

## **2020 SESSION - DIGEST OF ENACTMENTS**

### **DIGEST OF HB 1002 (Updated March 2, 2020 3:23 pm - DI 133)**

Teacher evaluations. Removes the requirement that a school corporation's annual performance evaluation plan must be based, in part, on objective measures of student achievement. Authorizes the state board of education to adopt emergency rules. Makes conforming amendments. Makes technical corrections.

### **DIGEST OF HB 1003 (Updated March 11, 2020 6:30 pm - DI 116)**

Education matters. Provides that the state board of education (state board) shall determine the timing, frequency, and method of certain teacher training requirements, including whether the training should be required for purposes of obtaining or renewing a license or as part of the completion requirements for a teacher preparation program. Provides that the following apply to nonpublic schools accredited by a national or regional accrediting agency recognized by the state board: (1) Indiana secured school fund provisions. (2) Certain sale of school building provisions. (3) Certain textbook assistance provisions. Changes a provision concerning waivers from postsecondary readiness competency requirements that references "nonaccredited nonpublic school" to "nonaccredited nonpublic school that has less than one employee". Provides that the state board and the governing body of a school corporation or nonpublic school may not enter into, renew, or otherwise extend a contract to establish a freeway school after June 30, 2020. Provides that provisions relating to the establishment and administration of freeway schools expire July 1, 2025. Establishes new requirements to accredit a public or private school in Indiana. Provides that the state board may grant an application by a school or group of schools that requests to waive compliance with certain statutes or rules. Requires the state board to annually prepare a report that includes certain information regarding compliance waiver requests and provide the report to the general assembly. Provides that a school corporation may publish in a local newspaper a summary of the annual performance report with a description of how to find and view the full annual performance report on the Internet in lieu of publishing the whole annual performance report. Provides that a school corporation may publish in a local newspaper a summary of the annual financial report with a description of how to find and view the full annual financial report on the Internet in lieu of publishing the whole annual financial report. Repeals a provision that requires the state board to implement a system of recognizing certain education programs of nonpublic schools. Repeals: (1) a provision relating to performance based school accreditation; (2) a provision pertaining to school improvement plans; and (3) a provision pertaining to the recognition of educational programs of nonpublic schools. Makes conforming amendments and technical corrections.

### **DIGEST OF HB 1004 (Updated March 12, 2020 12:13 am - DI 104)**

Health matters. States that the office of the secretary of family and social services and a managed care organization may not prohibit a provider from participating in another insurance network.

Defines "weighted average negotiated charge" and requires the weighted average negotiated charge per service per provider type for Medicaid to be reported by hospitals and ambulatory outpatient surgical centers. Requires certain health care providers, beginning July 1, 2021, to provide a good faith estimate to individuals of the price for nonemergency health care services to be provided to the individual by the health care provider and sets forth requirements. Allows an individual to request a good faith estimate from a health care provider for the total price for nonemergency services that have been ordered, scheduled, or referred. and requires the health care provider to provide the good faith estimate. Sets forth requirements for the good faith estimate. Provides that an out of network practitioner who provides health care services to a covered individual in an in network facility may not charge more for the health care services provided to a covered individual than allowed according to the rate or amount of compensation established by the covered individual's network plan unless: (1) at least five days before the health care services are scheduled to be provided, the covered individual is provided a statement that: (A) informs the covered individual that the facility or practitioner intends to charge more than allowed under the network plan; and (B) sets forth an estimate of the charge; and (2) the covered individual signs the statement, signifying the covered individual's consent to the charge. Sets forth notice requirements. Sets forth provisions that a physician noncompete agreement must include in order to be enforceable. Provides for information and notification that an employer must give to a physician who leaves the employment of the provider. Allows an individual to request from a health carrier a good faith estimate of the amount of the cost of nonemergency health care services that the health carrier will pay for or reimburse and the applicable benefit limitations of the nonemergency health care service. Sets forth requirements of a good faith estimate by a health carrier and sets penalties for violations.

DIGEST OF HB 1006 (Updated March 11, 2020 9:20 pm - DI 123)

Minimum age to marry and emancipation of minors. Specifies that an "adult" is: (1) a person at least eighteen years of age; or (2) a: (A) married minor who is at least sixteen years of age; or (B) minor that has been completely emancipated by a court; for the purpose of marriage. Raises the minimum age to marry from 15 years of age to 16 years of age. Provides that an individual 16 or 17 years of age may marry only if: (1) the individual's intended spouse is not more than four years older than the individual; (2) a juvenile court has issued an order allowing the individual to marry; and (3) the individual: (A) completes any premarital counseling required under the order; (B) applies for a marriage license not earlier than 15 days after the order is issued; and (C) includes a certified copy of the order with the individual's application for a marriage license. Repeals provisions requiring an individual less than 18 years of age to obtain consent to marry from the individual's parent or guardian. Specifies a process an individual 16 or 17 years of age must follow to petition a juvenile court for an order allowing the individual to marry, and specifies conditions necessary for approval of the petition and conditions requiring denial of the petition. Provides that a court that issues an order allowing an individual at least 16 years of age to marry must also issue an order completely emancipating the individual. Amends the list of records or documents an individual may submit to a court clerk as proof of the individual's date of birth for purposes of applying for a marriage license. Amends the law regarding petitions by

minors for emancipation as follows: (1) Provides that a court hearing a minor's petition for emancipation must appoint a guardian ad litem for the minor. (2) Provides that the guardian ad litem shall investigate the statements contained in the minor's petition and file a report of the investigation with the court. (3) Provides that a court may grant a minor's petition for emancipation only if the court finds that emancipation is in the child's best interests. (4) Provides that if the court completely emancipates the child: (A) the child has all the rights and responsibilities of an adult; and (B) the emancipation order may not specify terms of emancipation. Provides that an emancipated child remains subject to: (1) Indiana law concerning minimum age for marriage; and (2) other specific constitutional and statutory age requirements applicable to the emancipated child because of the emancipated child's age. Makes conforming amendments.

DIGEST OF HB 1007 (Updated January 23, 2020 3:43 pm - DI 133)

Fiscal matters. Adds several standard provisions to the sports wagering fund. Repeals a provision requiring review by the budget committee of certain agreements or extensions of agreements entered into by the Indiana finance authority or the state. Appropriates money from the state general fund for various projects of Indiana's state educational institutions.

DIGEST OF HB 1009 (Updated February 24, 2020 4:00 pm - DI 135)

Various welfare matters. Provides that money earned by a child or a member of the child's family as a student participating in a paid internship, a work based learning course, or a paid postsecondary work experience that allows the individual to apply for a related apprenticeship is: (1) disregarded for purposes of determining eligibility for assistance or the amount of assistance for a child under the federal Temporary Assistance for Needy Families (TANF) program and the Supplemental Nutrition Assistance Program (SNAP); (2) disregarded for certain Medicaid category populations in determining eligibility for Medicaid; and (3) factored by applying a reasonable method to include a prorated portion of reasonably predictable future income in determining Medicaid eligibility for certain Medicaid category populations. Specifies that income earned by an individual employed in a temporary job as a census worker is not counted for purposes of: (1) TANF; (2) SNAP; (3) Medicaid; (4) a school lunch program; and (5) determining eligibility for certain scholarships, grants, or awards. Changes the amount of equity value in a motor vehicle disregarded for purposes of eligibility in the TANF program from \$5,000 to \$10,000.

DIGEST OF HB 1014 (Updated March 11, 2020 10:29 am - DI 129)

State museum and historic sites corporation. Specifies that a memorandum of understanding between the chief executive officer of the Indiana state museum and historic sites corporation (corporation) and a nonprofit organization that supports a specific state historic site may not include certain restrictions on the fundraising activities of the nonprofit organization and certain operations of the nonprofit organization. Requires the corporation to return certain donor

restricted funds to a nonprofit organization if the funds are not used for a donor's specified use in a historic site project.

DIGEST OF HB 1015 (Updated March 2, 2020 6:15 pm - DI 133)

Rights of professional firefighters. Provides that a full-time, paid, nonprobationary firefighter has certain minimum protections in addition to any protections provided by contract or other law with regard to the following: (1) The conduct of an interview of the firefighter by the fire department (department) regarding a complaint or internal investigation. (2) The giving of notice by the department to the firefighter of a personnel reassignment, personnel action, or disciplinary action. (3) The disclosure of the firefighter's personal financial information for purposes of a personnel assignment or action. (4) The firefighter's engagement in or refusal to engage in political activity. (Currently these statutes apply only to police officers and police departments.) Repeals a provision that makes the provisions applicable only to police officers.

DIGEST OF HB 1022 (Updated March 10, 2020 10:15 pm - DI 75)

Panhandling. Provides that a person who panhandles within 50 feet of: (1) the entrance or exit to a bank, business, or restaurant; (2) the location where a financial transaction occurs; or (3) a public monument; commits the offense of panhandling, a Class C misdemeanor. Provides that a person who knowingly or intentionally panhandles regardless of the time of day commits panhandling, a Class C misdemeanor. (Current law limits the time period of the offense to after sunset and before sunrise.) Defines "financial transaction" and "public monument".

DIGEST OF HB 1032 (Updated February 25, 2020 4:45 pm - DI 135)

Interfering with public safety. Renames the offense of "interfering with law enforcement" to "interfering with public safety", and provides that a person who enters a marked off area after having been denied entry by an emergency medical services provider commits interfering with public safety. (Under current law, the offense is only committed if the person is denied entry by a law enforcement officer.)

DIGEST OF HB 1043 (Updated March 2, 2020 6:16 pm - DI 133)

Firefighters and police officers. Provides that a political subdivision served by a volunteer fire department may make contributions to the public employees' defined contribution plan for the members of the volunteer fire department in an amount determined by the governing body of the political subdivision. Provides that a unit's obligation to provide insurance coverage for a volunteer firefighter or member of an emergency medical services personnel supersedes the obligation of another medical insurance carrier. Increases the maximum age for police officers to begin membership in the 1977 police officers' and firefighters' pension and disability fund from 35 to 39 years of age.

DIGEST OF HB 1045 (Updated March 11, 2020 6:46 pm - DI 123)

Honor and Remember flag. Allows the Honor and Remember flag to be displayed at each state office building, the Indiana veterans' cemetery, and each veterans cemetery managed by the Indiana department of veterans' affairs. Provides that the Honor and Remember flag may be annually displayed during the month of May. Allows the Honor and Remember flag to be displayed at any time by certain entities.

DIGEST OF HB 1047 (Updated February 24, 2020 4:00 pm - DI 135)

Justice reinvestment advisory council. Specifies the purpose and certain duties of the justice reinvestment advisory council, including the duty to study jail overcrowding, and adds additional members, including members of the Indiana evidence based decision making initiative (which is a partnership between state and local criminal justice stakeholders). Makes a technical correction.

DIGEST OF HB 1049 (Updated February 27, 2020 4:04 pm - DI 135)

Business associations. Amends the statute governing franchises as follows: (1) Specifies that the exemption from certain requirements of the statute that applies to a franchisor that sells no more than one franchise in any 24 month period applies with respect to the number of franchises sold by the franchisor in Indiana. (Current law does not specify where the franchise sales must have occurred in the 24 month period.) (2) Requires a person with a registered franchise to notify the securities commissioner (commissioner) of any material change in the information set forth in the person's required disclosure statement not later than 30 days after the occurrence of the event constituting the change, and sets forth specific events that constitute a material change. (3) Provides that the registration of a franchise with the commissioner is renewed at the time the registration would have expired unless the franchisor requests an earlier renewal date. (Current law does not allow for a franchisor to request an earlier renewal date.) (4) Provides that if a franchise registration form or registration renewal form is denied or withdrawn, the commissioner shall retain the amount of the fee submitted in connection with the form. (Current law provides that the commissioner shall retain \$150 of the submitted fee.) Amends the statute governing continuing care contracts to provide that if a provider posts a letter of credit, negotiable securities, or a bond as an alternative to establishing an escrow account for the deposit of entrance fees, as otherwise required by the statute, the amount posted must be at least equal to the maximum amount of entrance fees reasonably anticipated by the provider to otherwise be subject to the escrow requirements. (Current law provides that the letter of credit, negotiable securities, or bond must be for an amount not to exceed the total amount of all entrance fees received by the provider before the date a resident is permitted to occupy a particular living unit.) Changes the term "interpretative" to "interpretive" in various provisions in the Indiana Uniform Securities Act (Act) with respect to opinions issued under the Act. Amends the statute concerning the licensing of collection agencies as follows: (1) Provides that the surety bond required to be submitted with a collection agency's original or renewal application for a collection agency license must be: (A) an electronic corporate surety bond that is: (i) filed by the applicant collection agency; (ii)

satisfactory to the commissioner; and (iii) in an amount calculated to equal the sum of \$5,000 for each of the collection agency's Indiana offices; and (B) filed through the Nationwide Multistate Licensing System. (2) Adds to the list of qualifications that apply to: (A) individual applicants for collection agency licenses; and (B) individual officers or members who actively manage collection activities for corporate or other applicants for collection agency licenses. (3) Specifies that the secretary of state shall issue forms and orders and adopt and enforce rules and regulations as advisable or necessary to carry out the statute. (Current law does not specify that the secretary of state shall issue forms and orders.) Makes technical corrections.

DIGEST OF HB 1052 (Updated February 27, 2020 4:05 pm - DI 135)

Pulaski County local income tax. Provides that a tax imposed by a fiscal body on the adjusted gross income of local taxpayers at a tax rate that does not exceed three-tenths percent (0.3%) expires December 31, 2020. Provides that for calendar years beginning after December 31, 2020, and before January 1, 2036, the county fiscal body may impose a tax on the adjusted gross income of local taxpayers at a tax rate that does not exceed three-tenths percent (0.3%). Amends purposes for which revenue generated from the special purpose tax rate may be used.

DIGEST OF HB 1059 (Updated February 27, 2020 4:05 pm - DI 135)

Sales tax on recreational vehicles. Provides that for certain transactions involving a cargo trailer or recreational vehicle, the state gross retail tax rate is the rate of the nonreciprocal state or foreign country (excluding any locally imposed tax rates) in which the cargo trailer or recreational vehicle will be titled or registered, as certified by the seller and purchaser in an affidavit prescribed by the department of state revenue (department). Provides what information must be included in the affidavit prescribed by the department. Provides that the department shall create a certificate of sales tax paid form for a cargo trailer or recreational vehicle that may be completed by the dealer and provided to the purchaser of a cargo trailer or recreational vehicle sold in Indiana. Provides that the department may audit submitted affidavits and make a proposed assessment of the amount of unpaid tax due with respect to any incorrect information.

DIGEST OF HB 1063 (Updated March 2, 2020 6:16 pm - DI 133)

Public safety officer death benefits. Increases, from \$150,000 to \$225,000, the special death benefit for certain public safety officers, certain motor carrier inspectors, certain special police employees, members of the 1925 police pension fund, the 1937 firefighters' pension fund, the 1953 police pension fund, and the 1977 police officers' and firefighters' pension and disability fund who die in the line of duty after June 30, 2020. Provides that the board shall determine contributions and contribution rates for individual employers or for a group of employers necessary to adequately maintain the special death benefit fund. Provides that, for certain police officers, firefighters, and emergency medical services providers, the cost of the coverage is in addition to the contribution determined by the board.

Various tax matters. Amends the definition of "inventory" for purposes of property tax. Amends the definition of "land developer" for purposes of provisions that apply to reassessment of undeveloped land. Provides that, if a taxpayer believes that the taxpayer has overreported a personal property assessment that is discovered in the course of a review of the taxpayer's personal property assessment for which the assessing official fails to make an adjustment to correct the error, the taxpayer may: (1) initiate an appeal with the county property tax assessment board of appeals for a credit to offset any resulting overpayment; or (2) file a claim for refund with regard to any resulting overpayment. Authorizes an appeal to the Indiana board of tax review of the denial of the refund claim with regard to a resulting overpayment. Provides that a: (1) township fire protection and emergency services area; or (2) fire protection district; that experiences more than 6% population growth during a 10 year period may increase its maximum property tax levy for 2021 or any year thereafter by an amount based on the population growth that exceeds 6%. Provides, however, that the township or fire protection district may not increase the tax levy based on the population growth by a total rate of more than 0.15 per \$100 of the net assessed value of the fire protection and emergency services area or fire protection district area within a 10 year period. Adds provisions concerning a school corporation's establishment of a school improvement fund if payments for loans or advances from the common school fund are suspended and related provisions. Amends the definition of "qualified higher education expenses" for the purpose of the 529 college savings contribution tax credit to exclude qualified education loan repayments. Amends the definition of "taxpayer" for the purpose of the 529 college savings contribution tax credit to include a married individual filing a separate return. Amends the industrial recovery tax credit to: (1) provide that qualified expenses must be certified by the Indiana economic development corporation before the taxpayer is entitled to the credit for a taxable year; and (2) specify that a taxpayer may make more than one assignment of any part of the credit, but may not assign the same part of a credit more than once. Amends the definition of "qualified redevelopment site" for purposes of the redevelopment tax credit to include a mine reclamation site. Provides that a local income tax council (LIT council) for a county with a single voting bloc must vote as a whole in order to exercise its authority to increase (but not decrease) a local income tax rate in the county. Defines a "county with a single voting bloc" as a county in which one city or one town that is a member of the LIT council is allocated more than 50% of the total votes allocated to the members of the LIT council. Sunsets this provision on May 31, 2021. Provides that actions taken by a member of a LIT council, or a LIT council, for a county with a single voting bloc after December 31, 2019, and before April 1, 2020, on a resolution or proposed ordinance to increase a local income tax in the county are void. Retroactively amends local income tax provisions that authorize Monroe County and Howard County to impose a special purpose rate to fund operation and maintenance of a juvenile detention center to remove provisions referring to property tax credits that were inadvertently included in those special purpose rate provisions when the local income tax law was enacted. Imposes a nonprofit agricultural organization health coverage tax on an organization that provides nonprofit agricultural organization coverage in Indiana. Defines "nonprofit agricultural organization coverage" for purposes of the tax. Provides that the tax is equal to 1.3% of gross premiums

collected in the previous calendar year. Provides that a charter school may elect to distribute a proportionate share of the charter school's operations fund to the school corporation in whose district the charter school is located. Provides that a school corporation may distribute money that is received as part of a referendum tax levy to a charter school, excluding a virtual charter school, that is located in the attendance area of the school corporation. Provides that the resolution adopted by a school corporation to place a referendum on the ballot must indicate whether proceeds collected from the tax levy will be used to provide a distribution to a charter school or charter schools, excluding a virtual charter school, as well as the amount that will be distributed. Removes the cap on the amount of career and technical education enrollment grants that may be distributed per state fiscal year. Provides that Spencer County is subject to a provision of the area planning law concerning urban areas. Makes certain changes to provisions that permit a redevelopment commission to establish a program for residential housing development and a tax increment funding allocation area for the program, including the following: (1) Provides that the threshold condition for establishing a residential housing development program (program) does not apply for purposes of establishing a program in an economic development target area. (2) Requires the department of redevelopment to consult with officials of all school corporations within the proposed allocation area before formal submission of the program. (3) Requires the department of redevelopment to provide notice of the public hearing on the program to all affected taxing units and officials of all school corporations within the proposed allocation area. Revises the definition of "income tax base period amount" in the context of the certified technology park statute. Urges the legislative council to assign to an appropriate interim study committee during the 2020 legislative interim the task of studying tax credits and other fiscal incentives for a film and media production program.

DIGEST OF HB 1066 (Updated March 11, 2020 6:51 pm - DI 116)

Various education matters. Provides that a school corporation shall accept a transferring student who does not have legal settlement in the school corporation if the school corporation has the capacity to accept the student and the student's parent is a current employee of the transferee school corporation with an annual salary of at least: (1) \$8,000; or (2) \$3,000 earned due to being included as an employee in the extracurricular portion of the transferee school corporation's current collective bargaining agreement. Provides that for purposes of accepting the transfer of a student who is a child of a school employee when the school corporation has a policy of not accepting transfer students, the school corporation may not enroll and may not report for purposes of state tuition support a student whose parent does not meet certain requirements. Provides that a school corporation, charter school, or nonpublic school with at least one employee may provide a presentation or instruction to students explaining aspects of autism, including behaviors that students with autism may exhibit as well as student interaction with students with autism. Provides that each public school and private school with at least one employee shall provide, upon request of another school in which the student currently attends, the requesting school a copy of a particular student's disciplinary records that are relevant to the safety of students who currently attend the requesting school. Provides that a school corporation may use a special purpose bus or certain other appropriate vehicles to transport students to and from a career or technical education



program. Requires the department of education (department) to publish the following information from the previous school year or collective bargaining period on the department's Internet web site: (1) The total number of full-time teachers retained from the previous year. (2) Teacher workforce growth. (3) The number of emergency permits granted by each school corporation, categorized by content area. Requires the department to include in its annual report, and publish on the department's Internet web site, the number of vacant teaching positions in each school corporation by: (1) grade; (2) subject; and (3) required credential; with critical shortage areas, as determined by unfilled vacancies, highlighted for each school corporation. Makes changes to the determination of which pupils may be included in a school corporation's average daily membership (ADM). Provides that a student who: (1) qualifies for free or reduced price lunch under the national school lunch program; or (2) attended a turnaround academy under IC 20-31-9.5 or attends a school that is located in the same school building as the participating innovation network charter school, may receive preference for admission to a participating innovation network charter school if the preference is specifically provided for in the charter and is approved by the authorizer. Provides that staff performance evaluation plans for the Indianapolis Public Schools must be developed and implemented in accordance with statewide teacher evaluation plan requirements. Provides that a teacher who: (1) is employed in a school corporation; (2) loses his or her job in the school corporation because of a reorganization; and (3) has received a rating of effective or highly effective on his or her most recent performance evaluation; shall receive an employment preference over other candidates for the same vacant teaching position, for a period of not more than one year after the teacher loses his or her job. Provides that a teacher who: (1) is employed in a school corporation; (2) loses his or her job in a school corporation because of a reorganization; and (3) is subsequently employed by a community school corporation created by a reorganization; retains certain rights and privileges that the teacher held at the time the teacher lost his or her job in the original school corporation. Provides that, after June 30, 2021, a governing body may not enter into a contract with a superintendent on or after the date of the election for one or more members of the governing body until January 1 of the year immediately following the year of the election. Requires that the majority of the benchmark, formative, interim, or similar assessments approved by the state board of education (state board) must indicate the degree to which students are on track for grade level proficiency and college and career readiness. Requires that a principal or a principal's designee ensure that a suspended student receives credit, in the same manner as a student who is not suspended would receive, for any assignments or school work assigned during the period of the student's suspension that the student completes. Provides that charter schools that enroll certain students for the purposes of the students receiving services from accredited nonpublic alternative high schools are entitled to receive a certain amount of state tuition support for the students. Amends the definition of "governmental entity" under the criminal code to include a charter school and the organizer for purposes of the criminal provisions that apply to offenses against public administration. Requires the department to: (1) prepare a report that includes information from the 2019-2020 school year for each school corporation, charter school, and eligible school regarding the number of students counted in average daily membership (ADM) who were not reported through the student testing number application center as having completed a course; (2) submit, not later than December 1, 2020, the report to the legislative council; (3) post the report to the department's Internet web site; and (4) provide a link

to the report to each school corporation, charter school, and eligible school. Provides that each school corporation and charter school may place a durable poster or framed picture representing: (1) the national motto of the United States, "In God We Trust"; (2) an accurate representation of the United States flag; and (3) an accurate representation of the Indiana state flag; in each school library and classroom within the school corporation or charter school. Provides that the representation of the United States flag and the Indiana state flag must comply with any applicable federal or state laws concerning the design, dimensions, or presentation of each respective flag. Provides that the provisions of SEA 2-2020 apply to an adult high school. Urges: (1) the state board to approve, for purposes of career and technical education graduation pathways, a career and technical education cluster that allows students to acquire knowledge and skills related to employment in the electric, natural gas, communications, water, and wastewater utility industries; (2) the governor's workforce cabinet (cabinet), in consultation with the state board, department of education, and department of workforce development: (A) to create course sequences for the career and technical education cluster; and (B) in creating the course sequences: (i) to consider the impact of course sequences on long term outcomes of students; and (ii) to prioritize course sequences that lead to high wage, high demand jobs; and (3) the cabinet to: (A) collect data regarding approved career clusters and course sequences to inform decision making around approving, creating, and amending current and future career clusters and course sequence requirements; and (B) report to the general assembly regarding the collected data.

DIGEST OF HB 1067 (Updated February 20, 2020 2:38 pm - DI 135)

Dental hygienists. Amends the definition of "prescriptive supervision" concerning circumstances under which a licensed dentist is not required to be present in a facility when patient care is provided by a dental hygienist. Restates restrictions on use of a laser by a dental hygienist. Provides that a dental hygienist may administer topical local dental anesthetics, other than nitrous oxide or similar analgesics, without supervision. Prescribes requirements for administration of nitrous oxide by a dental hygienist or a dental assistant. Provides, for purposes of regulation of dental hygienists, that a person, other than a dentist, a physician, or a dental assistant who administers nitrous oxide is considered to be practicing dental hygiene. Removes a limitation on the number of credit hours earned for certification in basic life support that may be applied to a dental hygienist's continuing education requirement. Provides that there is no limit on the number of credit hours a dental hygienist may earn for completion of an approved course offered by another dental hygienist.

DIGEST OF HB 1070 (Updated March 10, 2020 2:44 pm - DI 139)

Distracted driving. Provides that, except in certain circumstances, a person may not hold or use a telecommunications device while operating a moving motor vehicle. Removes prohibitions on typing, transmitting, or reading a text message or an electronic mail message while operating a moving motor vehicle. Provides that the bureau may not assess points under the point system for a violation occurring before July 1, 2021.

DIGEST OF HB 1077 (Updated February 18, 2020 2:47 pm - DI 135)

Professional licensing agency. Amends various statutes to conform to HEA 1269-2019. Removes the one year limitation on renewing the registration of a pharmacist intern. Provides that the terms for members of the Indiana athletic trainers board are "specified" rather than "made". Removes the requirement that an out-of-state provider's home state extend reciprocity to Indiana licensees when considering the out-of-state provider's application for a license to provide home medical equipment services on the basis of reciprocity. Provides that an out-of-state provider does not need to: (1) have a physical facility; or (2) maintain inventory; in Indiana in order to obtain reciprocity for the purpose of providing home medical equipment services. Reorganizes the home medical equipment services statute by separating the reciprocity requirements from the general license application statute. Updates terminology in the physician assistant statute to refer to collaboration rather than supervision in conformance with HEA 1248-2019. Specifies that a registration concerning the manufacture, distribution, or dispensing of a controlled substance is automatically revoked when: (1) the registration is surrendered for cause; or (2) the Drug Enforcement Administration terminates, denies, or suspends the registration. Makes technical corrections.

DIGEST OF HB 1080 (Updated February 18, 2020 3:03 pm - DI 135)

Colorectal cancer testing. Amends the law mandating coverage for colorectal cancer testing under accident and sickness insurance policies, health maintenance organization contracts, and state employee health plans to change the minimum age at which coverage must be provided from 50 years of age to 45 years of age. Includes exception for high deductible health plans.

DIGEST OF HB 1081 (Updated February 25, 2020 4:46 pm - DI 135)

Commission for supplier diversity. Changes the name of the governor's commission on minority and women's business enterprises to the governor's commission on supplier diversity (commission). Relocates provisions concerning small businesses owned and operated by Indiana veterans to the commission's statutes. Makes conforming changes.

DIGEST OF HB 1082 (Updated February 25, 2020 4:46 pm - DI 135)

Various higher education matters. Makes changes to the: (1) definition of "eligible secondary school student"; and (2) requirements regarding agreements between the commission for higher education (commission) and eligible employers; for purposes of the employment aid readiness network (EARN) Indiana program. Makes changes to the name of the "return and complete" project. Makes changes to the definitions regarding the project, including repealing definitions regarding the return and complete project. Requires the commission to: (1) collect and maintain certain information regarding the project; and (2) submit a report to the general assembly and governor regarding the information. Provides that money in the graduate medical education fund does not revert to any other fund. (Current law provides that money in the graduate medical

education fund does not revert to the state general fund.) Repeals provisions that do the following: (1) Require state educational institutions to report annually to the commission regarding return and complete students. (2) Expire the return and complete project provisions.

DIGEST OF HB 1090 (Updated February 25, 2020 4:46 pm - DI 135)

Assumption of care of cemeteries. Provides that a township or a county may assume maintenance of a cemetery for which it would otherwise not be responsible. Requires a property owner that has a cemetery located on the owner's property to make a reasonable effort to maintain the cemetery. Provides that a township or county that assumes responsibility for maintaining a cemetery may seek reimbursement from the property owner for the cost of maintenance. Provides that a property owner commits a Class C infraction if the property owner fails to maintain the cemetery after the township or county provides two written notices.

DIGEST OF HB 1091 (Updated February 27, 2020 4:09 pm - DI 135)

Education benefits relating to military service. Provides that a student meets the residency requirements for enrollment at a public school if a parent of the student: (1) is transferred to or is pending transfer to a military installation within Indiana while on active duty pursuant to an official military order; and (2) submits to the public school certain information, including official documentation, as determined by the state board of education, regarding the transfer or pending transfer. Provides that the student is considered to have legal settlement in the attendance area of the school corporation in which the parent: (1) has submitted the required application and documentation; and (2) intends to reside. Requires a parent who is transferred to or is pending transfer to a military installation within Indiana to provide proof of residence to the public school not later than 10 instructional days after the arrival date provided on the required documentation. Provides that if the parent of the student fails to provide the proof of residence, the public school may exclude the student from attendance pending an expulsion proceeding. Makes the following changes to provisions concerning resident tuition rate eligibility for active duty armed forces personnel and dependents of active duty armed forces personnel: (1) Defines "dependent". (2) Amends the definition of "qualified course". (3) Provides that spouses of active duty armed forces personnel are eligible for the resident tuition rate. (4) Provides that spouses and dependents of active duty armed forces personnel are eligible, from the date that the state educational institution accepts the spouse or dependent for enrollment, for the resident tuition rate if the spouse or dependent enrolls in the state educational institution within a certain amount of time. (5) Provides that a dependent or spouse of a person who serves on active duty in the armed forces is eligible for the resident tuition rate for the duration of the spouse's or dependent's continuous enrollment at a state educational institution regardless of whether the person serving on active duty continues, after the spouse or dependent is accepted for enrollment in the state educational institution, to satisfy certain resident rate tuition eligibility criteria.

DIGEST OF HB 1092 (Updated March 10, 2020 10:21 pm - DI 123)

State Medicaid plan amendments. Requires, by July 1, 2020, the office of the secretary of family and social services to amend the state Medicaid plan to include certain reimbursements and implementation of supervision by specified providers of patient's plan of treatment for outpatient mental health or substance abuse treatment services. Requires an insurer that issues a policy of accident and sickness insurance or a health maintenance organization contract that provides coverage of services for treatment of a mental illness or substance abuse to annually submit a report and analysis to the department of insurance (department) that includes certain information demonstrating its compliance with federal laws regarding parity in coverage of services for treatment of a mental illness or substance abuse and coverage of services for treatment of other medical or surgical conditions, including the processes used: (1) to develop medical necessity criteria for coverage of services; and (2) to develop and apply nonquantitative treatment limitations. Extends a prohibition concerning risk based managed care programs and capitated managed care programs from June 30, 2020, to June 30, 2021.

DIGEST OF HB 1093 (Updated February 25, 2020 4:47 pm - DI 135)

Electronic document filing. Provides that an executive branch state agency may allow a person to electronically file or submit a document to the state agency as an option in addition to any other means of filing or submitting a document that is required or allowed by statute or rule. Provides that methods to collect electronic filings or submissions must be approved by the office of technology.

DIGEST OF HB 1094 (Updated February 27, 2020 4:05 pm - DI 135)

Substance use prevention and recovery. Requires the executive director of the Indiana criminal justice institute to work with local coordinating councils and other stakeholders when implementing certain recommendations concerning substance use and substance use disorder. Includes public safety programs in the statutory definition of "criminal justice services and activities". Specifies that local coordinating councils responsible for the combating of drug and substance use are: (1) collaborative; and (2) open to the public. Permits county drug free community funds to supplement local government spending on: (1) drug use recovery programs; (2) drug use intervention programs; and (3) drug use prevention programs. Defines certain terms.

DIGEST OF HB 1095 (Updated February 17, 2020 2:49 pm - DI 135)

Contracts for emergency road repairs. Authorizes the Indiana department of transportation (INDOT) commissioner to declare an emergency when a part of the state highway system has been damaged to the extent it is unusable by the traveling public or unsafe to use. (Under current law, the governor must declare such an emergency. Current law permits INDOT to award a contract for repairs by soliciting bids from at least three prequalified persons without use of the formal bidding process.) Repeals a provision that permits a contract to be awarded under such

circumstances only if three bids are received and the lowest bid does not exceed the engineer's estimate to repair by more than 10%.

DIGEST OF HB 1096 (Updated February 18, 2020 2:48 pm - DI 135)

Technical corrections. Resolves technical conflicts and addresses technical errors in the Indiana Code. (The introduced version of this bill was prepared by the code revision commission.)

DIGEST OF HB 1099 (Updated February 24, 2020 4:00 pm - DI 135)

Low head dams. Requires the natural resources commission to establish a roster of low head dams in the state that are capable of creating hazardous currents that pose safety issues. Establishes requirements concerning low head dams for the department of natural resources (department) and owners of low head dams. Provides that an owner of at least two low head dams is exempt from certain requirements if that owner has previously installed warning signs, in coordination with the department, and maintains and repairs the existing signs. Except for purposes of an inspection, maintenance, or removal, prohibits a person from accessing a low head dam. Prohibits wading, boating, swimming, or accessing the waters within 50 feet of a low head dam when warning signs are present. Provides that the state is not liable for any death or injury that occurs on or resulting from a low head dam that is not owned by the state. Provides for a penalty for violations. Requires the department to prepare a report that includes recommendations concerning the creation of a low head dam removal program and any recommendations concerning low head dam safety legislation.

DIGEST OF HB 1104 (Updated February 24, 2020 4:01 pm - DI 135)

Housing and community development authority. Repeals the laws governing the microenterprise partnership program fund and microenterprise partnership program. Requires the governing body of an eligible entity to notify the Indiana housing and community development authority of the creation of an affordable housing fund. Replaces the member of the low income housing trust fund advisory committee appointed by and representing the Indianapolis Coalition for Neighborhood Development with one member appointed by and representing the Indiana housing and community development authority.

DIGEST OF HB 1108 (Updated March 11, 2020 10:37 pm - DI 134)

State board of accounts. Makes various changes to statutes concerning the state board of accounts (board). Adds a definition of a "responsible officer of an audited entity". Allows the audit committee to determine the amount of the bond for the state examiner, deputy examiners, and field examiners based on applicable risk considerations. Repeals a statute that addresses duties required by law on April 5, 1909. Provides that, for purposes of the risk based examination criteria, the board may perform examinations of certain audited entities more frequently than once every four years if required by a ratings agency that rates debt maintained by such an audited

entity. Provides that the board may issue management letters based on professional auditing standards to certain audited entities. Provides that the state examiner, deputy examiner, or field examiner may issue subpoenas to enforce the filing of certain reports. Establishes a procedure governing the examination of certain bodies corporate and politic. Provides that the procedure applies only to a body corporate and politic whose enabling statute does not provide for an audit, examination, or other engagement by the state board of accounts or an independent public accounting firm concerning financial or compliance related matters of the body corporate and politic. Makes changes to statutes establishing the forfeiture of office for the failure to file certain reports, interference with an examiner, and the failure to adopt or use the system of accounting and reporting adopted by the board. Provides that, as an alternative to an order to forfeit office, a court may impose a civil penalty that does not exceed \$500 for each day that the public officer or responsible officer continues to violate an obligation with respect to an audit, examination, or other engagement by the board. Specifies that the individual is personally liable for a civil penalty imposed on the individual for such a violation. Provides that the board may collect the expenses from the audited entity that the board incurs in carrying out the audit, examination, or other engagement.

DIGEST OF HB 1109 (Updated February 24, 2020 4:01 pm - DI 135)

Telephone solicitation and consumer credit. Amends the law requiring telemarketers to register with the office of the attorney general (registration law) as follows: (1) Provides that a seller is not subject to the registration law solely because the seller makes or will make a solicitation in a telephone call that is exempt from the Do Not Call statute. (2) Restores conditions removed by P.L.242-2019 that limit application of the registration law to sellers that make certain types of solicitations. (3) Provides that a solicitation occurs for purposes of the registration law only in a telephone call made by a seller. (4) Removes the requirement that a seller must provide in the seller's registration statement information as to whether the seller (or any officer, director, trustee, general partner, manager, principal, executive, or representative of the seller) has been: (A) held liable in certain civil actions; (B) convicted of certain crimes during the most recent seven years; or (C) declared bankrupt during the most recent seven years. Repeals from the statute governing consumer sales the chapter that sets forth certain requirements for a consumer reporting agency that uses a Social Security number as a factor in determining whether a file maintained by the consumer reporting agency matches the identity of an individual who is the subject of a credit inquiry.

DIGEST OF HB 1111 (Updated March 2, 2020 6:17 pm - DI 133)

Unemployment. Provides a new schedule of rates for calendar years after December 31, 2020. Specifies that Schedule C applies for calendar years 2021 through 2025. Provides new contribution rates for calendar years after 2020.

DIGEST OF HB 1112 (Updated February 25, 2020 4:47 pm - DI 135)

Skills enhancement fund grants. Provides that an increase of wages with a participating employee or group of participating employees negotiated by agreement, regardless of timing, qualifies as an increase of wages for purposes of eligibility for a grant from the skills enhancement fund for a participating employee that is an existing worker.

DIGEST OF HB 1113 (Updated March 11, 2020 7:20 pm - DI 113)

Local government finance. Changes the deadline for reporting bonds issued or leases executed after September 30. Requires budget committee review of an agreement: (1) in which the Indiana finance authority or the state is a party; and (2) that would increase revenue as a result of a sale or lease of a state asset, or a grant of a license to operate a state asset, if the increase in revenue as a result is at least \$100,000,000. Changes the defined term "assessed value growth quotient" to the term "maximum levy growth quotient" without changing the definition. Allows the department of local government finance (department) to amend certain rules to conform with statutory changes. Requires counties to provide data related to property taxation to the department. (Current law requires counties to provide the data to the department and the legislative services agency.) Amends and adds provisions regarding the assessment of a golf course. Eliminates unnecessary information from the sales disclosure form. Changes the term "industrial facility" in the statutes concerned with the assessment of industrial facilities. Prohibits township assessors and vendors who contract with county assessors or townships from assessing industrial facilities in Lake County. Provides that, for purposes of determining the assessed value of real property for an individual who has received an over 65 deduction, a disabled veteran deduction, or an over 65 circuit breaker credit, subsequent increases in assessed value are not considered unless the increase is attributable to physical improvements to the property. Provides that a taxpayer may appeal a change in the assessed value of personal property made by a township assessor or county assessor by filing a written notice of review with the county property tax assessment board of appeals (PTABOA). Provides that a taxpayer may appeal a change in the assessed value of personal property made by a PTABOA by filing a written notice of review with the Indiana board of tax review. Removes existing language that provides that, if a PTABOA fails to change an assessed value claimed by a taxpayer on a personal property return and give notice of the change within the time prescribed, the assessor may file a petition for review of the assessment by the Indiana board. Changes the debt service obligation reporting date. Provides that a political subdivision shall submit the date, time, and place of the final adoption of the budget, tax rate, and levy through the department's computer gateway. Requires a political subdivision to indicate on its budget ordinance whether the political subdivision intends to issue debt after December 1 or file a shortfall appeal. Requires a political subdivision that makes an additional unbudgeted appropriation to submit the additional appropriation to the department within 15 days after the additional appropriation is adopted. Provides procedures for increases for the maximum permissible ad valorem property tax levies for Sullivan County, the city of Wabash, and the Wabash city school corporation. Specifies that the county treasurer's property tax comparison statement, issued annually, must include: (1) information stating how a taxpayer can obtain



information regarding the taxpayer's notice of assessment or reassessment; and (2) a remittance coupon indicating payment amount due at each payment due date. Eliminates the use of the state address confidentiality form to submit a request to restrict access to a covered person's address maintained in a public property data base. Provides that, if a taxpayer is owed a refund that exceeds \$500,000 for excessive property taxes paid on real property, a county auditor may pay the property tax refund in equal installments of property tax credits for at least five and not more than 10 years, depending on the amount owed to the taxpayer. Requires the department to provide certain assessment and tax data to the legislative services agency within one business day of receipt. Eliminates the requirement that a candidate for an assessor-appraiser examination be an Indiana resident. Provides that if an adopting body under the local income tax law wishes to submit a proposed notice, ordinance, or resolution to the department for preliminary review, the adopting body shall submit the notice, ordinance, or resolution on the prescribed forms. Modifies the standard formula for the calculation of certified shares of local income tax revenue in Hamilton County after 2020 and before 2024 to calculate adjusted amounts of certified shares for the city of Carmel and the city of Fishers. Eliminates the requirement in the context of teacher collective bargaining for the department to certify the amount of an operating referendum tax levy or a school safety referendum tax levy. Provides an exception to the maximum term or repayment period for bonds issued by a school corporation for a school building construction project if a loan is made or guaranteed by a federal agency. Changes from \$1.50 to \$3 the amount of the fee that a lessor in a rental purchase agreement may impose for accepting rental payments by telephone. Transfers responsibility for reporting by political subdivisions of other post-employment benefits from the department to the state board of accounts. Provides that money in the fund of a flood control improvement district established after December 31, 2019, may be used for a flood control works project in a location outside the boundaries of the district. Expires this provision on March 1, 2022. Allows a unit of local government to establish a public safety officer survivors' health coverage cumulative fund to discharge its obligation to pay for health coverage for the survivors of a member of the 1977 police officers' and firefighters' pension and disability fund who was employed by the unit and died in the line of duty. Aligns the deadline for public libraries to adopt a budget with the general deadline to adopt a budget. Removes a provision in current law requiring the state board of accounts to approve the form of a record for stating certain unpaid costs on unsafe premises. Removes a provision in current law requiring a township to treat a transfer of money as part of the township's ad valorem property tax levy for the year. Provides that, if a township board member (in a county other than Marion County) is a member of the immediate family of the township trustee, the township board member may not participate in a vote on the adoption of the township's budget and tax levies; and if a majority of the members of the township board are so precluded from voting on the township's budget and tax levies, then the township's most recent annual appropriations are continued for the ensuing budget year. Provides that a person that has certain business relationships with another person that owes delinquent taxes, special assessments, penalties, interest, or costs attributable to a prior tax sale is prohibited from bidding on or purchasing real property at a tax sale or from bidding on, purchasing, receiving, or leasing a tract under the law governing the disposal of property by local governments. Requires the county treasurer to require each person bidding at a tax sale to sign a form affirming that the person is not bidding on or purchasing tracts or items of real property on

behalf of or as an agent for a person who is prohibited from purchasing at a tax sale. Allows certain nonprofit entities that failed to comply with the exemption filing deadlines to claim the property tax exemptions that the nonprofit entities were otherwise eligible to claim. Rephrases and reorganizes various provisions. Makes technical changes.

DIGEST OF HB 1120 (Updated March 2, 2020 5:58 pm - DI 131)

Community corrections and credit time. Amends guidelines related to educational credit time for a person incarcerated in the department of correction. Provides that, before May 1, 2023, the department of correction shall submit a report to the legislative council concerning the implementation of the individualized case management plan. Permits a prosecuting attorney to file for revocation of a community corrections placement. Provides that credit time earned by a person on pretrial home detention does not include accrued time.

DIGEST OF HB 1129 (Updated February 18, 2020 2:48 pm - DI 135)

Infant screening. Requires every infant to be screened for Adrenoleukodystrophy (ALD) at the earliest feasible time. Requires the infant pulse oximetry screening examination to be given according to rules adopted by the state department of health.

DIGEST OF HB 1131 (Updated March 11, 2020 7:22 pm - DI 119)

Utility matters. Makes the following changes for purposes of a statute that subjects a water or wastewater utility organized after June 30, 2018, to the jurisdiction of the Indiana utility regulatory commission (IURC) with regard to certain aspects of the water or wastewater utility's operations for a period of 10 years: (1) Provides that the term "water or wastewater utility" includes a municipally owned utility that provides water service to less than 8,000 customers. (2) Deletes references to organization of a water or wastewater utility as a legal entity. Requires the IURC, in a rate case for a water or wastewater utility that extends service to an infrastructure development zone at the request of the governmental entity that established the infrastructure development zone, to approve inclusion in the water or wastewater utility's rate schedule of a surcharge payable only within the geographic area of the infrastructure development zone. (Under current law, such a surcharge must apply within the entire jurisdiction of the governmental entity.) Provides that, with respect to any water main extension or wastewater main extension, a utility shall comply with the IURC's rules governing water main extensions or wastewater main extensions, regardless of whether the utility is subject to the IURC's jurisdiction for the approval of rates and charges. Provides that a dispute arising over a water main extension or wastewater main extension may be submitted as an informal complaint to the IURC's consumer affairs division, regardless of whether the person requesting the extension is a customer of the utility involved. Provides that, if the IURC determines that it requires additional staff to handle the volume of informal complaints submitted, the IURC may impose a fee on a party against whom a decision is rendered. Provides that the fee may not exceed: (1) the IURC's actual costs in administering the informal complaint; or (2) \$750. Provides that certain procedures for acquisition

by a municipal utility of property of another utility apply to acquisition by a nonmunicipal utility of property of another utility, and prescribes requirements regarding appraisal of the value of utility property acquired by a nonmunicipal utility. Provides, for purposes of the factors the IURC must consider in determining whether a utility that acquires property of an offered utility may include the cost differential of the offered utility's property as part of the acquiring utility's rate base, that an offered utility is too small to capture economies of scale or is not furnishing or maintaining adequate, efficient, safe, and reasonable service and facilities if the IURC finds that the offered utility serves fewer than 8,000 customers (rather than 5,000 customers under current law). Provides: (1) that a city meeting certain population parameters may annex territory: (A) that is not contiguous to the city; (B) that is south of the southernmost boundary of the city; (C) the entire area of which is not more than four miles from the city's boundary; and (D) that does not extend more than one mile to the east of a state highway; (2) that the annexed territory is not considered a part of the city for purposes of annexation of additional territory; and (3) that the city may not require connection to a sewer installed to provide service to the annexed territory. Provides that certain provisions regarding approval of sewage disposal and treatment fees apply to a sanitation district that: (1) is located in a county that meets specified population parameters; and (2) is under an order or party to an agreement with one or more state or federal agencies to remediate environmental conditions.

DIGEST OF HB 1143 (Updated February 18, 2020 2:48 pm - DI 135)

Device implantation as a condition of employment. Prohibits an employer from requiring a candidate for employment or an employee to have a device implanted or otherwise incorporated into the candidate's or employee's body as a condition of employment, as a condition of employment in a particular position, or as a condition of receiving additional compensation or benefits.

DIGEST OF HB 1147 (Updated February 24, 2020 4:01 pm - DI 135)

Municipal elections. Authorizes the legislative body of a town or of a city (if the city has a population of less than 3,500) to adopt an ordinance to move the election of all elected offices of the municipality to even-numbered years.

DIGEST OF HB 1148 (Updated March 2, 2020 6:18 pm - DI 133)

Board of accountancy. Provides that a candidate for the certified public accountant examination (exam) may not apply for or take the exam prior to meeting certain education requirements. Provides an exception to the application restriction if a candidate applies up to 60 days prior to the candidate's completion of the education requirements. Provides the Indiana board of accountancy (board) may cancel an exam score if a candidate fails to meet certain requirements. Provides that a candidate must attain a grade of at least 75 on the exam. Provides that a candidate may take the required exam sections individually and in any order and that credit for a passed section shall be valid for 18 months. Provides that a candidate must pass all exam sections within a rolling 18

month period and if a candidate does not do so, credit for any section passed outside of the rolling 18 month period expires and the exam section must be retaken. Provides that a candidate shall retain credit for exam sections passed as a candidate of another state if applicable. Provides that a candidate is considered to have passed the exam once the candidate simultaneously holds credit for each passed section. Provides that the board may extend a term of credit validity under certain circumstances. Provides that the board shall notify eligible candidates of the time, place, and procedures for the exam, or that a candidate shall independently contact the board, the board's designee, or a test center operator to schedule the time, place, and procedures for the exam at an approved site. Provides that these requirements expire on July 1, 2021. Requires the agency to adopt rules to implement the provisions in the bill. Voids certain sections of the Indiana Administrative Code.

DIGEST OF HB 1151 (Updated March 2, 2020 6:31 pm - DI 133)

School resource officers. Adds a school resource officer to the definition of "public safety officer" as it relates to the public employee benefits special death benefit fund (fund). Provides that a school resource officer qualifies for the fund if the school resource officer is not otherwise entitled to a line of duty benefit under the 1925 police pension fund, 1953 police pension fund (Indianapolis), or the 1977 police officers' and firefighters' pension and disability fund.

DIGEST OF HB 1153 (Updated March 11, 2020 6:43 am - DI 116)

Governor's workforce cabinet. Provides that the governor's workforce cabinet (cabinet) shall, on or before December 1, 2020, create a comprehensive strategic plan to ensure alignment of Indiana's primary, secondary, and postsecondary education systems with Indiana's workforce training programs and employer needs. Requires the cabinet to include early childhood education in the cabinet's: (1) systematic and comprehensive review to determine whether Indiana's educational system is aligned with employer needs; and (2) comprehensive strategic plan to ensure alignment of Indiana's educational system with employer needs.

DIGEST OF HB 1157 (Updated March 10, 2020 10:58 pm - DI 106)

Motor vehicle and criminal law issues. Increases the penalty for numerous motor vehicle violations from a Class C infraction to a Class A infraction if the violation results in bodily injury. Requires the bureau of motor vehicles to remove any record of a suspension from a defendant charged with operating while intoxicated if the case ends in favor of the defendant and the defendant's driving privileges were suspended because: (1) the defendant refused a chemical test; or (2) the results of a chemical test resulted in prima facie evidence of intoxication. Provides that a court and the bureau, if applicable, shall terminate all or any part of the remaining suspension of a person's license suspension if: (1) the charges against the person are dismissed; (2) the person is acquitted; or (3) the person's conviction is vacated or reversed on appeal. Provides that a court shall terminate a suspension imposed for refusal to submit to a chemical test if: (1) the court

accepts a plea agreement between the state and the defendant that includes this provision; or (2) the court finds at sentencing that terminating the remaining suspension is in the best interests of society. Adds cross references concerning license suspensions and ignition interlock devices. Makes an individual less than 18 years of age eligible for a deferral program. (Under current law, individuals under 18 years of age are not eligible for deferral.) Repeals certain driving privilege suspensions when a motor vehicle is used in dealing certain controlled substances. Makes conforming changes.

DIGEST OF HB 1165 (Updated February 27, 2020 4:09 pm - DI 135)

Municipally owned utilities. Specifies that the statute concerning the payment for utility services (other than sewer services) provided by a municipally owned utility to rental property does not allow a municipal legislative body to impose a requirement that the owner of the property must: (1) ensure the creditworthiness of the person occupying the property; or (2) accept responsibility for charges incurred by the person occupying the property; by cosigning an agreement or by any other method.

DIGEST OF HB 1166 (Updated February 25, 2020 4:48 pm - DI 135)

State commission and board meetings. Provides that in order for the commission on Hispanic/Latino affairs to take action at a meeting, at least: (1) 11 members must be present; and (2) a majority of the members present at the meeting (instead a majority of members appointed to the commission) must vote in favor of the action.

DIGEST OF HB 1173 (Updated March 9, 2020 3:21 pm - DI 123)

Indiana department of veterans' affairs. Requires the director of veterans' affairs to be a resident of Indiana for at least two cumulative years prior to being appointed. Requires certain veterans' affairs service officers (officers) to be a resident of Indiana or to become a resident of Indiana not more than six months after the officer's start date and to: (1) be an honorably discharged veteran with at least six months of active service in the armed forces of the United States; or (2) be a service officer assistant (assistant) with at least two years of experience. Requires an assistant to be a resident of Indiana or become a resident of Indiana not later than six months after the assistant's start date and to: (1) satisfy certain officer eligibility requirements; or (2) be the spouse, surviving spouse, parent, or child of an officer that satisfies certain eligibility requirements. Allows county recorders to keep an electronic record of discharges. Requires the department of veterans' affairs (department) to develop a process concerning the release of discharge records by county recorders. Provides the department with rulemaking authority, including emergency rulemaking authority, for the purpose of developing and implementing a discharge record process. Revises certain program eligibility provisions to reference participants more precisely. Repeals statutes related to unused programs. Makes technical changes.

DIGEST OF HB 1174 (Updated February 27, 2020 4:07 pm - DI 135)

Youth helmet safety. Provides that: (1) the executive director of the department of homeland security with assistance from the state emergency medical services medical director; and (2) the state fire marshal; shall partner with state agencies, including the state department of health and state educational institutions, to develop public safety education and outreach programs. Provides that the fire prevention and public safety fund may be used to support: (1) fire safety and prevention programs; and (2) public safety education and outreach programs, including, but not limited to, youth helmet safety.

DIGEST OF HB 1176 (Updated February 27, 2020 5:07 pm - DI 135)

First steps program. Provides that: (1) a health benefits plan; or (2) an employee health plan; may not require authorization for services specified in a covered individual's individualized family service plan once the individualized family service plan is signed by a physician. Adds habilitative services to the services that are required under the definition of "early intervention services" for purposes of the First Steps program. Provides that a member of the interagency coordinating council (council) shall continue to serve until a successor is appointed. Removes the authority of the governor to designate the chairperson of the council or to call a meeting of the council. Requires the council to annually elect a chairperson and vice chairperson. Provides that, except for members of the general assembly, per diem and travel expenses for council members are governed by the policies and procedures established by the Indiana department of administration and approved by the budget agency. Establishes procedures that the division must follow before making a change to the cost participation schedule under the First Steps program. Establishes a method to determine the rate at which: (1) a provider of the services under the First Steps program; or (2) the division; is reimbursed for providing early intervention services using Current Procedural Terminology (CPT) code rates. Provides that: (1) a health plan information card issued: (A) to an insured by an insurer for a policy of accident and sickness insurance; or (B) to an enrollee by a health maintenance organization (HMO); must indicate the type of health plan that is providing the health benefits and services under the insurance policy or HMO contract; and (2) these requirements apply only to a health plan information card issued: (A) initially to a new insured or new enrollee; or (B) to an insured or enrollee at the time of the insured's or enrollee's policy or contract renewal; after July 1, 2020. Provides that: (1) the electronic database by which an issuer of a policy of accident and sickness insurance, or an administrator of a self insured plan, allows an insured or a provider to verify the coverage or benefits of an insured must indicate: (A) whether health benefits and services under the policy of accident and sickness insurance are provided by the issuer of the policy or by a third party administrator; and (B) whether the policy of accident and sickness insurance is subject to state or federal regulation; and (2) the electronic database by which by which an HMO, or an administrator of benefits and health care services under an HMO contract, allows an enrollee or a provider to verify the coverage or benefits of an enrollee must indicate: (A) whether benefits and health care services under the HMO contract are provided by the HMO or by a third party administrator; and (B) whether the HMO contract is a self funded or fully funded plan. Requires the department of insurance to adopt rules to ensure

compliance with certain provisions added by the bill.

DIGEST OF HB 1182 (Updated March 2, 2020 6:31 pm - DI 133)

HIV, fatality reviews, and syringe exchange programs. Removes acquired immune deficiency syndrome (AIDS) from the statutory definition of "exposure risk disease". Replaces the term "AIDS" with the term "human immunodeficiency virus (HIV)" where appropriate. Replaces the term "carrier" with the term "individual with a communicable disease" where appropriate. Replaces the term "danger" with the term "risk" where appropriate. Replaces the term "spread" with the term "transmission" where appropriate. Replaces the term "HIV antibody" with "human immunodeficiency virus (HIV)" where appropriate. Requires the state department of health (department) to specify, in any literature provided to children and young adults concerning HIV, that abstinence is the best way to prevent the transmission of HIV as a result of sexual activity. Provides that a physician or the authorized representative of a physician may not order an HIV test unless the physician or the authorized representative of a physician: (1) informs the patient of the test orally or in writing; (2) provides the patient with an explanation of the test orally, in writing, by video, or by a combination of these methods; and (3) informs the patient orally or in writing of the patient's right to ask questions and to refuse the test. Requires the information to be communicated to the patient in a language or manner that the patient understands. Requires a physician or an authorized representative of the physician to inform a patient of the counseling services and treatment options available to the patient if an HIV test indicates that the patient is HIV positive. Requires a patient to be notified of their right to a: (1) hearing; and (2) counsel; in certain situations involving a court ordered HIV test. Specifies that the use of antiretroviral drugs and other medical interventions may lessen the likelihood of transmitting HIV to a child during childbirth. (Current law states that birth by caesarean section may lessen the likelihood of transmitting HIV to a child during childbirth). Provides that the requirement to dispose of semen that contains the HIV antibody does not apply if the semen is used according to safer conception practices endorsed by the federal Centers for Disease Control and Prevention or other generally accepted medical experts. Revises the definition of "health care provider". Provides that a patient is considered to have consented to: (1) testing for the presence of a dangerous communicable disease of a type that has been epidemiologically demonstrated to be transmittable by an exposure of the kind experienced by the affected health care provider; and (2) the release of testing results to a medical director or an affected physician in the event of an exposure; if the patient is unable to consent to testing or the release of test results due to physical or mental incapacity. Allows a health care provider or a health care provider's employer to petition a court for an order requiring a patient to provide a blood or bodily fluid specimen in certain instances. Allows a health care provider, a health care provider's employer, or the state department of health to request certain test results when a patient is a witness, bystander, or victim of alleged criminal activity in certain instances. Provides that a health care provider may request a notification concerning exposure to certain communicable diseases in certain instances. Allows a health care provider to designate a physician to receive certain test results following a possible exposure to certain communicable diseases. Requires a health care provider to be notified of an exposure to certain communicable diseases not later than 48 hours after certain notifications have been issued. Requires a health care

provider to be provided with: (1) medically necessary treatment; and (2) counseling; following an exposure to certain communicable diseases. Requires a suicide and overdose fatality review team (SOFR team) to review certain suicide and overdose fatalities. Allows a SOFR team to make recommendations concerning the prevention of suicide and overdose fatalities. Specifies membership, record keeping, and data entry requirements for SOFR teams. Renumbers the article concerning suicide and overdose fatality teams for purposes of conflict resolution. Requires a syringe exchange program to: (1) provide testing for communicable diseases and provide services or a referral for services if the individual tests positive; and (2) establish a referral process for program participants in need of information or education concerning communicable diseases or health care. Requires the state department of health to include certain information concerning syringe exchange programs in the report to the general assembly before November 1, 2020. Extends the expiration date for certain syringe exchange programs from July 1, 2021, to July 1, 2022. Defines certain terms. Makes conforming amendments and technical corrections.

DIGEST OF HB 1189 (Updated February 24, 2020 4:02 pm - DI 135)

Use of firefighting foam containing PFAS. Prohibits the use of Class B firefighting foam containing an intentionally added PFAS chemical: (1) for training purposes; and (2) for testing purposes, unless the testing facility has implemented appropriate measures to prevent releases of the firefighting foam to the environment.

DIGEST OF HB 1198 (Updated February 17, 2020 2:49 pm - DI 135)

Public safety matters. Designates an Indiana first responder to include the following employees and volunteers of state and local public safety agencies: (1) Law enforcement officers. (2) Firefighters, including volunteer firefighters. (3) Corrections officers. (4) Public safety telecommunicators. (5) Providers of emergency medical services. (6) Providers of emergency management services. (7) Any other individuals whose duties in serving a public safety agency include rapid emergency response. Provides that the designation of an individual as an Indiana first responder does not affect an individual's terms of employment or volunteer service with the public safety agency. Provides that a certified emergency medical technician or a licensed paramedic is not liable for transporting any person to an appropriate health care facility when the emergency medical technician or the licensed paramedic makes a good faith judgment that the emergency patient or the emergency patient's primary caregiver lacks the capacity to make an informed decision about the patient's: (1) safety; or (2) need for medical attention; and the emergency patient is reasonably likely to suffer disability or death without the medical intervention available at the facility.

DIGEST OF HB 1207 (Updated March 12, 2020 12:49 am - DI 55)

Pharmacy matters. Provides that a state employee plan, a health maintenance organization, an insurer, or a pharmacy benefits manager (health plan provider) may not require a pharmacy or pharmacist to collect a higher copayment for a prescription drug from a covered individual than



the health plan provider allows the pharmacy or pharmacist to retain. Allows a pharmacist who meets certain requirements to dispense auto-injectable epinephrine by standing order to a person who: (1) has completed a course on auto-injectable epinephrine; and (2) is an individual in a position to assist an individual who is at risk of experiencing anaphylaxis. Allows a person to administer auto-injectable epinephrine to an individual who is experiencing anaphylaxis if certain conditions are met. Requires the state department of health (state department) to issue a statewide standing order authorizing the dispensing of auto-injectable epinephrine. Authorizes the state health commissioner to issue a statewide standing order authorizing the dispensing of auto-injectable epinephrine. Extends certain immunities to the state department, the state health commissioner, and certain designated public health authorities. Requires the state department to approve courses concerning the administration of auto-injectable epinephrine. Requires a person to have successfully completed the course to be immune from civil liability. Adds exceptions to the requirement that controlled substance prescriptions be in an electronic format. Provides that the board of pharmacy, in consultation with the medical licensing board, may adopt emergency rules. Adds advanced practice registered nurses and physician assistants to the list of out-of-state providers whose prescriptions a pharmacist has a duty to honor. Allows a prescription for a patient to be transferred electronically or by facsimile by a pharmacy to another pharmacy if the pharmacies do not share a common data base. Allows a licensed pharmacy technician to transfer the prescription. Allows a pharmacist to substitute a therapeutic alternative for epinephrine products for a patient and to prescribe sterile water for injection with a prescription drug. Allows a pharmacy technician to administer an influenza immunization to an individual under a drug order or prescription, subject to rules adopted by the board of pharmacy. Provides that aggregated information compiled from annual reports of pharmacy benefit managers to the insurance commissioner is not confidential except for information that would reveal a specific pharmacy benefit manager's proprietary information. Requires: (1) a state employee health plan; and (2) an insurer-provided health plan that complies with the federal Affordable Care Act; to establish a procedure under which the amount paid by a covered individual for a covered prescription drug purchased outside of the health plan will offset the covered individual's deductible. Requires an insurer, when removing a prescription drug from the insurer's formulary or changing the cost sharing requirements applying to the prescription drug, to give an insured for whom the drug has been prescribed 60 days notice of the insurer's action and provide an appeal process through which the insured may request an extension of coverage for the drug through the end of the insured's plan year.

DIGEST OF HB 1199 (Updated February 25, 2020 4:54 pm - DI 135)

Palliative care. Defines the terms "community based palliative care" and "palliative care". Provides that a hospice provider may provide community based palliative care to a patient who is not eligible for hospice care if the hospice provider: (1) meets certain licensing requirements; and (2) is certified in community based palliative care by an organization approved the state department of health.

DIGEST OF HB 1209 (Updated March 2, 2020 6:32 pm - DI 133)

Reimbursement for emergency medical services. Requires the state employee health plan, Medicaid, policies of accident and sickness insurance, and health maintenance organization contracts that provide coverage for emergency medical services to reimburse for emergency medical services that are: (1) rendered by an emergency medical services provider organization; (2) within the emergency medical services provider organization's scope of practice; (3) performed or provided as advanced life support services; and (4) performed or provided during a response initiated through the 911 system.

DIGEST OF HB 1210 (Updated February 20, 2020 2:38 pm - DI 135)

Various health matters. Establishes penalties for intentionally interfering with an investigation and enforcement of a home health agency by the state department of health (department). Allows the department to use the immunization data registry to store and release nonimmunization personal health information. States that a responsible member of a family may release a deceased patient's medical records if the deceased patient does not have a surviving spouse or child or a personal representative of the estate. Allows mental health records to be disclosed without the consent of the patient for research purposes by rules of the Indiana archives and records administration and the oversight committee on public records. Allows health records to be disclosed by the Indiana archives and records administration to another provider or nonprofit research organization (current law is a nonprofit medical research organization) in connection with a scientific, statistical, or education project. Changes the title of a "certified food handler" to "certified food protection manager" (CFPM). Repeals the definition of "food handler". Requires a CFPM to provide certain documents to the food establishment and obtain a valid certificate every five years. Prohibits using the title "certified food protection manager" unless the person holds a certificate. Provides that a CFPM may be required to be present during all hours of operation if the department and food establishment agreed upon a variance concerning the requirements for the operation of the food establishment. Amends the establishments that are exempt from the certified food protection manager requirements. Establishes new penalties. Provides for the transition of an existing certified food handler to a certified food protection manager. Makes conforming changes.

DIGEST OF HB 1218 (Updated February 24, 2020 4:02 pm - DI 135)

Locating underground utility infrastructure. Amends the statute concerning the location of underground utility facilities (state 811 law) to provide that for any new or replacement underground facility that an operator installs or causes to be installed after June 30, 2020, the operator shall ensure that: (1) the materials from which the facility is constructed are capable of being detected from above ground level using standard equipment and technologies used by the utility locating industry; or (2) if the materials from which the facility is constructed are not capable of being detected from above ground level using standard locating techniques, the facility is encased by conductive material or is equipped with an electrically conducting wire or other means of locating the facility while it is underground.

DIGEST OF HB 1224 (Updated February 24, 2020 4:03 pm - DI 135)

Council on impaired and dangerous driving. Removes references to the governor's council on impaired and dangerous driving. Transfers duties of the governor's council on impaired and dangerous driving to the Indiana criminal justice institute.

DIGEST OF HB 1225 (Updated March 2, 2020 6:33 pm - DI 133)

Public safety. Removes the requirement that school buses have black reflective tape affixed on the bumpers and sides of the bus. Provides that, in certain instances, a person who: (1) fails to yield to an emergency vehicle; and (2) causes serious bodily injury, catastrophic injury, or death to any person operating, occupying, or affiliated with the authorized emergency vehicle; commits a Level 6 felony. Provides that the offense of resisting law enforcement is a Level 6 felony if, while committing the offense of resisting law enforcement by forcibly resisting, obstructing, or interfering with a law enforcement officer, the person: (1) creates a substantial risk of bodily injury to the person or another person; and (2) has two or more prior unrelated convictions for resisting law enforcement. Provides that the offense of resisting law enforcement is a Level 6 felony if, while committing the offense of resisting law enforcement by fleeing from a law enforcement officer, the person has two or more prior unrelated convictions for resisting law enforcement. Makes conforming amendments.

DIGEST OF HB 1235 (Updated March 11, 2020 10:55 pm - DI 113)

Public safety. Allows a federal enforcement officer with at least five years of service to be appointed as a police chief or deputy police chief in a city. Provides that the statewide 911 board may increase an enhanced prepaid wireless charge one time after April 1, 2020, and before July 1, 2023, in an amount not to exceed \$0.10. Revises the definition of "statewide 911 system". Provides that the statewide 911 board may adjust the statewide 911 fee one time after April 1, 2020, and before July 1, 2023, in an amount not to exceed \$0.10. Requires 60 days prior notice to the department of state revenue of any rate change to the enhanced prepaid wireless charge or the statewide 911 fee.

DIGEST OF HB 1243 (Updated February 25, 2020 4:59 pm - DI 135)

Genetic counselors. Amends the definition of "genetic counseling" for purposes of the genetic counselor licensing laws. Requires the genetic counselor master's degree training program to be accredited by the Accreditation Council for Genetic Counselors. (Current law requires accreditation by the American Board of Genetic Counseling.) Updates references to the American Board of Medical Genetics and Genomics. Amends requirements for a temporary license. Requires an applicant to complete the continuing education requirements of certain certifying organizations to renew a license. Provides that a genetic counselor may not be required to perform, participate in, or provide a service that violates any sincerely held ethical, moral, or religious belief held by the genetic counselor, and allows for a civil action for damages or

reinstatement of employment for a violation. Repeals the law concerning education hardship waiver provision.

DIGEST OF HB 1244 (Updated March 2, 2020 6:38 pm - DI 132)

Unemployment hearings and appeals. Provides that, in unemployment appeals, the proceedings before an administrative law judge are de novo. Provides that an administrative law judge, review board member, or other individual who adjudicates claims can consider as evidence and include in the record those records of the department of workforce development (department) that are material to the issues being considered in the hearing if the records are made available to the interested parties prior to the hearing through (1) the United States mail or (2) the department's electronic portal. Removes the provision that provides that the department shall define the term "effort to secure full-time work". Provides that an individual has made an effort to secure full-time work with respect to any week in which the individual has completed certain activities directed by the department and affirmed that the individual has made an effort to secure full-time work. Requires the department, not later than December 31, 2021, to adopt rules to define (1) the acceptable types of work search activities, (2) the number of work search activities required to be completed in any week, (3) the requirements for producing documentation, and (4) the requirement to apply to, and accept if offered, suitable jobs referred by the department. Provides that 646 IAC 5-9-3 is void and directs the publisher of the Indiana Administrative Code and the Indiana Register to remove the section from the Indiana Administrative Code.

DIGEST OF HB 1246 (Updated March 2, 2020 6:33 pm - DI 133)

Automotive dealer services. Defines: (1) "used motor vehicle"; (2) "used motor vehicle dealer"; and (3) "new motor vehicle dealer". Amends the following definitions: (1) "Automotive salvage recycler". (2) "Manufacturer". (3) "Motor vehicle". (4) "Dealer". (5) "Dealer owner". (6) "Transfer dealer". Repeals the definition of "record". Makes conforming changes to include references to "used motor vehicle dealer" and "new motor vehicle dealer" throughout IC 9-32. Provides that the secretary of state may extend: (1) dealer and dealer designee license plate expiration dates; and (2) dealer license expiration dates; in the event of a natural disaster or other emergency. Amends provisions concerning: (1) dealer license plate restrictions; (2) interim dealer or manufacturer license plates; (3) records; (4) offsite sales permits; (5) records of sale; (6) business records; (7) background checks; and (8) notifications of dealer owners and dealer managers. Repeals provisions about evidence of liability coverage. Removes the requirement that an application for a dealer license be signed by a dealer owner or dealer manager. Provides that the requirement to send in a franchise agreement for new motor vehicles or watercraft does not apply to manufactured homes. Specifies that a motor vehicle display is not an offsite sale. Provides that, after receiving a request from a person subject to an order issued by the secretary of state, the secretary of state must issue an order within 15 days of setting a hearing date. Establishes registration requirements for transport operators through the secretary of state. (Current law provides that transport operators register with the bureau of motor vehicles.) Provides that an out-of-state dealer licensed in a state other than Indiana and approved by the BMV may perform a

vehicle inspection for purposes of issuing a certificate of title. Provides that an application for a certificate of title submitted only to remove a satisfied lien is not required to be accompanied by the previously issued certificate of title if the application is accompanied with certain documents. Provides that a security agreement is perfected when: (1) the record of the lien is electronically received by the BMV; or (2) the application for certificate of title is submitted to the BMV; as applicable. Provides that certain sections related to mobile credentials have an effective date of July 1, 2020. Provides that, except in certain instances, the secretary of state may only perform an audit or inspection when the secretary has provided at least three days notice to the dealer. Provides that a person may not knowingly or intentionally manufacture, import, install, reinstall, distribute, sell, or offer for sale a component intended to replace a supplemental restraint system component in a motor vehicle if the component: (1) is a counterfeit supplemental restraint system component; (2) is a nonfunctional airbag; or (3) does not comply with certain federal motor vehicle safety standards. Provides that a person may not knowingly or intentionally sell, lease, trade, or transfer a motor vehicle to an Indiana resident in which is installed, as part of the motor vehicle's supplemental restraint system a: (1) counterfeit supplemental restraint system component; (2) nonfunctional airbag; or (3) component that does not comply with certain federal motor vehicle safety standards. Delays until July 1, 2021, the effective date of certain automotive salvage recycler provisions from HEA 1482-2019 (P.L.284-2019).

DIGEST OF HB 1264 (Updated February 27, 2020 4:08 pm - DI 135)

Child care background checks. Requires employees and volunteers of a child care facility who may be present on the premises of the child care facility during operating hours to submit to a national criminal history background check. (Under current law, employees and volunteers who have direct contact with children must submit to a national criminal history background check.) Specifies that results of the background check may be used as grounds for denial or revocation of a child care license or registration or eligibility for a child care and development fund voucher payment. Makes technical corrections.

DIGEST OF HB 1265 (Updated March 2, 2020 6:54 pm - DI 92)

Drinking water testing. Requires each person or entity having authority over a school building to test the drinking water in the school building before January 1, 2023, to determine whether the drinking water equals or exceeds the action level for lead of 15 parts per billion. Provides that the testing requirement is satisfied if the drinking water of a school building: (1) was tested during the lead sampling program for school buildings conducted by the Indiana finance authority (IFA) in 2017 and 2018; (2) is tested in the lead sampling program conducted by the IFA in 2019 and 2020; or has otherwise been tested for compliance with the federal drinking water standards at least once since 2016. Requires that drinking water in school buildings located in Lake County be tested at least once in each period of two calendar years beginning in 2023. Provides that if a test of the drinking water of a school building indicates the presence of lead in the water equal to or greater than 15 parts per billion, the person or entity having authority over the school building is required to take action to reduce the lead levels in the drinking water to less than 15 parts per

billion. Provides that the person or entity having authority over a school building that is subject to drinking water testing is required to seek state and federal money that is available for lead sampling or testing.

DIGEST OF HB 1267 (Updated February 24, 2020 4:04 pm - DI 135)

Withdrawal of candidates. Provides that a candidate may withdraw from being a candidate not later than noon 81 days before the date of a primary election. (Under current law, a candidate wanting to withdraw must do so not later than noon 85 days before the primary election.)

DIGEST OF HB 1283 (Updated March 2, 2020 8:16 pm - DI 133)

Teacher preparation program curriculum. Requires a teacher preparation program to include content within the curriculum that: (1) prepares teacher candidates to use evidenced based trauma informed classroom instruction and recognition of social, emotional, and behavioral reactions to trauma that may interfere with a student's academic functioning; and (2) provides information on certain applicable Indiana laws. Requires a teacher preparation program to consider using certain curricula pertaining to student trauma.

DIGEST OF HB 1288 (Updated February 24, 2020 4:04 pm - DI 135)

Local office campaign finance reports. Provides that a county election board may provide for electronic filing of campaign finance reports by local candidates and committees. Provides that if a county election board provides for electronic filing of campaign finance reports, the county election board may not require any candidate or committee to file campaign finance reports electronically.

DIGEST OF HB 1301 (Updated February 25, 2020 4:59 pm - DI 135)

Deployment of truck safety technology. Provides that a motor carrier safety improvement that is deployed, implemented, used by, or required by a motor carrier shall not be considered when evaluating an individual's status as an employee, independent contractor, or jointly employed employee.

DIGEST OF HB 1305 (Updated March 2, 2020 8:15 pm - DI 133)

Graduation rate calculation. Provides that a student who withdraws from school after completing grade 10 may not be included in a school's graduation rate if the student's parent submits to the school the following statements while the student is enrolled in grade 8: (1) A statement from the parent affirming that the parent has a sincerely held religious belief against the taking of a photograph and that the student will be withdrawing from school after completing grade 10 in order to complete a career pathway certification or due to the parent's deeply held religious belief. (2) A statement from a member of the clergy of the religious organization of which the parent is a

member regarding the prohibition of photography of members of the religious organization. Requires at least one parent of the student to provide proof that the parent has been issued a photo exempt driver's license or identification card.

DIGEST OF HB 1309 (Updated February 27, 2020 4:09 pm - DI 135)

Department of environmental management. Revises references to federal regulations relating to variances from water quality standards. Provides that a variance from a water quality standard issued for a period of more than five years must be reevaluated in accordance with the requirements of the federal rule on variances from water quality standards. Provides that a variance relating to an NPDES permit may be submitted at any time before or after the issuance, renewal, or modification of the NPDES permit. Eliminates the requirement that the department itself, at least once per year, administer a certification examination for operators of water treatment plants, water distribution systems, and wastewater treatment plants. Requires instead the department to ensure that the examination is administered at least once per year, and allows the examination to be administered by independent third parties authorized by the commissioner of the department.

DIGEST OF HB 1313 (Updated March 2, 2020 8:15 pm - DI 133)

Courts and family law matters. Provides that a magistrate has the same powers as a judge, except the power of judicial mandate. Repeals certain sections that enumerate the powers for magistrates. Repeals the judicial technology oversight committee. Increases the filing limit for the small claims docket to not more than \$8,000 (rather than \$6,000, under current law). Provides that the Marion County court will divide the work of the court into various divisions, including but not limited to the following: (1) Civil. (2) Criminal. (3) Family. Provides that the Marion County court shall hold session in the: (1) community justice campus in Indianapolis; and (2) other places in Marion County as the court determines. Provides that a relocating individual who is party to a custody order or parenting time order is not required to file a notice of intent to move with the clerk of the court if: (1) the relocation has been addressed by a prior court order; or (2) the relocation will: (A) result in a decrease in the distance between the relocating individual's residence and the nonrelocating individual's residence; or (B) result in an increase of not more than 20 miles in the distance between the relocating individual's residence and the nonrelocating individual's residence. Makes conforming amendments.

DIGEST OF HB 1326 (Updated March 2, 2020 8:22 pm - DI 133)

Community mental health centers. Provides that: (1) licensed clinical social workers; (2) licensed mental health counselors; (3) licensed marriage and family therapists; and (4) licensed clinical addiction counselors; who have at least two years of experience in addiction treatment or hold an addiction credential are eligible supervisors for addiction based intensive outpatient treatments under Medicaid. Defines a community mental health center as a governmental unit for purposes of the required nonfederal share of medical assistance payments under Medicaid. Provides that a

provider in an intensive outpatient treatment program is not required to be a licensed addictive counselor or clinical addiction counselor if specified conditions are met. Specifies that a recovery audit does not require documentation at the time of service for services provided in certain instances. Allows a supervising provider in a community mental health center to review documentation concerning: (1) a plan of treatment; or (2) specific treatment methods; not later than 30 days from the date of service. Sets forth requirements to demonstrate active treatment in developing a plan of treatment. Requires the division to provide best practice recommendations and to work with community mental health centers in a collaborative manner. Provides that documentation that is developed as part of an incident or death audit is confidential. Allows the division of mental health and addiction to grant a waiver of staffing requirements for community mental health center applicants. Provides that a licensed prescriber with prescriptive authority shall be counted when determining whether a community mental health center applicant meets certain staffing requirements for community mental health center certification. Requires a licensed clinical addiction counselor to be counted for certain staffing requirements of community mental health centers. Requires the division to develop a comprehensive appeals process under the mental health and addiction forensic treatment program not later than January 1, 2021. Provides advanced practice nurses with all of the supervisory rights and responsibilities of: (1) licensed physicians; and (2) health service provider in psychology (HSPP) psychologists; in certain instances if specified requirements are met.

DIGEST OF HB 1334 (Updated February 24, 2020 4:04 pm - DI 135)

Radon mitigation. Provides the state department of health (state department) with emergency rulemaking authority to amend provisions in the state department's administrative rules concerning radon. Requires the state department to amend provisions in the state department's administrative rules concerning radon using the regular rulemaking process before December 31, 2021. Provides that the provisions added by the bill expire July 1, 2022.

DIGEST OF HB 1341 (Updated March 2, 2020 8:15 pm - DI 133)

Students with disabilities. Requires the state advisory council on the education of children with disabilities (council) to develop a plan to inform: (1) certain former students who received a certificate of completion or another nondiploma certificate of recognition; and (2) certain former students who had an individualized education program, plan developed under Section 504 of the federal Rehabilitation Act, service plan, or choice scholarship education plan and who withdrew from school; of certain resources and opportunities. Requires the council to submit, not later than October 1, 2020, a copy of the plan to the general assembly.

DIGEST OF HB 1343 (Updated February 24, 2020 4:04 pm - DI 135)

New Harmony and Wabash River bridge authority. Provides that the New Harmony and Wabash River bridge authority (bridge authority) and its members, officers, and employees are immune from civil liability resulting from any act or omission related to implementation of the statute that



establishes the bridge authority. Provides that the immunity does not extend to a person who commits an act or omits to do an act that amounts to gross negligence or willful and wanton misconduct. Requires the attorney general to defend the bridge authority and its members, officers, and employees if any of these are made a party to a civil suit and the attorney general determines that the suit has arisen out of an act or omission of any of these authorized or required under the bridge authority law or any other law. Repeals an existing statute in the bridge authority law relating to civil immunity.

DIGEST OF HB 1346 (Updated February 25, 2020 4:59 pm - DI 135)

Jail overcrowding. Repeals all provisions concerning the county jail overcrowding task force. Adds additional members to the justice reinvestment advisory council ("advisory council"), including members of the Indiana evidence based decision making initiative (which is a partnership between state and local criminal justice stakeholders). Specifies the purpose and certain duties of the advisory council, including: (1) to conduct a state level review and evaluation of jail overcrowding to identify a range of possible solutions; and (2) to develop incarceration alternatives and recidivism reduction programs at the county and community level by promoting the development of the incorporation of evidence based decision making into decisions concerning jail overcrowding. Provides that the advisory council may make a recommendation to the county sheriffs concerning strategies to address jail overcrowding and implementing evidence based practices for reducing recidivism for individuals in county jails. Requires the criminal justice institute to coordinate with state and local criminal justice agencies for the collection and transfer of data from sheriffs concerning jail: (1) populations; and (2) statistics; for the purpose of providing jail data to the management performance hub.

DIGEST OF HB 1353 (Updated March 2, 2020 8:14 pm - DI 133)

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 (UCCC); (3) civil proceeding advance payment providers; (4) debt management companies; (5) banks; (6) credit unions; (7) pawnbrokers; (8) money transmitters; and (9) licensed cashers of checks. Repeals a provision in the statute governing credit unions that concerns loans made by a credit union to the credit union's individual directors and committee members. Amends a provision in the statute governing credit unions that concerns loans made by a credit union to the credit union's individual officers to: (1) include extensions of credit made to the credit union's individual directors and supervisory committee members (and to the immediate family members and related interests of the credit union's individual directors and supervisory committee members); and (2) specify that such extensions of credit shall be made in accordance with Regulation O of the Board of Governors of the Federal Reserve System. Provides that an appraisal required in connection with a real estate mortgage loan to a credit union member must be: (1) a written appraisal; or (2) a written estimate of market value; consistent with the appraisal standards and transaction value limitations set forth in the appraisal regulations of the National Credit Union Administration.

DIGEST OF HB 1370 (Updated February 25, 2020 5:00 pm - DI 135)

Regional redevelopment. Provides that a public instrumentality or a public corporate body authorized by state law may enter into an interlocal agreement. Allows two or more eligible units to establish a land bank jointly by entering into an interlocal agreement.

DIGEST OF HB 1372 (Updated March 11, 2020 11:15 pm - DI 55)

Various insurance matters. Requires a state employee health plan, a policy of accident and sickness insurance, and a health maintenance organization contract to provide coverage for pediatric autoimmune neuropsychiatric disorders associated with streptococcal infections (PANDAS) and pediatric acute-onset neuropsychiatric syndrome (PANS), including treatment with intravenous immunoglobulin therapy. Makes changes in the law concerning the permissible investments of life insurance companies and casualty, fire, and marine insurance companies. Provides that an insurance administrator may pay claims via electronic payment. Exempts an individual from the prelicensing course, state license examination, and continuing education requirements for licensed independent adjusters if the individual holds a current claims certification issued by a national or state claims association whose certification program meets certain conditions. Provides that a multiple employer welfare arrangement may be established through an interlocal cooperation agreement. Adopts the insurance data security model law, which requires certain holders of an insurance license, authority, or registration to maintain an information security program and meet other requirements. Establishes an affirmative defense to a tort civil action for a licensee that satisfies the requirements of the insurance data security model law. Adopts a new model law on credit for reinsurance. Provides that a rejection of uninsured motorist coverage or underinsured motorist coverage in an underlying personal policy is also a rejection of uninsured motorist coverage or underinsured motorist coverage in a personal umbrella or excess liability policy. Urges the legislative council to assign to an appropriate interim study committee the task of studying medical payment coverage, including: (1) whether medical payment coverage should be supplemental to the benefits: (A) to which a covered individual is entitled under a health plan; and (B) that are the same as or similar to benefits available to the covered individual under the medical payment coverage; and (2) whether a health plan should be prohibited from requiring the use or exhaustion of medical payment coverage as a condition of payment of benefits under the health plan for health care services rendered to a covered individual.

DIGEST OF HB 1385 (Updated March 11, 2020 10:47 am - DI 139)

Natural resources. Removes the definition of "motorboat". Provides that the definition of "watercraft" does not include a craft that is: (1) powered by its occupants; and (2) does not contain a mechanical propellant. Repeals and replaces provisions in the current watercraft registration law. Amends sections related to boat excise tax. Provides that tax situs means the taxing district in which the boat is located on the date it is registered. Provides that a watercraft is not a vehicle for purposes of mechanic's liens for vehicles. Provides that a person that fails to carry a certificate of registration or display proof of registration for display on a watercraft commits a Class C infraction. Provides that a person who knowingly or intentionally falsifies, predates, changes, or counterfeits proof of registration for a watercraft commits a Class C misdemeanor. Revises the definition of "recreational trail" to specify that the term refers to trails or paths funded through the recreational trails program. Specifies that the state may acquire a railroad's interest in a corridor for use as a trail (rather than as a recreational trail as provided by current law). Specifies that the

state may consider a corridor's suitability for use as a trail (rather than as a recreational trail as provided by current law) when considering whether to acquire a railroad's interest in a corridor. Specifies that a railroad's interest in a corridor acquired for a recreational purpose may be developed and operated under the recreational trails program. (Current law requires such acquisitions to be developed and operated under the program.) Modifies the definitions of "all-terrain vehicle" and "recreational off-highway vehicle". Makes it a Class C infraction to violate a rule adopted by the natural resources commission or an emergency rule adopted by the department of natural resources, unless otherwise specified under state law. Allows the owner of a boat that carries passengers upon public water for hire to elect to have an underwater survey (survey) conducted instead of the required dry dock inspection. Requires that the boat be inspected in a dry dock once every 120 months. Requires the owner of the boat to hire and pay for the survey. Requires the survey to be conducted by an inspector from a certified organization that is approved by the natural resources commission. Requires that the certificate of inspection and registration certify the method of the boat's inspection and the name of the person and organization that performed the inspection. Allows an individual to float on a board on or in the wake directly behind a motorboat that is underway using the wake itself as the means of propulsion. Removes the sunset provision regarding the use of certain rifles while hunting. Removes an exception for legal minnow seines and dip nets from the prohibition on using various fishing techniques near a dam. Authorizes the natural resources commission to authorize exceptions for the use of otherwise prohibited techniques by rule. Makes various changes to the procedures for revoking or denying a license or permit under the wildlife violator compact. Provides that a court having jurisdiction of an offense committed in violation of an Indiana law for the protection of wildlife may revoke the license of the offender for a minimum of one year. (Current law allows revocations for a period of 30 days, 60 days, 90 days, or one year.) Declares that the citizens of Indiana have certain vested rights with respect to Lake Michigan, and that the natural resources commission may adopt rules concerning those rights. Provides that property owners may jointly apply for a permit with the Indiana department of environmental management for wetland activities in state regulated wetlands. Authorizes the department to adopt rules identifying the ordinary high water mark on the land adjoining the waters of Lake Michigan for administrative purposes. Provides that the owner of a private property that is adjacent to Lake Michigan is immune from liability under certain circumstances. Provides guidelines for permitting to private property owners by local governmental agencies, in the case of an emergency to: (1) repair; or (2) construct; a new seawall or revetment on the owner's property. Provides guidelines for the location of a seawall or revetment in the event of construction or repair of that seawall or revetment. Makes a local planning and zoning statute concerning the alienation of mineral resources and forests outside urban areas applicable to all counties.

DIGEST OF HB 1392 (Updated March 2, 2020 6:46 pm - DI 104)

Physician assistants and nurses. Beginning January 1, 2021, allows a physician assistant who: (1) performs under a collaborative agreement that allows the physician assistant to certify the cause of death and submit death records as delegated by the collaborating physician; and (2) is last in attendance upon the deceased; and (3) certifies the cause of death of a deceased individual; to

enter or sign a record on a death into the Indiana death registration system. Beginning January 1, 2021, allows an advanced practice registered nurse who is last in attendance upon the deceased to certify the cause of death of a deceased individual and to enter or sign a record on a death into the Indiana death registration system. Provides that one of the registered nurses appointed to the Indiana state board of nursing (board) must be an advanced practice registered nurse who has, or has had, prescriptive authority. Amends the qualifications of registered nurse members and practical nurse members of the board.

DIGEST OF HB 1403 (Updated February 24, 2020 4:05 pm - DI 135)

Waste tires. Adds a definition of "used tire", for purposes of the law governing solid waste management. Adds requirements for the adoption of administrative rules concerning the regulation of waste tire storage sites and waste tire processing operations.

DIGEST OF HB 1414 (Updated March 10, 2020 6:25 pm - DI 101)

Electric generation. Provides that a public utility that owns and operates a reliable capacity electric generation resource shall operate and maintain the unit using good utility practices and in a manner reasonably intended to support the availability of the unit for dispatch and for providing reliable service to customers of the public utility. Prohibits a public utility from terminating a power agreement with a legacy generation resource in which the public utility has an ownership interest unless the public utility provides the utility regulatory commission (IURC) with at least three years advance notice of the termination. Provides that the IURC shall determine the reasonable costs incurred by the public utility under the power agreement and allow the public utility to recover those costs in a fuel adjustment charge proceeding. Provides that a public utility may not retire, sell, or transfer a reliable capacity resource with a capacity of at least 80 megawatts before May 1, 2021, unless: (1) the public utility first provides written notice to the IURC of the public utility's intent to do so; and (2) the IURC conducts a public hearing to receive information concerning the reasonableness of the planned retirement, sale, or transfer. Requires the IURC to conduct the required hearing and issue its analysis and conclusions concerning the reasonableness of the planned retirement, sale, or transfer not later than 120 days after the date of the IURC's receipt of the public utility's written notice to the IURC. Provides that if the planned retirement, sale, or transfer: (1) was included in the public utility's preferred portfolio in the public utility's most recent integrated resource plan, the public utility may proceed with the planned retirement, sale, or transfer after the commission issues the commission's analysis and conclusions; or (2) was not included in the public utility's preferred portfolio in the public utility's most recent integrated resource plan, the public utility may not proceed with the planned retirement, sale, or transfer until at least six months have elapsed from the date of the commission's receipt of the public utility's written notice of the planned retirement, sale, or transfer. Provides that if a public utility cites a federal mandate as the basis, in whole or in part, for the planned retirement, sale, or transfer of the reliable capacity resource, the IURC may consider as part of its analysis and conclusions whether the cited federal mandate: (1) is in force; (2) has not expired or been revoked; and (3) is not merely anticipated to be enacted; at the time of the public utility's notice. Provides that these

provisions expire May 1, 2021. Provides that in awarding high value workforce ready credit-bearing grants, the commission for higher education, in conjunction with the department of workforce development, shall give priority to an applicant who is a coal transition worker. Defines a "coal transition worker" as an individual who is laid off or terminated from the individual's employment: (1) at a commercial coal mine in Indiana; (2) at a coal fired electric generating unit in Indiana; or (3) in an Indiana based manufacturing or transportation supply chain serving: (A) a commercial coal mine; or (B) a coal fired electric generating unit; in Indiana.

DIGEST OF HB 1419 (Updated March 11, 2020 6:45 am - DI 116)

Governor's workforce cabinet. Makes changes to the membership of the governor's workforce cabinet. Requires the governor's workforce cabinet to work with stakeholders from early learning through the workforce to establish alignment and coordination between the early learning advisory committee, state board of education (state board), commission for higher education, and department of workforce development.

DIGEST OF SB 1 (Updated March 11, 2020 10:21 pm - DI 107)

Tobacco and vaping smoking age. Prohibits a person who is less than 21 years of age from buying or possessing: (1) tobacco; (2) e-liquids; or (3) electronic cigarettes. Makes conforming changes regarding enforcement provisions, sales certificates, prohibition of delivery sales, and notices posted at retail establishments and at vending machines. Provides that a retail establishment that sells an e-liquid to a person less than 21 years of age is subject to a civil judgment for an infraction. Doubles the civil judgment for an infraction for: (1) a retail establishment that sells or distributes tobacco, an e-liquid, or an electronic cigarette to a person less than 21 years of age; and (2) certain retail establishments that allow an underage person to enter their establishment. Modifies the time frame for when retail establishments may receive enhanced penalties for repeat e-liquid and tobacco products violations. Requires a merchant who mails or ships cigarettes as part of a delivery sale to use a shipping service that requires a customer to present identification if they appear to be less than 30 years of age. Provides that a tobacco sales certificate (certificate) may only be issued to a person who has not had an interest in a certificate revoked by the commission for a business location within one year. Makes it a Class C misdemeanor if a tobacco and vaping business operates within 1,000 feet of a public or private elementary or secondary school. Provides that a retail establishment in which tobacco products, electronic cigarettes, and e-liquids account for at least 85% of the retail establishment's gross sales: (1) may not allow a person who is less than 21 years of age to enter the retail establishment; and (2) is not subject to a statute prohibiting sales of tobacco or electronic cigarettes through a self-service display. Makes it a Class B infraction for a person to knowingly sell tobacco, an e-liquid, or an electronic cigarette that contains vitamin E acetate. Makes technical corrections.

DIGEST OF SB 2 (Updated February 3, 2020 10:24 am - DI 135)

School accountability. Provides that a school's or school corporation's category or designation of school or school corporation performance assigned by the state board of education for the 2018-2019 school year may not be lower than the school's or school corporation's category or designation of school or school corporation performance for the 2017-2018 school year. Provides that a school's or school corporation's category or designation of school or school corporation performance assigned by the state board of education for the 2019-2020 school year is the higher of the school's or school corporation's: (1) category or designation of school or school corporation performance assigned for the 2018-2019 school year; or (2) category or designation of school or school corporation performance for the 2019-2020 school year. Provides that consequences for school improvement do not apply for the 2018-2019 or 2019-2020 school years. Provides that ILEARN program test scores or a school's category or designation of school improvement for the 2018-2019 or 2019-2020 school year may not be used by a school corporation as part of an annual performance evaluation of a particular certificated employee unless the use of the ILEARN program test scores or a school's category or designation of school improvement would improve the particular certificated employee's annual performance rating.

DIGEST OF SB 5 (Updated March 2, 2020 5:21 pm - DI 55)

Health provider contracts. Requires hospitals, ambulatory outpatient surgical centers, and urgent care facilities to post certain information on their Internet web sites about health care services they provide, including the weighted average negotiated charges for the services. Provides that an insurer that issues a group health insurance policy or a health maintenance organization that enters into a group health maintenance organization contract shall disclose to the policyholder or subscriber: (1) the amount of the commission, service fee, or brokerage fee to be paid to an insurance producer for selling, soliciting, or negotiating the policy or contract; and (2) whether the commission or fee is based on a percentage of total plan premiums or a flat per member fee. Requires that this information be disclosed at the outset and upon renewal of the policy or contract. Prohibits the inclusion in a health provider contract of a provision under which a provider (an individual or entity licensed or authorized to provide health care services) would be prohibited from disclosing health care service claims data to an employer providing the coverage. States that the inclusion of such a provision in a health care provider contract is an unfair or deceptive act or practice in the business of insurance. Requires the department of insurance to submit a request for information and a request for proposals concerning the establishment and operation of an all payer claims data base, which will receive and contain information on claims paid by insurers, health maintenance organizations, pharmacy benefit managers, and other payers. Provides that a fully credentialed provider shall be reimbursed by an insurer or health maintenance organization for eligible services provided at an in-network hospital if certain conditions are met.

DIGEST OF SB 10 (Updated March 10, 2020 2:33 pm - DI 132)

Pension matters. Provides that a member of the public employees' retirement fund (PERF), the Indiana state teachers' retirement fund (TRF), or the legislators' defined contribution plan who meets certain age and service requirements may withdraw all or part of the amount in the member's annuity savings account without consequence to the member's pension benefit under the fund and without separating from a covered position. Removes the requirement that a member of PERF, TRF, or the legislators' defined contribution plan wait 30 days after separating from a covered position to withdraw an amount from the member's annuity saving account. Provides that the board of trustees of the Indiana public retirement system may offer members an alternative option for the payment of the member's retirement benefits that does not include a minimum benefit option. (The introduced version of this bill was prepared by the interim study committee on pension management oversight.)

DIGEST OF SB 19 (Updated February 18, 2020 3:17 pm - DI 135)

Electronic technology for ophthalmic prescriptions. Removes the restriction on the prescribing of ophthalmic devices through telemedicine and sets conditions on when a provider may, through telemedicine, prescribe medical devices. Establishes conditions that must be met before a prescriber may issue a prescription for an ophthalmic device through telemedicine. Prohibits making changes and substitutions to a prescription for contact lenses or prescription eye glasses unless under the direction of the prescriber. States that a prescriber is not liable for any damage or injury to an individual resulting from the packaging, manufacturing, or dispensing of the contact lenses or prescription eye glasses unless the prescriber is also the seller. Prohibits the optometry board from establishing restrictive standards concerning the practice of ocular telemedicine or ocular telehealth.

DIGEST OF SB 20 (Updated February 20, 2020 10:53 am - DI 135)

Plan commissions. Allows a county agricultural extension educator (educator) serving on a county plan commission or an area plan commission who is not a resident of the county to continue to serve on the county plan commission or area plan commission until: (1) October 1, 2020; or (2) the date set forth in a county legislative body ordinance that is after October 1, 2020, and not later than October 1, 2021. Provides that an educator who is not a resident of the county shall serve the county plan commission or area plan commission in a nonvoting advisory capacity. Provides that the county surveyor's designee must be a resident of the county to serve on the county plan commission or area plan commission. Requires a person appointed to a plan commission to fill a vacancy or to serve as an alternate member to meet the same requirements as the member the person is appointed to replace.

DIGEST OF SB 21 (Updated March 2, 2020 3:18 pm - DI 133)

Out-of-state prescriptions. Provides that a pharmacist has a duty to honor all prescriptions issued by: (1) an advanced practice registered nurse; or (2) a physician assistant; licensed under the laws of another state.

DIGEST OF SB 25 (Updated March 2, 2020 3:06 pm - DI 133)

Mental health disability review panels. Establishes mental health disability review panels (review panel) for evaluation of members of the 1977 police officers' and firefighters' pension and disability fund (1977 fund) who have been determined to have an impairment for mental illness. Includes mental illness in the description of "occupational diseases" for purposes of determining whether a 1977 fund member has an impairment. Makes the final determination of an impairment for a mental illness provisional for two years: (1) beginning July 1, 2020, for a final determination made after December 31, 2012, and before July 1, 2020; or (2) from the date of the final determination, for a final determination made after June 30, 2020. Requires that, during that time, the 1977 fund member participate in a mental health treatment plan, at the employer's cost, and at the end of the two year period, requires the review panel to evaluate the 1977 fund member to determine if the 1977 fund member: (1) is medically able to return to duty; or (2) may continue for another two year provisional disability period. Requires that, at the end of the second provisional period, the review panel evaluate the 1977 fund member to determine if the 1977 fund member: (1) is medically able to return to duty; or (2) has a permanent impairment. Provides that the evaluations conducted by the mental health disability review panels are confidential. Provides that the board of trustees of the Indiana public retirement system may suspend a 1977 fund member's disability benefits if the member fails to comply with reasonable requests for information by the mental health disability review panel. (The introduced version of this bill was prepared by the interim study committee on pension management oversight.)

DIGEST OF SB 39 (Updated February 18, 2020 3:17 pm - DI 135)

Specialized driving privileges. Provides that in certain circumstances a court may stay the suspension of a person's driving privileges and grant specialized driving privileges for a period of time as determined by the court. Provides that the court may set periodic hearings to review the grant of specialized driving privileges. Provides that, if a probable cause affidavit must be sent by a judicial officer to the bureau of motor vehicles, the probable cause affidavit must be sent at the conclusion of the initial hearing.

DIGEST OF SB 47 (Updated March 11, 2020 7:47 pm - DI 133)

Expungement issues. Defines "protection order records" and requires companies that provide background checks to periodically review their records and remove records relating to expunged protection orders (in the same manner as expunged convictions are removed). Permits a person to expunge protection order records in connection with the denial of an ex parte petition for a



protection order. Provides that if a court reduces a Class D or Level 6 felony to a misdemeanor, the five-year waiting period for expungement begins on the date of the felony conviction and not on the date the felony was converted to a misdemeanor. Provides that, if a person whose records have been expunged seeks employment with a law enforcement agency or a probation or community corrections department, the law enforcement agency or the probation or community corrections department may: (1) inquire about the person's expunged records; and (2) refuse to employ the person. Specifies the procedure to expunge records of a collateral action entered in a different county than the county which issued the expungement order.

DIGEST OF SB 50 (Updated February 25, 2020 3:14 pm - DI 135)

Various trust and probate issues. Makes various changes to trust and probate laws concerning proof of title affidavits, small estate affidavits, execution of a trust by a third party, silent trusts, nonjudicial settlements of accounts, and legacy trusts. Makes technical corrections. (The introduced version of this bill was prepared by the probate code study commission.)

DIGEST OF SB 61 (Updated February 18, 2020 3:18 pm - DI 135)

EMS personnel licensure interstate compact. Implements the emergency medical services personnel licensure interstate compact.

DIGEST OF SB 78 (Updated March 2, 2020 3:19 pm - DI 133)

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

DIGEST OF SB 80 (Updated March 11, 2020 7:21 pm - DI 112)

Code Revision Corrections. Addresses problems in the Indiana Code not suitable for resolution in the annual Technical Corrections bill, including resolution of the conflicts between versions of sections that were both amended and repealed during the 2019 legislative session. Resolves technical conflicts between various enrolled acts passed during the 2020 legislative session. Corrects technical errors in various enrolled acts passed during the 2020 legislative session.

DIGEST OF SB 100 (Updated March 2, 2020 3:19 pm - DI 133)

Nonconforming structures. Provides that the parcel owner shall be allowed to reconstruct, repair, or renovate the nonconforming structure if the reconstruction, repair, or renovation meets certain

requirements. Specifies that the bill's provision regarding the reconstruction, repair, or renovation of a nonconforming structure does not apply to a nonconforming structure that is: (1) subject to the jurisdiction of a preservation commission; or (2) located within a flood plain.

DIGEST OF SB 109 (Updated February 25, 2020 3:15 pm - DI 135)

Statute of limitations. Provides that an otherwise barred offense may be commenced not later than five years from the earlier of the date on which: (1) the state first discovers DNA evidence sufficient to charge the offender; (2) the state first becomes aware of a recording that provides evidence sufficient to charge the offender; or (3) a person confesses to the offense. Permits the alleged victim of certain child sex crimes to apply for victim compensation not later than five years after: (1) the state first discovers DNA evidence sufficient to charge the offender; (2) the state first becomes aware of a recording that provides evidence sufficient to charge the offender; or (3) a person confesses to the offense.

DIGEST OF SB 132 (Updated March 10, 2020 5:21 pm - DI 132)

Department of homeland security. Renames the "safety first" license plate as the "first responder" license plate. Provides that the department of homeland security (department) may require a person to submit information, a document, or an application electronically. Provides that the two-dimensional bar code assigned to an elevator shall be displayed in or on each elevator. Repeals the reduced ignition propensity standards for cigarettes fund and transfers the money in the fund to the fire prevention and public safety fund. Provides that the fire prevention and public safety fund may be used for the same purposes as the reduced ignition propensity standards for cigarettes fund. Requires a school corporation or charter school to annually report to the department the number of school resource officers employed by the school corporation or charter school for the protection of the school corporation or charter school. Requires the department to annually compile the number of school resource officers employed by school corporations or charter schools for the protection of the school corporations or charter schools and retain that information. Provides that the information about school resource officers compiled by the department is confidential. Makes conforming changes.

DIGEST OF SB 139 (Updated February 24, 2020 4:32 pm - DI 135)

Adult guardianship services. Combines the volunteer advocates for seniors program and the volunteer advocates for incapacitated adults programs into one program. Requires that, in submitting a progress report to the court, a volunteer advocate for seniors and incapacitated adults shall include a person centered care plan in the progress report.

DIGEST OF SB 146 (Updated March 2, 2020 3:44 pm - DI 131)

Sexual assault victims' rights. Provides rights to sexual assault victims, including the right to: (1) speak with a victim advocate or victim service provider, if available, and a victims assistance or a

social worker, if a victim advocate or victim service provider is not available, before a forensic medical exam or during the course of an investigation; (2) the collection of sexual assault forensic evidence; and (3) notice. Requires a provider, before commencing a forensic medical examination, or as soon as possible, to notify a victim advocate or victim service provider, if available, or victims assistance or a social worker, if a victim advocate or victim service provider is not available.

DIGEST OF SB 148 (Updated March 11, 2020 6:37 pm - DI 129)

Zoning and housing matters. Amends a statute concerning manufactured homes (manufactured home statute) to provide, with respect to a manufactured home located outside of a mobile home community, as follows: (1) A comprehensive plan or zoning ordinance adopted by a unit of local government may: (A) specify aesthetic standards and requirements concerning the manufactured home's permanent foundation system; and (B) require compatibility of the manufactured home's permanent foundation system with surrounding residential structures. (2) A unit of local government may not require: (A) a permanent foundation system that is incompatible with the structural design of the manufactured home; or (B) more than one permanent foundation system for a manufactured home. Specifies that the changes to the manufactured home statute do not affect a requirement applicable to property that is subject to the jurisdiction of a preservation commission. Provides that a unit of local government may not adopt or enforce certain ordinances, regulations, requirements, or other restrictions that mandate size requirements for a manufactured home that is placed in a mobile home community. Provides that, subject to certain conditions, an industrialized residential structure may be located in a mobile home community. Requires a mobile home community operator (operator) to provide all owners of mobile homes, manufactured homes, or industrialized residential structures in a mobile home community with written notice not less than 180 days before the mobile home community's closure. Provides that an operator who violates the notice requirement commits a deceptive act that is actionable by the attorney general or a consumer. Prohibits a unit of local government from regulating certain aspects of a landlord-tenant relationship with respect to privately owned real property located in the unit unless the regulation is authorized by the general assembly. Prohibits a landlord from taking certain retaliatory actions in response to a tenant's engaging in one or more enumerated protected activities. Prohibits a local unit from adopting or enforcing any ordinance or regulation concerning retaliatory acts by landlords. Makes conforming changes.

DIGEST OF SB 177 (Updated March 2, 2020 3:20 pm - DI 133)

Administration of the broadband ready program. Provides that the office of community and rural affairs, rather than the Indiana economic development corporation, administers the broadband ready communities development center.

DIGEST OF SB 179 (Updated March 2, 2020 6:09 pm - DI 133)

Election cybersecurity. Requires counties to enter into an agreement with the secretary of state to use a threat intelligence and enterprise security company designated by the secretary of state for specified security purposes. Provides that this requirement expires January 1, 2023. Requires an employee or agent of a circuit court clerk, a county election board, or a board of registration to meet certain proficiency standards to be qualified to access the statewide voter registration system. Requires applicants for certification of voting systems and electronic poll books to include information regarding: (1) the batteries used in the voting system or electronic poll book, and any peripherals; (2) a planned replacement schedule for the batteries, and (3) plans to test batteries; and (4) plans for emergency replacement of batteries that fail on election day or during the 30 days before election day. Provides that the number of voting systems to be examined in a public test is based on the number of voting system units scheduled by the county election board to be used in the upcoming election. Requires a single list instead of two lists for testing by counties before elections and sets forth selection requirements for testing. Provides that if a county uploads unofficial precinct election results to the statewide voter registration system before certification of the final results, the county must use a universal serial bus (USB) drive that contains anti-malware protection features or other approved data storage transfer methods. Provides that: (1) if a direct record electronic voting system contains a voter verifiable paper audit trail, the precinct election board is not required to print out the paper audit trail in preparing the certificates setting forth the number of votes cast for a candidate or on a public question in the precinct; and (2) the certificates set forth the official votes cast by the voters of the precinct. Provides that after December 31, 2020, an electronic poll book may not display whether a voter's registration record is in active or inactive status. Provides that in a recount or contest proceeding, the information set forth on the voter verifiable paper audit trail may be used as evidence for a recount commission or a court to determine the votes cast for a candidate or on a public question in the precinct. Permits the secretary of state to issue orders (rather than adopting administrative rules) to: (1) designate elections to be subject to a risk-limiting audit or procedure audits conducted after the election; and (2) to administer risk-limiting audits.

DIGEST OF SB 180 (Updated February 24, 2020 4:33 pm - DI 135)

Public employees deferred compensation plan. Amends the notice requirement in the statute concerning the public employees deferred compensation plan to provide that notice to an employee of the provisions of the statute: (1) is not required to be in writing; (2) is not required to be provided to the employee with the employee's first paycheck (assumed by the statute to be a paper paycheck); and (3) must include the contact information of the plan administrator, instead of the contact information of the auditor of state.

DIGEST OF SB 181 (Updated February 25, 2020 3:18 pm - DI 135)

Survivors' benefits. Provides that a participant in the state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan (EG&C plan) who dies

after January 31, 2018, is not required to have a minimum number of years of creditable service in the EG&C plan at the time of the participant's death in order for the participant's nominated survivor to be entitled to receive survivors' benefits. Provides that if a participant in the EG&C plan dies in the line of duty after January 31, 2018, the participant's nominated survivor is entitled to an annual survivors' allowance for life equal to 100% of the amount to which the participant would have been entitled had the participant retired with 25 years of service at 50 years of age. Provides that in the EG&C plan if: (1) an active participant regardless of the participant's years of creditable service and (2) an inactive participant with at least 15 years of creditable service dies other than in the line of duty after January 31, 2018, the participant's nominated survivor is entitled to an annual survivors' allowance for life equal to 50% of the amount to which the participant would have been entitled had the participant retired with 25 years of service at 50 years of age. Makes technical corrections. (The introduced version of this bill was prepared by the interim study committee on pension management oversight.)

DIGEST OF SB 184 (Updated March 2, 2020 3:20 pm - DI 133)

Nonprofit agricultural organization coverage. Authorizes a nonprofit agricultural organization to provide health benefit coverage that is: (1) sponsored by the nonprofit agricultural organization or its affiliate; (2) offered only to members of the nonprofit agricultural organization and their families; (3) deemed by the nonprofit agricultural organization to be important in assisting its members to live long and productive lives; and (4) offered in every county in Indiana. Provides that nonprofit agricultural organization coverage is not insurance and is not subject to the regulatory authority of the department of insurance, and that a nonprofit agricultural organization providing health coverage is not engaged in the business of insurance and is not required to obtain a certificate of authority. Provides that an individual may not apply for health coverage provided by a nonprofit agricultural organization until the individual has been a member of the nonprofit agricultural organization for at least 30 days. Mandates that the health coverage cover ambulatory patient services, hospitalization, emergency services, and laboratory services, and provides that the coverage may not be subject to an annual limit of less than \$2,000,000 per year. Requires a nonprofit agricultural organization offering health coverage: (1) to annually file with the department of insurance a written, signed opinion of a qualified actuary that the plan reserves of the nonprofit agricultural organization and its affiliate are adequate and conform to the appropriate actuarial standards of practice; and (2) to reinsure all or a portion of its risks. Provides that an individual entering into a health coverage contract with a nonprofit agricultural organization must acknowledge in a signed writing that the coverage: (1) is not considered insurance; and (2) is not subject to the administrative rules of the department of insurance.

DIGEST OF SB 187 (Updated February 18, 2020 3:18 pm - DI 135)

Elkhart County courts. Provides that the board of county commissioners shall provide the circuit court clerk with an office at: (1) the county seat; or (2) in Elkhart County, any other place in the county as the board of county commissioners may provide; in a building provided for that purpose. Provides that each division of the circuit court or superior court of Elkhart County shall hold sessions at: (1) the courthouse of the county; or (2) any other place in the county as the board

of county commissioners may provide.

DIGEST OF SB 190 (Updated March 10, 2020 5:54 pm - DI 134)

Controlled projects. Amends the definition of a "controlled project" to exclude projects exclusively for engineering, land and right-of-way acquisition, construction, resurfacing, maintenance, restoration, and rehabilitation of: (1) local road and street systems; (2) arterial road and street systems; and (3) any combination of local and arterial road and street systems; including bridges that are designated as being in a road and street system. Provides that the restrictions on supporting a position on a controlled project apply to any political subdivision that has assessed value within the same taxing district as the political subdivision proposing the project. Provides that nothing shall prevent another political subdivision that has assessed value within the same taxing district as the political subdivision from adopting a resolution or taking a position on a local public question.

DIGEST OF SB 194 (Updated February 27, 2020 11:00 am - DI 135)

Drug scheduling. Adds new scheduled drugs (including emergency scheduled drugs) to the statutory drug schedules. Defines "isomer". Defines "narcotic" to include opium esters, ethers, and salts of isomers, esters, and ethers. Makes other changes and conforming amendments. Makes a technical correction.

DIGEST OF SB 197 (Updated February 25, 2020 3:22 pm - DI 135)

Prohibited technology purchases. Defines "prohibited person" as a person that has been designated as posing a national security threat to the integrity of communications networks or the communications supply chain under a Federal Communications Commission rule. Prohibits money appropriated by the general assembly or a political subdivision from being granted to or used to purchase or obtain any equipment or services produced or provided by a prohibited person.

DIGEST OF SB 206 (Updated March 2, 2020 3:06 pm - DI 133)

Deposition of a child victim. Defines "child victim" as a child less than 16 years of age who is the victim of a sex offense, and specifies that a child victim has the right to confer with a representative of the prosecuting attorney's office before being deposed. Repeals and replaces the current statute concerning the deposition of a child with a new statute that provides that a defendant may only depose a child victim if the prosecuting attorney agrees to the deposition or if a court authorizes the deposition. Establishes a procedure for a court to use to determine whether to authorize the deposition of a child victim, and to specify the manner in which the deposition may be conducted. Provides that an order authorizing the deposition of a child must expressly prohibit the presence of the person accused of committing the offense against the child unless certain conditions apply and the presence of the accused is necessary to preserve the person's

rights under the United States or Indiana constitution. Makes conforming amendments.

DIGEST OF SB 209 (Updated March 2, 2020 3:20 pm - DI 133)

Search warrants. Provides that a warrant authorizing a search, testing, or other analysis of an item is deemed executed when the item is seized. Provides that a warrant return is sufficient if the return contains a statement indicating that the item was seized by a law enforcement officer.

DIGEST OF SB 216 (Updated March 2, 2020 4:00 pm - DI 131)

Disclosure of personal information to offender. Amends the access to public records act to provide that personal information regarding a correctional officer, probation officer, community corrections officer, law enforcement officer, judge, crime victim, or their family members may be withheld from disclosure when requested by a person confined in a prison, county jail, detention facility, or in a community corrections program as a result of the person's arrest or conviction for a crime, or that person's agent or relative. (Currently the law permits withholding personal information of officers, judges, victims, or their family members, if the information is requested by a person incarcerated in a penal institution after conviction for a crime.) Provides that the term "agent" does not include an attorney in good standing admitted to the practice of law in Indiana.

DIGEST OF SB 229 (Updated March 11, 2020 5:18 pm - DI 129)

Maintenance of regulated drains. Provides that a permit is not required from the Indiana department of environmental management for the maintenance or reconstruction of a regulated drain in accordance with certain best management practices for purposes of the law concerning state regulated wetlands, as long as the work takes place within the current easement and the reconstruction does not substantially change the characteristics of the drain to perform the function for which it was designed and constructed.

DIGEST OF SB 230 (Updated March 2, 2020 3:06 pm - DI 133)

Leasing of local unit property. Provides that a political subdivision may lease real property of the political subdivision that is located between the curb of a street and the front of commercial property, including a parkway strip, tree row, verge, or sidewalk, to the owner or property manager of the commercial property: (1) upon terms agreed to between the political subdivision and the property owner or property manager; and (2) without competitive bidding. Specifies requirements for the lease. Provides that upon execution of the lease, the property of the political subdivision shall be under the maintenance, control, and supervision of the property owner or the property manager, subject to the public's right to use the sidewalk as a walkway. Requires the lessee to: (1) assume the liability of the political subdivision for personal injuries and property damage to third parties occurring on the property; and (2) maintain insurance coverage in amount determined sufficient by the political subdivision. Requires the lease to be approved by at least a two-thirds vote of the members of the fiscal body of the political subdivision and recorded in the

office of the county recorder.

DIGEST OF SB 237 (Updated March 10, 2020 2:38 pm - DI 123)

Care of city police officers and firefighters. Provides that a city shall pay for the care of a police officer or firefighter who suffers an injury while performing the person's duty or while the person is on duty or who contracts illness caused by the performance of the person's duty.

DIGEST OF SB 238 (Updated February 24, 2020 4:33 pm - DI 135)

Various human services matters. Removes obsolete references to Larue D. Carter Memorial Hospital. Amends the definition of "early intervention services" to include additional services and qualified personnel for purposes of the infants and toddlers with disabilities program. Requires child care ministries to have at least one individual who maintains a CPR certification present at all times that a child is in the care of the child care ministry and requires employees and volunteers who are caregivers to maintain current first aid certification.

DIGEST OF SB 239 (Updated February 25, 2020 3:54 pm - DI 135)

Coverage for breast prostheses. Provides that a state employee health plan providing coverage for a mastectomy must also provide coverage for: (1) reconstructive surgery incident to the mastectomy, including all stages of reconstruction of the breast on which the mastectomy was performed and surgery and reconstruction of the other breast to produce symmetry; and (2) custom fabricated breast prostheses, including one additional breast prosthesis per breast affected by the mastectomy. Provides that a policy of accident and sickness insurance or health maintenance organization contract providing coverage for a mastectomy must also provide coverage for custom fabricated breast prostheses, including one additional breast prosthesis per breast affected by the mastectomy.

DIGEST OF SB 241 (Updated March 12, 2020 12:16 am - DI 104)

Pharmacy benefit managers. Requires a pharmacy benefit manager to obtain a license issued by the department of insurance and sets forth requirements of the pharmacy benefit manager. Provides for the commissioner of the department of insurance to adopt rules to specify licensure, financial and other standards, and reporting requirements that apply to a pharmacy benefit manager. Sets forth requirements and prohibitions of a pharmacy benefit manager. Allows a party that has contracted with a pharmacy benefit manager to request an audit of compliance at least one time per year. Makes violations of the chapter concerning pharmacy benefit managers an unfair or deceptive act or practice in the business of insurance. Allows a pharmacy benefit manager to obtain the license not later than December 31, 2020, in order to do business in Indiana and provide services for any health provider contract beginning January 1, 2021. (The introduced version of this bill was prepared by the interim study committee on public health, behavioral health, and human services.)



DIGEST OF SB 246 (Updated March 11, 2020 10:52 am - DI 133)

Mental health services. Requires a school corporation, charter school, or accredited nonpublic school to certify to the department of homeland security that the school corporation, charter school, or accredited nonpublic school has a memorandum of understanding in place with a community mental health center or provider certified or licensed by the state to provide mental and behavioral health services to students before applying for a grant from the Indiana secured school fund. Provides that the community mental health center or provider may be employed by the school corporation, charter school, or accredited nonpublic school. Requires a school corporation and a charter school to enter into a memorandum of understanding with a community mental health center or provider certified or licensed by the state to provide mental and behavioral health services to students. Requires the division of mental health and addiction to develop a memorandum of understanding for referral and assist school corporations and charter schools in obtaining a memorandum of understanding with a community mental health center or an appropriate provider. Requires each school corporation and charter school that enters into a memorandum of understanding with a community mental health center or appropriate provider to comply with certain confidentiality and referral requirements.

DIGEST OF SB 249 (Updated February 25, 2020 3:55 pm - DI 135)

Exploitation of dependents and endangered adults. Defines "person in a position of trust" and "self-dealing". Provides that a: (1) person commits exploitation of a dependent or an endangered adult if the person recklessly uses or exerts control over the personal services or property of an endangered adult or dependent; and (2) person in a position of trust commits exploitation of a dependent or an endangered adult if the person recklessly engages in self-dealing with the property of the dependent or endangered adult. Increases the penalty if the person has a prior unrelated conviction. Removes: (1) provisions relating to the Social Security Act; (2) a sentencing enhancement that applies if the victim is at least 60 years of age; and (3) a sentencing enhancement based on the value of the property.

DIGEST OF SB 254 (Updated March 2, 2020 3:07 pm - DI 133)

Water and wastewater utilities. Amends the law allowing the adjustment of a water or wastewater utility's rates and charges to enable the utility to recover the cost of eligible infrastructure improvements, by providing that the general maximum limit on the revenues used in determining the adjustment does not apply to infrastructure improvement costs associated with the construction, reconstruction, or improvement of a highway, street, or road. Amends the law that allows a public water utility to treat the costs of replacing customer-owned lead service lines as eligible infrastructure improvements for which a utility's rates and charges may be adjusted, by providing that the law applies to municipally owned utilities as well as public utilities. Establishes a procedure under which a public utility, municipally owned utility, or not-for-profit utility that provides water or wastewater service to the public and is under the jurisdiction of the commission for the approval of rates and charges may seek to recover, through a periodic rate adjustment, the

cost of certain utility plant or equipment expenditures that are related to compliance with environmental requirements or made for health, safety, or environmental protection purposes.

DIGEST OF SB 255 (Updated February 20, 2020 11:02 am - DI 135)

Insulin drugs. Repeals a provision that requires an individual to possess a prescription to purchase an insulin drug.

DIGEST OF SB 256 (Updated March 10, 2020 10:04 pm - DI 133)

Courts and judicial officers. Provides that the interim study committee on courts and the judiciary (committee) shall review, consider, and make recommendations concerning requests for new courts, new judicial officers, and changes in jurisdiction of existing courts in each even-numbered year. Specifies the information that must be provided to the committee with such a request. Provides that in each even-numbered year the committee shall: (1) identify each county in which the number of courts or judicial officers exceeds the number used by the county for a particular year; and (2) determine the number of years in which the number of courts or judicial officers in the county has exceeded the number used by the county. Requires the office of judicial administration to post the required information on its Internet web site. Establishes the Clark circuit courts No. 5 and No. 6, beginning January 1, 2025. Provides for the election of the judges of each of these circuit courts at the November 2024 general election. Establishes the Clark superior courts No. 5 and No. 6. Requires the governor to appoint the judge of each of these superior courts. Provides that each of these superior courts converts to Clark circuit courts No. 5 and No. 6 beginning January 1, 2025. Establishes a sixth circuit court in Delaware County. Removes the requirement that Delaware circuit courts No. 4 and No. 5 each have a standard small claims and misdemeanor docket. Establishes a third superior court in Marshall County. Allows the judges of the Gibson superior court and Gibson circuit court to jointly appoint a magistrate to serve the Gibson County courts. Allows the judges of the Hamilton circuit and superior courts to jointly appoint an additional magistrate to serve the Hamilton County courts. Allows the judges of the Jennings circuit and superior courts to jointly appoint a magistrate to serve the Jennings County courts. Requires the Indiana criminal justice institute to: (1) collect data concerning rates of rearrest of defendants released with and without money bail; and (2) submit an annual report containing the information collected to the legislative council. Urges the legislative council to assign to the committee the topic of giving mutual full faith and credit to judgments and orders of a tribal court of a federally recognized Indian tribe.

DIGEST OF SB 257 (Updated March 2, 2020 3:21 pm - DI 133)

Aviation safety. Provides that INDOT shall not issue a permit for construction or alteration of an energy facility that will result in a structure that is more than 200 feet above ground level at its site unless the applicant for the permit submits to INDOT documentation of a formal review by the Clearinghouse of the proposed construction or alteration indicating: (1) that the formal review resulted in a determination that the construction or alteration will not have an adverse impact on military operations and readiness; or (2) that: (A) the formal review resulted in a determination

that the proposed project will have an adverse impact on military operations and readiness; and (B) the applicant has either resolved the adverse impact to the satisfaction of the United States Department of Defense or entered into a mitigation agreement with the United States Department of Defense to mitigate the adverse impact. Provides that a person that is a public use airport owner or operator has standing to obtain judicial review or to intervene in a proceeding for judicial review of a zoning decision that may have a negative impact on the safety of civilian or military flight operations to or from the airport.

DIGEST OF SB 258 (Updated March 10, 2020 2:37 pm - DI 132)

Firefighter safety. Requires the board of firefighting personnel standards and education to establish best practices to improve safety and health outcomes for firefighters. Establishes the best practices fund for the purpose of providing matching grants to political subdivisions and volunteer fire departments to purchase equipment and other gear to implement best practices. Provides that the worker's compensation rating bureau of Indiana may recommend a premium or rate discount toward worker's compensation insurance to political subdivisions and volunteer fire departments that implement best practices.

DIGEST OF SB 267 (Updated March 2, 2020 4:21 pm - DI 119)

Administration of 211 services. Transfers responsibility for the 211 human services information dialing code from the Indiana housing and community development authority (authority) to the office of the secretary of family and social services (office of the secretary). Eliminates provisions: (1) regarding recognized 211 service providers; (2) prohibiting state agencies or departments from establishing telephone lines or hotlines to provide human services information or referrals without first consulting a recognized 211 provider and notifying the authority; (3) prohibiting dissemination of information to the public about the availability of 211 services except in conformity with rules adopted by the authority; (4) limiting disbursements from the 211 services account to \$50,000 annually; (5) requiring consultation with the board of directors of Indiana 211 Partnership, Inc., for purposes of preparation of the annual plan for expenditure of funds from the 211 services account; and (6) requiring an annual report to the general assembly regarding 211 services and deposits to and disbursements from the 211 services account. Creates the 211 services fund in place of the 211 services account. Creates the 211 advisory committee for purposes of advising the office of the secretary regarding use of and goals for 211 services. Requires the office of the secretary to: (1) compile specified data regarding 211 services beginning July 1, 2021; (2) enter into data sharing agreements to make the data available to entities approved by the office of the secretary; and (3) obtain and maintain accreditation for 211 operations in accordance with the standards of a national accreditation organization for information and referral services. Requires the office of the secretary to submit to the general assembly an annual report regarding 211 services. Makes conforming amendments.

DIGEST OF SB 269 (Updated February 24, 2020 4:34 pm - DI 135)

Worker's compensation. Provides that for worker's compensation and occupational diseases compensation, not later than 14 days from the date that the first installment of compensation is due, an employer or the employer's insurance carrier must file with the worker's compensation board (board) a report of payment of compensation. (Current law provides that not later than 15 days from the date that the first installment of compensation is due, an employer or the employer's insurance carrier must file with the worker's compensation board a compensation agreement.) Provides that for worker's compensation and occupational diseases compensation, the presentation to the employee or to the employee's dependents of certain payments from the employer or the employer's insurance carrier is sufficient tender of the worker's compensation or occupational diseases compensation. Provides that for worker's compensation and occupational diseases coverage, an employer must notify certain employees of the employer's intent to terminate the employee's temporary total disability benefits, and for all instances of termination of benefits, file an electronic notice with the board. (Current law provides that an employer must notify an employee of the employer's intent to terminate temporary total disability benefits in cases not included in statute.) Provides that for worker's compensation and occupational diseases compensation for injuries occurring on or after July 1, 1991, compensation amounts determined for visual impairments shall be: (1) based on the Functional Vision Score; and (2) except in cases of permanent and complete loss of vision by enucleation, be paid as a whole person rating. (Current law provides that for injuries occurring on or after July 1, 1991, compensation amounts determined for: (1) permanent reduction of the sight of an eye less than a total eye loss shall be paid in an amount proportionate to the degree of a permanent reduction without correction or glasses; and (2) 100% loss of vision shall be paid for 50% of the total loss of vision without glasses, plus an additional amount equal to the proportionate amount of the reduction with glasses.) Removes from the compensation schedule for worker's compensation and occupational diseases compensation, for injuries occurring on or after July 1, 1991, that a reduction of vision to 1/10 of normal vision with glasses is 35 degrees of permanent impairment. Provides that the board may dispose of all papers for files when compensation has been awarded either by agreement or upon hearing two years after the termination of the compensation period for files related to worker's compensation and worker's occupational diseases compensation. (Current law provides for one year.) Provides that all records of insurance coverage related to worker's occupational diseases compensation shall be maintained for 35 years. (Current law provides the records be maintained for 45 years.)

DIGEST OF SB 272 (Updated March 2, 2020 5:26 pm - DI 134)

Indiana economic development corporation. Provides that the secretary of commerce or the secretary's designee is a member of the Indiana defense task force and a member of the governor's workforce cabinet. Abolishes the Indiana office of defense development. Provides that if the governor is unable to chair a meeting of the Indiana economic development corporation board, the governor may designate a board member as acting chairperson. Provides that the secretary of commerce or the secretary's designee has certain duties currently assigned to the president of the

Indiana economic development corporation to sign warrants drawn by the auditor of state. Provides that the term "taxpayer" includes an assignee as opposed to a lessee for purposes of the industrial recovery tax credit. Revises the terms for assigning an industrial recovery tax credit. Eliminates the tax credit for fostering of employment of students who participate in a course of study that includes a cooperative arrangement between an educational institution and an employer. Makes conforming changes for the elimination of the tax credit. (Under current law, the tax credit applied to taxable years beginning after December 31, 2014, and before January 1, 2019.)

DIGEST OF SB 273 (Updated February 18, 2020 3:19 pm - DI 135)

Indiana behavioral health commission. Establishes the Indiana behavioral health commission (commission). Specifies the membership of the commission. Requires the commission to prepare: (1) an interim report not later than October 1, 2020; and (2) a final report not later than October 1, 2022. Specifies the issues and topics to be discussed in the commission reports. Requires commission reports to be issued to the following parties: (1) The governor. (2) The legislative council. (3) Any other party specified by the commission chairperson. Requires commission reports to be issued in an electronic format. Abolishes the commission on December 31, 2022. Defines certain terms. Makes conforming amendments.

DIGEST OF SB 288 (Updated February 25, 2020 4:02 pm - DI 135)

Anatomical gift through hunting, fishing or trapping license. Allows an individual to make an anatomical gift with a resident hunting, fishing, or trapping license. Requires the department to place an identifying symbol on the face of the resident license to hunt, fish, or trap that is issued to the individual. Requires the department of natural resources to adopt rules. Provides that revocation, suspension, expiration, or cancellation of the donor's license does not invalidate the anatomical gift. Provides that neither the state nor a organ recovery health care provider is civilly liable as a result of an individual making an unrevoked anatomical gift. Makes conforming changes.

DIGEST OF SB 295 (Updated March 11, 2020 7:23 pm - DI 110)

Various education matters. Extends the date by which public schools, including charter schools, and accredited nonpublic schools must provide age appropriate research and evidence based or research or evidence based instruction on child abuse and child sexual abuse to students. Provides that, beginning July 1, 2021, the department of workforce development must implement a new Indiana career explorer program (program). Establishes requirements for the program. Requires the department of workforce development to issue, not later than December 31, 2020, a request for proposals regarding the part of the program that includes educational and career assessments or tools. Amends grade levels to which certain career exploration models and career preparation models apply. Removes provisions regarding a pilot program for instruction in and use of the Indiana career explorer program and standards. Requires the department of education (department) to prepare and submit an annual report to the state board of education, general

assembly, and commission for higher education regarding certain computer science metrics. Requires the department to post the report on its Internet web site.

DIGEST OF SB 299 (Updated March 11, 2020 10:39 am - DI 128)

Fetal remains. Requires the state department of health (state department) to develop forms that provide: (1) that a pregnant woman has a right after a surgical abortion to dispose of the remains by interment or cremation or have the provider dispose of the remains; and (2) that, after an abortion induced by an abortion inducing drug, the pregnant woman will expel an aborted fetus and set forth the disposition policy of the health care facility or abortion clinic concerning the disposition of the aborted fetus, including allowing a pregnant woman to return an aborted fetus to the health care facility or abortion clinic for disposition by interment or cremation. States that a pregnant woman who has an abortion has the right to have the health care facility or abortion clinic dispose of the aborted fetus by cremation or interment and to ask the health care facility or abortion clinic the method of disposition used. Requires the pregnant woman to inform the health care facility or abortion clinic of the pregnant woman's decision for disposition or, in the case of an abortion induced by an abortion inducing drug, whether the pregnant woman will return the aborted fetus to the health care facility or abortion clinic for disposition. Requires the health care facility or abortion clinic to dispose of the returned fetus by cremation or interment. Requires that a burial transit permit that includes multiple aborted fetal remains be accompanied by a log prescribed by the state department containing certain information, except in certain circumstances, about each fetus included under the burial transit permit.

DIGEST OF SB 302 (Updated February 24, 2020 4:34 pm - DI 135)

Indigency determinations. Establishes a procedure for a criminal court to use in determining if a defendant is indigent. Provides that, if a court has ordered a defendant to pay part of the cost of representation, the court shall inquire at sentencing whether the defendant has paid the required amount. Specifies that a court may prorate fines, fees, and court costs based on the person's reasonable ability to pay. (The introduced version of this bill was prepared by the interim study committee on corrections and criminal code.)

DIGEST OF SB 307 (Updated February 17, 2020 3:05 pm - DI 135)

National guard life insurance program. Requires the adjutant general of the Indiana national guard to facilitate the state sponsored group term life insurance program for members of the Indiana national guard.

DIGEST OF SB 319 (Updated March 11, 2020 3:23 pm - DI 136)

Practitioner or accomplished practitioner license. Provides that 15 of the professional growth experience points required to renew a practitioner license or accomplished practitioner license may be obtained through one or more of certain professional development experiences. (Current

law provides that 15 of the professional growth experience points required to renew a practitioner license or an accomplished practitioner license must be obtained through one or more of certain professional development experiences.) Amends the list of professional development experiences.

DIGEST OF SB 331 (Updated March 2, 2020 3:23 pm - DI 133)

National guard license plates. Extends eligibility for National Guard license plates to former members of the National Guard.

DIGEST OF SB 334 (Updated March 2, 2020 6:08 pm - DI 133)

Election matters. Allows (current law requires) the secretary of state and election division to assist a prosecuting attorney in prosecuting certain actions and allow the use of an attorney retained by the secretary of state or election division. Requires boards of elections and registration to attend election security meetings called by the election division. Requires the election division to instruct specified election officials on best practices in answering voters' questions on how to vote, including providing instructions on straight ticket voting. Requires the inclusion of language on a ballot or voting system to tell the voter that the voter is not required to vote a straight party ticket. Changes the time frame in which a voter list maintenance program must be conducted for certain special elections and in an election year other than a year in which a general election is conducted. Removes language that required NVRA officials to obtain voter registration information from certain states. Removes authorization for NVRA officials to enter into a memorandum of understanding with the Kansas Secretary of State to compare voter registration data and voids the memorandum of understanding. Establishes the Indiana data enhancement association to be administered by the NVRA official for the administration of voter list maintenance programs and sets forth requirements. Requires a county voter registration office to determine whether an individual authorized the cancellation of any previous voter registration when the individual registered to vote in another state. Sets forth parameters for when a county voter registration office may rely on information provided by certain entities concerning voter registration from another state. Requires that a report by a county sheriff to the county voter registration office concerning individuals placed in a county correctional facility occur at least once a quarter. States that certain requirements for provisional ballots do not apply to provisional ballots cast: (1) under a court order extending the hours that the polls were open; (2) by a voter who is not on the poll list but indicates that the voter applied to register at a voter registration agency; (3) by a voter after the voter was challenged due to proof of identification; and (4) by a voter who was challenged solely due to failure to provide additional documentation. Requires a court to take evidence to determine whether a county election board filed written notice with the secretary of state and the election division concerning a petition to extend voting hours.

DIGEST OF SB 335 (Updated March 11, 2020 10:58 pm - DI 106)

Criminal law issues. Provides that, if certain criminal penalties are increased (or, in the case of an infraction, imposed) due to a prior conviction or infraction committed by a defendant, the new

offense must have been committed not later than 12 years from the later of the date: (1) of the conviction or infraction judgment; or (2) the person was released from incarceration, probation, or parole. Excludes certain crimes and classes of crimes from the 12 year lookback period. Specifies the duties of an operator of a boat who is involved in an accident or collision resulting in injury. Adds strangulation and domestic battery to the definition of "crimes of violence". Specifies that references to a conviction for Indiana offenses include: (1) an attempt to commit the offense; (2) a conspiracy to commit the offense; and (3) a substantially similar offense committed in another jurisdiction. Provides that credit earned by a person on pretrial home detention does not include accrued time. Makes it a crime to possess a firearm with an obliterated serial number (under current law, it is only a crime to possess a handgun with an obliterated serial number). Provides that a person who: (1) agrees with two or more persons to commit theft; and (2) performs an overt act in furtherance of the agreement; commits organized theft, a Level 6 felony. Prohibits a person who has been adjudicated a delinquent child for committing an act while armed with a firearm that would be a serious violent felony if committed by an adult (serious delinquent) from possessing a firearm unless the person is at least: (1) 26 years of age, in the case of less serious acts; or (2) 28 years of age, in the case of more serious acts. Makes possession of a firearm by a serious delinquent a Level 6 felony, and increases the penalty to a Level 5 felony for a second or subsequent offense. Requires a juvenile court to transmit certain findings to the office of judicial administration for transmission to the National Instant Criminal Background Check System (NICS) upon a finding of delinquency for an act that would be a serious violent felony if committed by an adult. Allows a court to consider certain factors when evaluating a petition to expunge certain juvenile adjudications. Beginning July 1, 2021: (1) requires the office of judicial administration to collect and publish certain statistics related to the confiscation and retention of firearms; and (2) requires a court to provide certain information to the office of judicial administration after issuing a finding concerning a person's dangerousness. Provides that a person who knowingly makes a false report that another person is dangerous commits false informing, a Class B misdemeanor. Specifies that a person commits the offense of operating a vehicle with a controlled substance if the controlled substance is in the person's blood (rather than the person's body). Increases the penalty for operating a vehicle with a controlled substance in the person's blood if the person is transporting a child in the vehicle. Provides a defense to a "smokable hemp" offense if the hemp is carried in continuous transit from a licensed producer in another state through Indiana to a licensed handler in another state. Makes conforming amendments, reconciles conflicts, and makes technical corrections.

DIGEST OF SB 340 (Updated March 10, 2020 9:08 pm - DI 133)

Private property matters. Requires a conveyance, a mortgage, or an instrument of writing to be recorded to be: (1) acknowledged by the grantor; and (2) proven before certain specified individuals; in certain instances. Requires the summons accompanying a complaint for condemnation to include language regarding the defendant's right to object to the condemnation within 30 days from the date notice is served. Requires a court to award reasonable costs and attorney's fees to a defendant whose objection to a complaint for condemnation is sustained. Caps the amount of attorney's fees a court may award if an objection to a condemnation is sustained at



\$25,000. Exempts a condemnation action brought by a public utility or by a pipeline company from the bill's provisions requiring a court to award a defendant in a condemnation action the defendant's reasonable costs and attorney's fees if the defendant's objections to the proceedings are sustained in the proceedings or upon appeal. Requires a municipality to provide notice by mail to affected owners, both residents and nonresidents of the municipality, of a condemnation. Permits an affected owner to file an objection that a municipality does not have the right to exercise the power of eminent domain for the use sought. Amends the time for a remonstrance hearing for a municipal condemnation and the defendant's right to judicial review of the decision made at the hearing to 30 days. (Current law requires a remonstrance hearing to be set no less than 10 days after notice and the defendant to appeal the decision within 20 days.) Provides parties the right to appeal a court's judgment in the judicial review of a municipal condemnation. Revises the statute allowing a municipality to condemn property for economic development to require a 3/4 affirmative vote of the municipality's legislative body to exercise the power of eminent domain. (Current law requires a 2/3 affirmative vote of the municipality's legislative body.) Allows a property owner to challenge a condemnation for economic development purposes by providing clear and convincing evidence that the owner's parcel is not necessary for the project.

DIGEST OF SB 343 (Updated March 2, 2020 3:16 pm - DI 133)

Rural communications cooperatives. Changes the rural telephone cooperative act to the rural communications cooperative act, allowing the formation of nonprofit cooperative corporations for the purposes of providing telecommunications service and information service, including video service, broadband service, and VOIP service. Makes conforming amendments.

DIGEST OF SB 346 (Updated March 11, 2020 10:40 am - DI 110)

Students with disabilities. Provides that the department of education (department) must submit any guidance or recommendation to a school corporation or school that attempts to affect in any manner based on statewide assessment accommodations which instructional methods are included or excluded from the student's special education plan or program to the state board of education (state board) for approval. Provides that the department shall, to the extent permitted under federal law, provide the same text-to-speech, screen reader, or human reader and calculator accommodations to a student in grades 6 through 12 on every section of the statewide assessment program if that accommodation is provided as part of the student's special education plan or program. Provides that the state board, in consultation with The Arc of Indiana and the Indiana Council of Administrators of Special Education (ICASE), shall consult with one or more individuals who specialize in special education as part of the state board's oversight of the development and implementation of the Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program. Provides that a student's score on the statewide assessment may not be the primary factor or measure used to determine whether a student is eligible for a particular course or program. Establishes the Indiana standards and assessment accommodation task force to review: (1) the accommodations provided for by Indiana's statewide assessment to determine if appropriate accommodations are available to accurately measure a student's learning; and (2) the

possibility of separating the academic standard of reading comprehension into a separate reading academic standard and a comprehension academic standard. Provides that the department, in consultation with The Arc of Indiana and ICASE, shall develop a notice for parents of certain students with disabilities that informs a parent that the student is not allowed to use certain accommodations on all or part of the statewide assessment. Provides that, not later than February 1, 2021, and not later than February 1, 2022, each public school, including each charter school, and each accredited nonpublic school shall do the following: (1) Provide the notice to the parent during the annual review of the student's special education plan or program. (2) If the parent does not attend the annual review, provide the notice to the parent by certified mail or personal delivery. (3) Discuss and determine, at the annual review of the student's special education plan or program in which a parent of the student participates, whether the student may be eligible to opt out of any applicable section of the statewide assessment. Provides that at least one member of the state board shall be a practicing licensed special education teacher or special education director at the time the member is appointed.

DIGEST OF SB 350 (Updated March 11, 2020 5:33 pm - DI 125)

Central Indiana regional development authority. Authorizes counties and municipalities within the Indianapolis metropolitan area to establish a central Indiana regional development authority pilot that will sunset on July 1, 2025. Requires counties and municipalities that wish to establish the development authority to adopt substantially similar resolutions to adopt a preliminary strategic economic development plan (preliminary development plan). Provides that the development authority shall be governed by a strategy committee composed of members selected according to the terms of the preliminary development plan adopted to establish the development authority. Specifies the duties of the development authority. Requires the development authority to prepare a comprehensive strategic economic development plan. Codifies the establishment and governing provisions of the Indianapolis metropolitan planning organization. Requires the Indianapolis metropolitan planning organization to: (1) develop a comprehensive asset management report for the metropolitan planning area in collaboration with the Indiana department of transportation; and (2) present the comprehensive asset management report to the city-county council of Indianapolis and Marion County, the fiscal and legislative bodies of each entity that is a member of the Indianapolis metropolitan planning organization, and the budget committee.

DIGEST OF SB 358 (Updated February 25, 2020 4:02 pm - DI 135)

Business associations of real estate agents. Allows a broker company to pay compensation directly to a business entity owned by a licensed broker that has been formed for the purpose of receiving compensation earned by the broker.

DIGEST OF SB 365 (Updated March 2, 2020 5:40 pm - DI 133)

Town of Griffith. Changes the definition of "eligible municipality". Provides that if at least 2/3 of the voters voting in a special election held in the town of Griffith (town) on the public question of

whether the territory of the town should be transferred to an adjacent township vote "yes" on the public question: (1) the legislative body of the eligible municipality may submit a petition to one or more adjacent townships within two years after the special election requesting that the adjacent township accept transfer of the territory of the town; (2) the legislative body of an adjacent township that receives a petition for the transfer of the town's territory may adopt a resolution accepting the transfer before the later of December 31 of the year in which the petition is received or the ninetieth day after the date that the petition is received; and (3) if no legislative body of an adjacent township to which a petition for transfer was submitted by the town accepts the transfer before July 1, 2020, the territory of the town is automatically transferred to the adjacent township with the greatest assessed value effective January 1, 2022.

DIGEST OF SB 366 (Updated February 18, 2020 3:20 pm - DI 135)

Kankakee River and Yellow River development. Provides that the auditor of state shall deduct amounts due from distributions of local income taxes allocated to (as opposed to payable to) the county when a county fails to pay direct support or special assessments to the Kankakee River basin and Yellow River basin development commission.

DIGEST OF SB 367 (Updated March 12, 2020 12:06 am - DI 125)

Regional development authorities. Adds three members to the development board of the northwest Indiana regional development authority. Specifies that the open door law and access to public records act apply to a regional development authority and the authority's governing board.

DIGEST OF SB 383 (Updated March 11, 2020 11:00 am - DI 133)

Reporting on MBE and WBE contracting goals. Requires each state educational institution in Indiana to submit an annual report to the state budget committee regarding the state educational institution's progress in achieving the goals established by the governor's commission on minority and women's business enterprises for the use of minority and women's business enterprises and veteran owned small businesses as contractors.

DIGEST OF SB 395 (Updated March 2, 2020 5:40 pm - DI 133)

Uniform Consumer Credit Code. Amends the Uniform Consumer Credit Code (UCCC) as follows: (1) Changes: (A) from July 1 of each even-numbered year to January 1 of each odd-numbered year the effective date for the adjustment, based on changes in the Consumer Price Index, of various dollar amounts set forth in the UCCC; and (B) the corresponding date that precedes the adjustment date and by which the department of financial institutions (department) must issue an emergency rule announcing the adjustment. (2) For an agreement for a consumer credit sale entered into after June 30, 2020: (A) authorizes a seller to contract for and receive a nonrefundable prepaid finance charge based on the amount financed, in addition to the credit service charge and any other authorized charges and fees; and (B) prohibits precomputed

consumer credit sales. (3) Repeals a provision concerning the credit service charge for revolving charge accounts and relocates the language to the provision concerning the authorized credit service charge for consumer sales. (4) For an agreement for a consumer loan entered into after June 30, 2020: (A) changes the amount of the authorized nonrefundable prepaid finance charge from \$50 to an amount that is not more than: (i) \$75; (ii) \$150; or (iii) \$200; based on the amount financed, in the case of a consumer loan not secured by an interest in land; and (B) prohibits precomputed consumer loans. Makes conforming changes with respect to supervised loans. Changes from \$1.50 to \$3 the amount of the fee that a lessor in a rental purchase agreement may impose for accepting rental payments by telephone. Makes conforming technical amendments throughout the UCCC to reflect the bill's changes.

DIGEST OF SB 398 (Updated March 11, 2020 3:20 pm - DI 136)

Various education matters. Provides that, upon request by certain youth membership organizations (organization), a public school shall provide, at least one time each school year, a day and time, which may be during the school day as approved by the public school, for the representative of the organization to provide information to students on school property. Requires a public school to conduct expanded criminal history checks of representatives of organizations. Requires, not later than November 1, 2022, and not later than November 1 each year thereafter, the department of education (department) to report to the general assembly information regarding the pass rate of students who took the naturalization examination and post the pass rate on its Internet web site. Establishes the high school equivalency pilot program (program) for Richmond Community Schools, MSD Washington Township Schools, and MSD Warren Township Schools. Allows a student who has completed less than 50% of the required number of credits necessary to graduate upon entering their fourth year of high school to participate in the program to earn a high school equivalency. Provides that a student who participates in the program may not be counted in a school's graduation rate. Allows a school corporation to contract with adult education providers to provide services under the program if the adult education providers meet certain requirements. Requires a participating school corporation to pay for the program from its budget or through gifts, donations, bequests, grants, and funds from any other source. Requires the school corporation to hold a public meeting to discuss the source of the funds. Provides that an eligible student enrolled in a school corporation may not be a student in an adult education center or adult high school. Requires participating school corporations to report to the general assembly concerning the program. Urges the legislative council to assign to an appropriate study committee for study during the 2020 interim the topic of whether, and in what form, the state should encourage robotics classes and clubs for students in kindergarten through grade 12. Requires that the department of workforce development ensure that the high school equivalency test is administered under certain conditions and by certain vendors. Makes conforming amendments.

DIGEST OF SB 405 (Updated February 24, 2020 4:35 pm - DI 135)

Exemptions from design release requirements. Provides that the design release requirements for certain projects do not apply to certain construction that is exempted even if the construction is:

(1) a part of; (2) supplemental to; or (3) an accessory of; any other construction that would otherwise require a design release.

DIGEST OF SB 406 (Updated March 2, 2020 3:16 pm - DI 133)

Survivor benefits. Provides that if a public safety officer enters a deferred retirement option plan (DROP) for the public safety officer's respective pension plan and the public safety officer dies before the public safety officer's DROP exit date, the benefit options for the public safety officer's survivors are made similar, as applicable, to the DROP disability benefit options in: (1) the DROP applicable to the state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan; and (2) the DROP applicable to the 1925 police pension fund, the 1937 firefighters' pension fund, the 1953 police pension fund (Indianapolis), and the 1977 police officers' and firefighters' pension and disability fund.

DIGEST OF SB 408 (Updated March 11, 2020 3:30 pm - DI 133)

Various tax matters. Removes references to an out-of-state merchant's collection of the state use tax. (Under current law, an out-of-state merchant is required to collect the state gross retail tax (not the use tax) on retail transactions made in Indiana if certain threshold conditions are met.) Makes clarifying and technical changes to the definitions of "bundled transaction", "unitary transaction", and "gross retail income" in the sales tax statute, and "adjusted gross receipts" in the sports wagering statute. Removes outdated references to the gross income tax and adjusted gross income tax. Makes a technical correction in the gasoline use tax statute. Changes the definition of "Internal Revenue Code" in the adjusted gross income tax law to mean the Internal Revenue Code of 1986 as amended and in effect on January 1, 2020. Clarifies the allowable state income tax deductions and credits for a married individual filing a separate return. Requires a payor of prize money to an initial recipient in connection with a racing event at a qualified motorsports facility to withhold adjusted gross income tax from the payment of the prize money. Provides that a taxpayer is entitled to claim a historic rehabilitation tax credit granted for a year other than the year in which the preservation or rehabilitation of the historic property was performed and certification provided, notwithstanding the expiration of the historic rehabilitation tax credit chapter on January 1, 2019, and the cap on the amount of credits allowed in a state fiscal year beginning after June 30, 2016. Defines "loans arising in factoring" under the financial institutions tax statute. Specifies the duties of the motor carrier service division of the department of state revenue (department). Removes obsolete provisions related to transporting gasoline or special fuel. Eliminates a redundant penalty provision for failure to file a quarterly motor carrier fuel tax report (this penalty is currently assessed and calculated under the penalty provisions of the International Fuel Tax Agreement as set forth in another section of the Indiana Code). Authorizes the department to require a taxpayer to execute a power of attorney for representation of the taxpayer on a form prescribed by the department. Requires each county to periodically submit certain data to the GIS officer. Allows a taxpayer to request a secondary review of adjustments to tax attributes in certain circumstances. Makes clarifying changes to the statute of limitations for tax assessments and tax refunds. Extends the statute of limitations for assessments for certain partners

and partnerships. Allows for certain disclosures of a taxpayer's information concerning returns and remittances for a listed tax in connection with the department's online tax system to an individual without a power of attorney. Provides that after a date determined by the department, not later than September 1, 2023, the department may not make disclosures of a taxpayer's information concerning returns and remittances for a listed tax to an individual unless the individual has a power of attorney or is otherwise authorized to receive the information by law. Extends the statute of limitations to allow a refund of state and local income tax with regard to veterans' disability severance payments that were determined to qualify for a refund of federal income tax under the Combat-Injured Veterans Tax Fairness Act of 2016. Revises the penalty provisions related to payments made to the department by a payment instrument on which the department is unable to obtain payment. Expands the functions of the taxpayer rights advocate office within the department. Repeals the state revenue pilot program fund. Provides that any money in the state revenue pilot program fund before its repeal is transferred to the motor carrier regulation fund. Makes conforming changes.

DIGEST OF SB 409 (Updated March 2, 2020 6:31 pm - DI 128)

Employment of minors. Moves provisions on employment of students from Title 20 (Education) to Title 22 (Labor and Safety). Provides that a minor who is at least 14 years of age and less than 16 years of age: (1) may not work before 7 a.m. or after 7 p.m.; and (2) may work until 9 p.m. from June 1 through Labor Day except on a day that precedes a school day when the minor may only work until 7 p.m. (Current law provides that a child who is at least 14 years of age and less than 16 years of age may not work before 7 a.m. or after 7 p.m. on a day that precedes a school day or after 10 p.m. on a day that does not precede a school day.) Provides that a minor who is at least 16 years of age and less than 18 years of age: (1) may not work for more than nine hours in any one day, 40 hours in a school week, 48 hours in a nonschool week, and six days in any one week; (2) may not begin a work day before 6 a.m.; (3) may work in certain occupations until 10 p.m. on nights that are followed by a school day; and (4) may work until 11 p.m. on a night followed by a school day with written permission from the minor's parent. (Current law: (1) provides that a child who is at least 16 years of age and less than 17 years of age: (A) may not work for more than eight hours in any one day, 30 hours in any one week, and six days in any one week; (B) may not begin a work day before 6 a.m.; and (C) may work until 11 p.m. on a night followed by a school day with written permission from the child's parent; (2) provides that a child who is at least 17 years of age and less than 18 years of age: (A) may not work for more than eight hours in any one day, 30 hours in any one week, and six days in any one week; (B) may not begin a work day before 6 a.m. on a school day; and (C) may work until 11:30 p.m. on nights that are followed by a school day and 1 a.m. on a following day with written permission from the child's parent; and (3) allows a child who is at least 16 years of age and less than 18 years of age to be employed for up to 40 hours during a school week, not exceeding nine hours in any one day, and a total of 48 hours in any one nonschool week with written permission from the child's parent.) Provides that an employer may notify the issuing officer if the minor's employment terminates. (Current law provides that an employer must notify the issuing officer.) Removes provisions: (1) requiring rest breaks for a child who is less than 18 years of age; (2) prohibiting employment of a

child who is less than 18 years of age from 7:30 a.m. to 3:30 p.m. unless the child presents a written exception from the child's school; (3) prohibiting a child who is less than 18 years of age from working after 10 p.m. or before 6 a.m. in an establishment that is open to the public unless another employee at least 18 years of age works in the establishment during the same hours as the child, so long as the establishment is open to the public before 6 a.m. or after 10 p.m.; (4) requiring a child less than 18 years of age who is not a resident of Indiana, a minor who is a resident but attends a nonpublic school that employs less than one employee, or a minor who is a resident but is enrolled in a career and technical education program as approved by the Indiana state board of education to obtain an employment certificate; (5) allowing the state board of education the ability to revoke a employment certificate; and (6) providing that the state board of education adopt rules and approve forms related to employment certificates. Provides that the transfer in the bill of provisions related to employment certificates and employment of minors from Title 20 (Education) to Title 22 (Labor and Safety) expires June 30, 2021. Provides that after June 30, 2021, certain provisions that were transferred to Title 22 are transferred and relocated to a new chapter within Title 22, including provisions related to: (1) the maximum number of hours a minor may be employed or permitted to work each day of the week and the hours beginning and ending each day; (2) civil penalties; and (3) age restrictions. Renames the bureau of child labor to the "bureau of youth employment". Replaces the term "child labor" throughout the Indiana Code. Provides that a principal of a school may send notice to the bureau of youth employment and the bureau of motor vehicles to revoke the student's employment certificate and driver's license or learner's permit. (Current law provides that the principal must send notice.) Provides that the Indiana department of labor may establish recommendations for rest breaks. Requires certain employers to register with the Indiana department of labor. Provides that the labor education and youth employment fund shall be used for the expenses of hiring and salaries of additional inspectors to enforce the new chapter, including developing and maintaining the data base, and any remaining funds may be used for the purposes of education and awarding grants to provide educational programs. Requires the Indiana department of labor to prepare a report outlining a plan to develop and maintain a data base displaying certain employers that employ minors by August 1, 2020, and develop the data base by July 1, 2021. Removes provisions that allow an employer to pay an employee who has not attained the age of 20 years, during the first 90 consecutive calendar days after the employee is initially employed by the employer, a wage which is not less than the amount payable under the federal Fair Labor Standards Act of 1938. Provides that a minor less than 16 years of age may not be employed or permitted to work during school hours. Provides that a minor may not work in an establishment that is open to the public after 10 p.m. or before 6 a.m. unless another employer who is at least 18 years of age also works with the minor so long as the establishment is open to the public before 6 a.m. or after 10 p.m. Makes conforming changes.

DIGEST OF SB 410 (Updated March 2, 2020 3:16 pm - DI 133)

Libraries. Makes changes to statutes applicable to the review of budgets of certain public libraries. Establishes a procedure for public libraries to identify the applicable city, town, or county fiscal body to receive a public library's proposed budget. Includes public libraries in the definition of

"qualified entities" for purposes of criminal background checks. Requires, before December 31, 2020, a public library to adopt a policy regarding conducting criminal background checks for individuals who are more than 18 years of age and who: (1) apply to the public library for employment or volunteer work; or (2) are currently employed by or perform volunteer work for the public library. Provides that a library board may issue a local library card without charge or for a reduced fee to an individual who is not a resident of the library district and who is a child receiving foster care services.

DIGEST OF SB 424 (Updated February 25, 2020 4:03 pm - DI 135)

Address confidentiality program. Allows a victim of harassment, human trafficking, intimidation, or invasion of privacy to participate in the address confidentiality program (program) of the office of the attorney general (office). (Currently the law allows only victims of domestic violence, sexual assault, or stalking to participate in the program.) Removes the requirement that a victim must have obtained a protective order to participate in the program. Requires that an applicant to the program provide a description of the applicant's plan to maintain the confidentiality of the applicant's new address. Provides, with certain exceptions, that if a program participant provides written notice to an individual, state or local government agency, business, or other legal entity: (1) the entity shall use the address designated by the office; (2) the entity may not disclose the program participant's address; and (3) if the entity is a landlord, the entity may not display the program participant's name at the protected address. Allows the office to revoke a person's participation in the program or deny an applicant's application if the person: (1) uses or intends to use the program in furtherance of a crime; (2) knowingly misrepresents in a fraudulent manner any information the program participant or applicant provides to the program; or (3) is unable or unwilling to maintain the confidentiality of the program participant's or applicant's address. Establishes the circumstances under which a program participant's address may be disclosed in a court proceeding and requires the court to issue an appropriate order to limit any further disclosure. Repeals a statute providing that a program participant who provides false information on a program application commits perjury.

DIGEST OF SB 427 (Updated March 2, 2020 3:17 pm - DI 133)

Provisional occupational license. Allows a person who: (1) is the spouse of an active duty member of the armed forces assigned to Indiana; (2) affirms certain information concerning the person's licensure in the other state; (3) submits verification that the person is licensed in a regulated occupation in at least one other state; (4) has passed a national criminal background check; and (5) submits an application and pays any application fee; to be issued a provisional license for the regulated occupation at the same practice level allowed by the license held by the person in the other state. Provides that provisional licensing does not apply to a license that is established or recognized through an interstate compact, a reciprocity agreement, or a comity agreement that is established by a board or by law. Establishes penalties for submission of false information for purposes of obtaining a provisional license.



DIGEST OF SB 430 (Updated February 27, 2020 11:07 am - DI 135)

Reservoir conservancy districts. Allows a conservancy district to be established as a "reservoir conservancy district" if: (1) the conservancy district will be established for certain purposes; (2) the boundaries will encompass part or all of a reservoir located partly within a consolidated city; and (3) at least 25% of the surface of the reservoir is owned by a utility governed by a board of directors for utilities of a consolidated city. Requires the board of directors of a reservoir conservancy district and the utility that owns the reservoir (utility owner) to enter into an operating agreement that describes all works of improvement and maintenance that the reservoir conservancy district proposes to perform. Requires that all such works be approved by the utility owner before the work begins. Provides that a reservoir conservancy district has all of the powers granted to other conservancy districts with certain exceptions, including: (1) a reservoir conservancy district does not have the power of eminent domain; and (2) the utility owner is exempt from all assessments, taxes, and fees imposed by the reservoir conservancy district. Imposes a limit on the special benefits tax levy of a reservoir conservancy district. Authorizes a reservoir conservancy district to impose and collect fees for the recreational use of watercraft on the reservoir, but provides that a one year use fee for a nonresident may not be 50% greater than the one year use fee for a resident, and that a one-day use fee may not exceed 17% of a one year use fee. Authorizes a reservoir conservancy district to establish rules concerning safety and resource conservation but provides that the rules shall not interfere with state rules or with the use of the reservoir for water supply purposes, shall not impair the commercial license of the commercial licensee of the utility owner, and shall not discourage uses of the reservoir for activities allowed under the fish and wildlife laws. Authorizes a reservoir conservancy district to: (1) install catch basins and filtration systems; (2) implement erosion control measures; (3) dredge; and (4) take other actions; with authorization from state and federal agencies. Provides that the utility owner has sole authority to control the water level and water quality of the reservoir. Provides that, except in a case of intentional or willful and wanton misconduct, the utility owner is not liable for any personal injury, death, property damage, or other loss that an individual incurs while present on or in the reservoir. Includes provisions concerning the potential civil liability of the utility owner, the state, the reservoir conservancy district, and owners of property located in a reservoir conservancy district for personal injury, death, or property damage occurring within the reservoir conservancy district.

DIGEST OF SB 433 (Updated March 10, 2020 11:07 pm - DI 133)

Structures in floodways. Prohibits the director of the department of natural resources (department) from exercising the authority to remove an abode or residence from a floodway if: (1) the abode or residence was constructed before January 1, 2020; (2) the owner of the abode or residence has taken measures to elevate the lowest floor of the abode or residence to at least two feet above the one hundred year flood elevation within two years after receiving notification from the department concerning the abode or residence; and (3) the owner of the abode or residence has taken necessary measures to comply with all applicable local, state, and federal floodway regulations.

DIGEST OF SB 438 (Updated March 11, 2020 10:51 am - DI 129)

Regulation of pesticide use and application. Makes various changes to the statutes governing pesticide registration and pesticide use and application. Requires the pesticide review board (board) to establish a working group to review civil penalties and for the working group to make recommendations (before December 1, 2020) concerning civil penalties to the board and the general assembly. Provides that the state chemist shall suspend the enforcement of its FY 2019 pesticide enforcement response policy.