school corporations and not other distressed units. Authorizes the emergency manager of a distressed school corporation to cancel any employee's contract or terminate an employee's employment as part of a reduction in force. Provides that notification for a reduction in force of: (1) certificated employees may be delivered after September 30 and before November 1 of the contract year; and (2) noncertificated employees may be delivered at any time. Specifies that the maximum reduction in force of certificated employees under this provision may not exceed 5% of the full-time equivalency for all employees for the school corporation as of September 1. Requires the emergency manager to provide any certificated employee whose contract is being canceled with notice at least 90 days before the effective date of the cancellation. Permits only the emergency manager to petition the DUAB to terminate a political subdivision's distressed status. Makes changes concerning the Gary Community School

Corporation and its operation. Converts the Gary Community School Corporation's governing board to an advisory board. Provides that the advisory board may not hold a public meeting more often than once every three months. Provides that the advisory board may hold additional meetings that are authorized as executive sessions under the open door law. Specifies that the advisory board may vote to fill vacancies, select officers, and make appointments of the advisory board. Deletes from current law the requirements: (1) that the emergency manager for the Gary Community School Corporation must consult with the fiscal management board and the governing body; and (2) that the emergency manager for the Gary Community School Corporation must consult with the mayor, the fiscal management board, and the governing body when developing the school corporation's annual budget and developing a financial plan, and provides that the emergency manager shall consider any recommendations from these entities. Requires the chief financial officer and chief academic officer to submit a quarterly report to the advisory board. Provides that when the emergency manager submits the school corporation's proposed annual budget to the distressed unit appeal board, the emergency manager shall provide copies of the proposed annual budget to the fiscal management board and the advisory board. Removes the laws concerning the Muncie Community school corporation being a fiscally impaired school corporation. Permits the Ball State University board of trustees to adopt a resolution to govern the Muncie Community school corporation using a newly appointed seven member governing body. Requires certain members of the governing body to reside in the Muncie Community school corporation district. Specifies that the governing body serving on June 30, 2018, shall become on July 1, 2018, an advisory board to the governing body appointed by the President and board of trustees of Ball State University. Requires the governing body to engage academically innovative strategies. Specifies that only certain laws in IC 20 will apply to the Muncie Community school corporation. Specifies other conditions. Provides that during the period beginning July 1, 2018, and ending June 30, 2020, the DUAB may provide financial support to the Muncie Community school corporation in an amount that does not exceed the amount of compensation that would have been provided to an emergency manager of the school corporation if the school corporation had retained the designation of a distressed political subdivision (but not more than \$1,000,000). Permits the DUAB to recommend to the state board of finance that the state board of finance make an interest free loan to the Muncie Community school corporation. Establishes a fiscal and qualitative indicators committee (committee) to make determinations about the fiscal and qualitative factors to be used in analyzing the financial condition of school corporations. Specifies certain factors that may be used. Requires the committee to make determinations about the presentation of the factors to the public and the frequency of updates. Requires the DUAB to present school financial condition information on its Internet web site or the management performance hub Internet web site. Sets minimum standards for presenting the information. Requires the committee to publish before January 1, 2019, the fiscal and qualitative indicators for each school corporation on the DUAB's Internet web site or the management performance hub's Internet web site. Requires the DUAB executive director to present a report to the state budget committee concerning the processes that will be used by the DUAB and the executive director to do the following: (1) Identify school corporations that demonstrate signs of financial distress. (2) Determine when a corrective action plan is necessary for a school corporation. (3) Determine the conditions that must be satisfied before a school corporation will no longer be subject to a corrective action plan and will be considered as financially healthy. Provides that before June 1, 2019, the executive director shall

prepare and submit to the DUAB an initial report identifying those school corporations for which a corrective action plan may be appropriate, based on the fiscal and qualitative indicators. Requires the DUAB to consider the report and make a determination concerning which school corporations the executive director shall contact for purposes of conducting an assessment of the school corporation's financial condition. Provides that if the DUAB makes a determination that a corrective action plan is necessary for the school corporation, the DUAB shall notify the governing body and the superintendent of the school corporation that the school corporation must develop and submit a corrective action plan within 90 days. Provides that upon the request of a school corporation that is required to submit a corrective action plan, the executive director and other appropriate state departments and agencies shall assist the school corporation in developing the corrective action plan and provide technical assistance to the school corporation. Specifies that the DUAB shall place the school corporation on a watch list if: (1) the executive director determines that the school corporation is not in compliance with the school corporation's corrective action plan; (2) the executive director notifies the superintendent and governing body of the school corporation that the school corporation is not in compliance with the school corporation's corrective action plan and the school corporation must achieve compliance with the school corporation's corrective action plan within a period specified by the executive director; and (3) the executive director determines that the school corporation has not achieved compliance with the school corporation's corrective action plan within that period. Provides that all reports, correspondence, and other records related to a school corporation's corrective action plan and the placement of a school corporation on the watch list are excepted from public disclosure at the discretion of the DUAB or the school corporation unless and until the school corporation is placed on the watch list and the state budget committee has reviewed the school corporation's placement on the watch list. Specifies that the DUAB shall hold executive sessions to consider reports related to a school corporation's corrective action plan. Amends the definition of "deficit financing" for a budget year to mean, in the case of any distressed school corporation, the Gary Community School Corporation, or the Muncie Community school corporation: (1) actual expenditures; plus (2) additional payments against any outstanding debt obligations; exceeding the employer's current year actual education fund revenue. Provides that until June 30, 2018, the governing body of Gary schools, rather than the emergency manager, shall exercise the power to fill a vacancy on the governing body and make appointments on behalf of the governing body. Resolves conflicts. Makes technical corrections.

DIGEST OF HB 1316 (Updated May 14, 2018 10:36 am - DI 84)

Taxes and higher education bonding. (This proposed legislation does the following: (1) Sets forth the text of CC131604 adopted by the senate on March 14, 2018. (2) Reconciles the text of CC131604 with the text of the 2018 technical corrections bill (P.L.86-2018) in SECTIONS 2, 5, and 6. (3) Revises the provisions concerning income under Section 965 of the Internal Revenue Code, based on recent guidance from the Internal Revenue Service. (4) Adds the provisions concerning the waiver of interest and penalties if the general assembly enacts a change in a listed tax for a tax period that increases a taxpayer's tax liability after the due date for that listed tax and tax period.) Provides a sales tax exemption for sales of the following property by a public library (or a charitable organization formed to support a public library): (1) Items in the library's circulated and publicly available collections, including items from the library's holdings. (2)

Items that would typically be included in the library's circulated and publicly available collections and that are donated by individuals or organizations to a public library (or to a charitable organization formed to support a public library). Provides that a taxpayer that is entitled to one or more specified economic development tax credits for the 2017 taxable year may elect to carry forward all or any portion of those credits and instead apply the tax credits in the 2018 taxable year. Requires a taxpayer to make an election in order to carry forward the tax credit. Makes changes to the state income tax laws to conform in part to the latest version of the Internal Revenue Code (IRC), to modify the net operating loss carryover period, the earned income tax credit, and the interest expense deduction. Adds a deduction for certain contributions to capital under Section 118 of the IRC. Provides that the department of revenue may waive interest and penalties if the general assembly enacts a change in a listed tax for a tax period that increases a taxpayer's tax liability for that listed tax after the due date for that listed tax and tax period. Specifies that such a waiver shall apply only to the extent of the increase in tax liability and only for a period not exceeding 60 days after the change is enacted. Provides that in 2018, the state income tax credit for contributions to a college choice 529 education savings plan (529 plan) that will be used to pay for qualified K-12 education expenses is equal to the lesser of: (A) \$500; or (B) 10% multiplied by the amount of the total contributions that will be used to pay for qualified K-12 education expenses. Provides that the credit for all contributions is subject to the \$1,000 overall annual limit in existing law. Provides that in 2019 and thereafter, contributions to a 529 plan that will be used to pay for qualified K-12 education expenses are eligible for the 20% credit (but are subject to the \$1,000 overall annual limit in existing law). Provides that qualified K-12 education expenses means expenses that are for tuition in connection with enrollment or attendance at an elementary or secondary public, private, or religious school located in Indiana and are permitted under Section 529 of the Internal Revenue Code. Provides that beginning in 2019 a person making a contribution to or a withdrawal from a 529 plan must designate whether the contribution or withdrawal will be used for higher education or K-12 purposes (qualified purposes include tuition in connection with enrollment or attendance at an elementary or secondary public, private, or religious school located in Indiana). Provides that the credit does not apply to money that is credited to the 529 plan and then transferred to an ABLE account. Changes the date that the trustees of certain state educational institutions may issue and sell certain bonds authorized in the 2017 budget bill. Makes technical corrections.

DIGEST OF HB 1457 (Updated May 14, 2018 10:38 am - DI 84)

Technical corrections. Makes corrections to certain statutes amended or added to the Indiana Code in 2018. Reconciles certain statutes amended by the following combinations of 2018 bills: (1) HEA 1374 and HEA 1065. (2) HEA 1356, HEA 1426, and HEA 1314. (3) HEA 1003 and HEA 1426. (4) SEA 387 and HEA 1420. (5) HEA 1420 and HEA 1426. (6) HEA 1074 and HEA 1420. (7) SEA 224 and HEA 1007. (8) HEA 1031 and SEA 247. (9) HEA 1270 and HEA 1359. (10) HEA 1270 and SEA 203. Specifies the general assembly's intent to repeal the affected statute in resolving repeal/amend conflicts involving the following combinations of 2018 bills: (1) HEA 1003, HEA 1288, and HEA 1262. (2) HEA 1065 and HEA 1374. Specifies that the general assembly intends for IC 8-1-30.7, IC 22-4.5-9, and IC 33-38-15 to expire as provided by current law notwithstanding the amendments to certain statutes within those chapters made by HEA 1374, HEA 1003, and SEA 238, respectively.

