

2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 13 - HOUSE ENROLLED ACT 1017 - VARIOUS EFFECTIVE DATES**
- **MOTOR VEHICLE MATTERS** - Amends IC 9-13-2 and IC 9-20-4 – Defines: "commercial motor vehicle", "gross combination weight rating", "gross combination weight", and "gross vehicle weight rating," and "gross vehicle weight" for purposes of commercial motor vehicles. Provides for an exception relating to overweight vehicles for certain vehicles transporting logs, wood chips, bark, and sawdust. Amends the definition of "farm tractor."
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- **PUBLIC LAW 18 - HOUSE ENROLLED ACT 1101 - EFFECTIVE APRIL 15, 2015**
- **BROADBAND READY COMMUNITIES DEVELOPMENT CENTER** - Adds IC 5-28-28.5 Establishes the broadband ready communities development center (Center) within the Indiana economic development corporation to facilitate certain communications projects. Provides that the Center may designate a unit of local government as a broadband ready community if the unit establishes a procedure to review applications and issue permits for the communications projects.
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- **PUBLIC LAW 20 - HOUSE ENROLLED ACT 1164 - EFFECTIVE JULY 1, 2015**
- **NORTHWEST INDIANA REGIONAL PLANNING COMMISSION** - Amends IC 36-7-7.6-9 Changes references of the 2000 decennial census to the most recent federal decennial census in determining the weighted vote of a member of the Northwestern Indiana Regional Planning Commission.

2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 23 - HOUSE ENROLLED ACT 1216 - EFFECTIVE JULY 1, 2015**
- **MISSING CHILDREN AND TRAFFICKED CHILDREN** - Amends IC 5-2-17-7 and IC 35-42-3.5-4 Requires a law enforcement agency to provide an informational pamphlet prepared and distributed by the State Police to a person making a report of a missing child at the time the person makes the report. Requires a law enforcement agency to immediately contact the department of child services if the law enforcement agency detains an alleged victim of trafficking who is less than 18 years of age.
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- **PUBLIC LAW 25 - HOUSE ENROLLED ACT 1283 - EFFECTIVE APRIL 15, 2015**
- **STANDARD DEDUCTION ELIGIBILITY** - Amends IC 6-1.1-12-37 - Specifies that, to be eligible for a homestead deduction for property that an individual is buying under contract, the contract must obligate the owner to convey title to the individual upon completion of all of the individual's contract obligations.
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- **PUBLIC LAW 26 - HOUSE ENROLLED ACT 1362 - EFFECTIVE JULY 1, 2015**
- **LICENSE PLATE LIFE CYCLE** - Amends IC 9-18-2-47 - Provides that the cycle for issuance and replacement of certain license plates is not less than five years and not more than 10 years.

2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 40 - HOUSE ENROLLED ACT 1182 - EFFECTIVE JULY 1, 2015**
- **FIRE TRAINING ACADEMY** - Amends IC 22-12 and IC 22-14 - Increases the board of firefighting personnel standards and education from 11 to 13 members. Allows the division of fire and building safety (division) of the Indiana Department of Homeland Security (IDHS) to establish a fire and public safety academy training system to create and conduct programs to train public safety personnel. Allows the division to develop the programs in cooperation with certain organizations and any other public safety agency of the state or political subdivision.
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- **PUBLIC LAW 57 - HOUSE ENROLLED ACT 1335 - EFFECTIVE JULY 1, 2015**
- **REMOVAL OF PUBLIC OFFICERS** - Amends IC 5-8-1-38 - Changes the definition of "public officer" as follows: "Public officer" means either of the following:
 - (A) An individual who holds an elected office (as defined in IC 3-5-2-17), other than a federal office.
 - (B) An individual who holds an appointed office of the state or a political subdivision.
- (as defined in IC 36-1-2-13).

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 59 - HOUSE ENROLLED ACT 1454 - EFFECTIVE JULY 1, 2015**
- **AUTO-INJECTABLE EPINEPHRINE** - Adds IC 16-18-2-115.5 - Allows a health care provider to prescribe auto-injectable epinephrine to a governmental entity. Sets requirements for certain individuals employed by an entity to fill, store, and administer auto-injectable epinephrine. Provides civil immunity for:
 - 1. a certain entity's employees in the administration of auto-injectable epinephrine;
 - and
 - 2. health care providers in the prescribing of auto-injectable epinephrine and in the training of employees in the administration of auto-injectable epinephrine.
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- **PUBLIC LAW 62 - HOUSE ENROLLED ACT 1080 - EFFECTIVE JULY 1, 2015**
- **EMS PROVIDER DEATH BENEFIT** - Amends IC 5-10-10 - Provides a public safety officer special death benefit to an emergency medical services provider who, after June 30, 2015, dies as a direct result of personal injury or illness resulting from the provider's performance of duties for a political subdivision if the provider's employer purchases coverage for all eligible emergency medical services providers of the employer. Provides that the cost of the coverage is \$100 per year and that an employer may purchase the coverage by making quarterly payments on dates prescribed by the board of trustees of the Indiana Public Retirement System.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 65 - HOUSE ENROLLED ACT 1165 - EFFECTIVE JANUARY 1, 2015**
- **RENTAL REGISTRATION AND INSPECTION PROGRAMS** - Amends IC 36-1-20-1.2 - Exempts programs that apply only to rooming houses and hotels from provisions regulating local government rental registration or inspection programs
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- **PUBLIC LAW 68 - HOUSE ENROLLED ACT 1505 - EFFECTIVE JULY 1, 2015**
- **SALE OF NON SURPLUS MUNICIPAL WATER OR WASTEWATER UTILITY PROPERTY** Amends IC 8-1.5-2 concerning procedures for the sale or disposal of non-surplus municipally owned utility property.
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- **PUBLIC LAW 100 - HOUSE ENROLLED ACT 1242 - EFFECTIVE JULY 1, 2015**
- **RESERVE OFFICER TRAINING** – Amends IC 36-8-3-20 to state:
 - “After June 30, 2015, a police reserve officer who has satisfactorily completed pre-basic training and has been appointed to a law enforcement department or agency on either a full-time or part-time basis is not eligible for continued employment unless the police reserve officer satisfactorily completes the mandatory in service training requirements established by rules adopted by the law enforcement training board (created by IC 5-2-1-3).”
- Provides additional in-service training requirements.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 101 - HOUSE ENROLLED ACT 1300 - EFFECTIVE APRIL 30, 2015**
- **BUILDING AND HOUSING LAWS** – Amends IC 22-13-2-5 - Specifies that an ordinance or other regulation adopted by a political subdivision that qualifies as a fire safety law or a building law:
 - 1. must be submitted to the Fire Prevention and Building Safety Commission (Commission) for review within 30 days of adoption by the political subdivision; and
 - 2. is not effective until the ordinance or regulation:
 - A. is approved by the commission; or
 - B. is approved automatically if the commission does not approve or deny the ordinance or regulation within four commission meetings.
- Prohibits a county, municipality, or township from adopting an ordinance that requires or would have the effect of requiring a landlord to participate in:
 - 1. a Section 8 program of the federal Housing Act of 1937; or
 - 2. a similar program concerning housing
- Provides a political subdivision may not require a license to install or maintain a low voltage thermostat of fifty volts or less.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 105 - HOUSE ENROLLED ACT 1508 - EFFECTIVE JULY 1, 2015**
- **PERFORMANCE BONDS OF LAND DEVELOPERS** – Amends 36-7-4-709 - Contains provisions regarding an ordinance, rule, or policy of a local unit of government related to performance bonds of land developers.
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- **PUBLIC LAW 127 - HOUSE ENROLLED ACT 1109 - EFFECTIVE JULY 1, 2015**
- **PAYMENT OF MONTHLY PENSION BENEFITS** - Repeals IC 5-10.2-4-1.2 and Adds IC 5-10.5-4-4 - Provides that members and beneficiaries of any public pension fund administered by the Indiana Public Retirement System (INPRS) may receive monthly benefits only by direct deposit or another method approved by the board of trustees of INPRS.
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- **PUBLIC LAW 130 - HOUSE ENROLLED ACT 1150 - VARIOUS EFFECTIVE DATES**
- **POLICE AND FIREFIGHTER RETIREMENT MATTERS** - Amends IC 36-8-8 - Makes changes to the 1977 police officers' and firefighters' pension and disability fund to include police officers in several sections of the statute that may logically apply to police officers as well as firefighters.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 139 - HOUSE ENROLLED ACT 1281 – EFFECTIVE JULY 1, 2015**
- **LOCAL GOVERNMENT INVESTMENTS** – Amends IC 5-13-6-1 to state that a city or town is not required to deposit funds on the business day following receipt if the funds on hand do not exceed five hundred dollars (\$500). Adds IC 5-13-9.3 concerning the investment of proceeds from the sale of a capital asset in excess of fifty million dollars.
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- **PUBLIC LAW 142 - HOUSE ENROLLED ACT 1302 - EFFECTIVE JULY 1, 2015**
- **EXPUNGEMENT** - Amends IC 35-38-9 - Concerns the expungement of an arrest, criminal charge, or juvenile delinquency allegation that did not lead to a conviction or juvenile delinquency adjudication.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 143 - HOUSE ENROLLED ACT 1307 - EFFECTIVE JULY 1, 2015**
- **LAKE COUNTY CITY AND TOWN COURT JURISDICTION** – Amends IC 33-35-2-5 and increases the maximum civil jurisdiction from an amount in controversy of \$3,000 to an amount in controversy of \$6,000 for the:
 1. East Chicago, Gary, Hammond, Hobart, and Crown Point city courts; and
 2. Merrillville town court.
- Amends IC 33-37-11-3 and specifies that a "clerk serving the county" includes the clerk of a city or town court for purpose of supplementing jury fees from the local jury pay fund.
- **PUBLIC LAW 144 - HOUSE ENROLLED ACT 1311 - EFFECTIVE JULY 1, 2015**
- **ALCOHOLIC BEVERAGE ISSUES** – Repeals IC 7.1-3-9-7 - Which required the clerk of a city or town to certify and mail to the commission an ordinance regulating a liquor retailer.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 145 - HOUSE ENROLLED ACT 1318 – VARIOUS EFFECTIVE DATES**
- **COMMUNICATION SERVICES** – Amends IC 8-1-2 and adds IC 8-1-32.3 covering the application process for new wireless tower construction, collocation requests, and for small cell networks. Addresses fall zone and setback requirements.
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- **PUBLIC LAW 147 - HOUSE ENROLLED ACT 1350 - EFFECTIVE JULY 1, 2015**
- **ENVIRONMENTAL VARIANCES AND OTHER MATTERS** - Amends IC 13 concerning environmental rule variances; certification examinations for certain water treatment plant operators and water distribution system operators; solid waste disposal fees; solid waste management fees; recycling activities; wetland activity.
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- **PUBLIC LAW 148 - HOUSE ENROLLED ACT 1388 – VARIOUS EFFECTIVE DATES**
- **PROPERTY TAX MATTERS** – Amends IC 6-1.1-17-22 in determining the amount of the levy for a debt service fund for a budget year, the maximum amount allowable operating balance for each debt include in the debt service fund. Makes other changes concerning personal property tax returns, standard deductions, and common area exemptions.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 149 - HOUSE ENROLLED ACT 1393 - VARIOUS EFFECTIVE DATES**
- **VARIOUS MOTOR VEHICLE MATTERS** - Amends IC 6 and IC 9 concerning motor vehicle matters including various title, registration, driver's license, and commercial driver's license requirements.
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- **PUBLIC LAW 150 - HOUSE ENROLLED ACT 1394 - EFFECTIVE JULY 1, 2015**
- **SUPERVISION OF PROBATIONARY DRIVERS** - Amends IC 9-24 - Provides that an operator's license issued to an individual who is less than 21 years of age is a probationary license and amends other provisions concerning probationary drivers.
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- **PUBLIC LAW 157 - HOUSE ENROLLED ACT 1475 - EFFECTIVE JULY 1, 2015**
- **STATEWIDE 911 SYSTEM** - Adds IC 6-1.1-18.5-23 - Authorizes fiscal bodies of a county and another political subdivision that are parties to a contract under which the county has assumed the responsibility of operating a PSAP to jointly petition DLGF to adjust the maximum property tax levies of the respective units. Adds IC 36-8-16.7-38.5 which permits the fiscal body of a political subdivision operating a PSAP to adopt an ordinance authorizing payment in advance of certain costs. Makes adjustments regarding Public Safety LOIT distributions and the State 911 fee.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 173 - HOUSE ENROLLED ACT 1110 - VARIOUS EFFECTIVE DATES**
- **MAGISTRATES AND COURTS** - Amends IC 3-8-1-1.5 - Requires the judge of a city or town court to be an attorney in good standing admitted to practice law in Indiana. Allows a currently serving city or town court judge who is not an attorney to continue to serve as a judge until he or she leaves office.
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- **PUBLIC LAW 174 - HOUSE ENROLLED ACT 1236 - EFFECTIVE JULY 1, 2015**
- **POLITICAL ACTIVITY ON HOMEOWNERS ASSOCIATION PROPERTY** - Amends 32-21-13-7 - Specifies that this section regarding political activity on homeowners association property does not apply if access to the property from outside is controlled and the common areas, including roads and sidewalks, are privately owned and maintained.
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- **PUBLIC LAW 178 - HOUSE ENROLLED ACT 1403 - VARIOUS EFFECTIVE DATES**
- **REGIONAL CITIES** - Adds IC 5-28-37 - Establishes the Indiana regional city fund within the state treasury to provide grants or loans for economic development to a regional development authority. Provides that third class cities and towns may become members of a regional development authority.
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- **PUBLIC LAW 179 - HOUSE ENROLLED ACT 1006 - EFFECTIVE JULY 1, 2015**
- **CRIMINAL JUSTICE FUNDING** - Amends IC 33-23-16-2 - Allows a court wishing to establish a problem solving court, including a veteran's court, to apply to the judicial center for financial assistance. The judicial center may provide financial aid to establish the court from funds appropriated to the judicial center for that purpose.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 181 - HOUSE ENROLLED ACT 1104 – EFFECTIVE JULY 1, 2015**
- **FINANCIAL EXAMINATIONS AND THE STATE BOARD OF ACCOUNTS**
- Amends IC 5-11-1-25 - Allows the State Board of Accounts to conduct examinations of “audited entities” at the times determined by the state board of accounts, but not less than once every four years, using risk based examination criteria. The “audited entity” must notify the State Board of Accounts within a certain time frame if an annual audit is required due to the receipt of federal assistance, continuing disclosure requirements, or as a condition of public bond issuance.
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- Adds IC 5-11-1-30 - Allows an audited entity to request an examination be conducted in accordance with Generally Accepted Accounting Principles.
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- Amends IC 5-11-5-1 - Provides that all information discussed and materials presented in the State Board of Accounts “exit conference” are confidential and may not be disclosed until the earliest of certain occurrences; contains other provisions regarding an “exit conference”
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- Adds IC 36-1-8-8.5 - Provides that an executive or fiscal officer of a unit may establish a fraud hotline telephone number maintained by the unit that the public may use to report suspected fraudulent activity concerning officers or employees of the unit, including misuse of public funds.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 182 - HOUSE ENROLLED ACT 1159 - EFFECTIVE JULY 1, 2015**
- **PROTECTIVE ORDERS AND EMPLOYMENT** - Provides that an employer may not terminate an employee based on:
 1. the filing, by the employee, of a petition for a protective order; or
 2. the actions of an individual against whom the employee has filed a protective order.
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- **PUBLIC LAW 183 - HOUSE ENROLLED ACT 1186 – EFFECTIVE JULY 1, 2015**
- **UNEMPLOYMENT INSURANCE** – Amends IC 22-4-10-4.5 concerning the unemployment insurance surcharge. Amends IC 22-4-11-2 concerning the contribution rate. Amends IC 22-4-13-1 Requires the Department of Workforce Development (DWD) to establish an unemployment benefit overpayment under certain circumstances and within a certain time frame. Adds IC 22-4-13.3 concerning administrative withholding for benefit overpayments. Makes other amendments.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 184 - HOUSE ENROLLED ACT 1264 – VARIOUS EFFECTIVE DATES**
- **POLITICAL SUBDIVISION INTERNAL CONTROLS** – Amends sections of IC 3-5-9
Allows a volunteer firefighter to hold an elected office of any unit which receives fire protection services from the department. Adds IC 36-1-23 which states that a member of the fiscal body of a city or town may not participate in a vote on the adoption of the unit's budget and tax levies if the member is a volunteer firefighter in a department which provides fire protection services to the unit. If a majority of the members are precluded from voting, the most recent annual appropriations are continued; the executive may petition the county fiscal body for an increase in the city or town budget or for additional appropriations.
- Amends IC 5-11-1-4 – Certain municipalities may not issue bonds unless the annual financial report has been filed with the state examiner for the preceding fiscal year in accordance with Generally Accepted Accounting Principles (GAAP). Requirement is effective in 2016 for municipalities with a population greater than 250,000; in 2017 for population greater than 175,000; and in 2020 for a population greater than 75,000. Upon request, the state examiner may waive the requirement.
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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 184 - HOUSE ENROLLED ACT 1264 – VARIOUS EFFECTIVE DATES**
- **POLITICAL SUBDIVISION INTERNAL CONTROLS (Continued)**

Amends IC 5-11-1-27 – Requires SBOA to define the acceptable minimum level of internal control standards and procedures for political subdivisions, including Control Environment, Risk Assessment, Control Activities, Information and Communication, and Monitoring. Not later than November 1, 2015, the SBOA shall develop or designate approved personnel training materials.
- Amends IC 5-11-1-27 - As of June 30, 2016, requires a political subdivision to adopt and receive training on specific internal control standards and procedures. Requires fiscal officer to certify in writing that standards and procedures have been adopted and training has been received by personnel; such certification shall be filed electronically with the state board of accounts at the same time the annual financial report is filed. Noncompliance will result in a report comment and, if not corrected within specified time, information will be forwarded to the Department of Local Government Finance (DLGF). DLGF may not approve the budget or supplemental appropriation of a taxing unit if it receives information that the violation has not been corrected within the prescribed period.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 184 - HOUSE ENROLLED ACT 1264 – VARIOUS EFFECTIVE DATES**
- **POLITICAL SUBDIVISION INTERNAL CONTROLS (Continued)**
- Amends IC 5-11-1-4(j) - Provides that all erroneous or irregular material variances, losses, shortages, or thefts of political subdivision funds or property shall be reported immediately to the SBOA. For all material variances, losses, shortages, or thefts, the SBOA shall:
 1. determine the amount involved and report to the appropriate officials, including law enforcement
 2. determine the internal control weakness that contributed to or caused the condition; and
 3. make written recommendations to the council and fiscal officer addressing the method of correcting the condition and the necessary internal control policies and procedures to prevent a recurrence of the condition.
- The council and clerk treasurer shall immediately implement the policies and procedures recommended.
- Amends IC 5-11-1-27- Requires a public officer who has actual knowledge of or reasonable cause to believe that there has been a misappropriation of public funds or assets of the public office to immediately send written notice to the state board of accounts and local prosecuting attorney.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 185 - HOUSE ENROLLED ACT 1269 - VARIOUS EFFECTIVE DATES**
- **HEALTH MATTERS** - Adds IC 12-21-5-4 - Requires the (d) The Division of Mental Health and Addiction shall make the mental health first aid training program available to... emergency medical service providers, law enforcement officers.
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- **PUBLIC LAW 187 - HOUSE ENROLLED ACT 1304 - EFFECTIVE VARIOUS DATES**
- **VARIOUS CRIMINAL LAW ISSUES** - Amends IC 12-23-14-16 - Specifies the fee for a service if a (city) court established alcohol and drug services program may be collected by an alcohol and drug services program or the clerk of the court. The fees must be transferred within thirty days after the fees are collected for deposit in the appropriate user fee fund established under IC 33-37-8. Makes other amendments and additions concerning criminal law matters.
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- **PUBLIC LAW 188 - HOUSE ENROLLED ACT 1305 - EFFECTIVE JULY 1, 2015**
- **VARIOUS MOTOR VEHICLE ISSUES** - Amends IC 9 concerning various motor vehicle issues including penalties, suspensions, offenses; and specialized driving privileges for commercial drivers.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 189 - HOUSE ENROLLED ACT 1319 – EFFECTIVE JULY 1, 2015**
- **ACQUISITION OF DISTRESSED UTILITIES** – Adds IC 8-1-30.3 – provides that a public water or wastewater utility that acquires utility property of a “distressed utility” may petition the utility regulatory commission to include the “cost differential” associated with the acquisition as part of its rate base. Applies if at least one utility company is under the jurisdiction of the commission.

- **PUBLIC LAW 191- HOUSE ENROLLED ACT 1371 – EFFECTIVE JULY 1, 2015**
- **PUBLIC OFFICIALS, LIENS, AND RESTRICTED ADDRESSES** - Amends various provisions in IC 32 concerning common law liens. For purposes of IC 32-28-13 creates definition of a “public employee” and includes former office holders in the definition of “public official.”
- Amends IC 36-1-8.5 - Adds “public official” to the definition of “covered person,” who may submit a written request to the municipality to restrict access to their home addresses by means of a public property data base web site. Requires a municipality that operates a public property data base web site to establish a process to prevent a member of the general public from gaining access to these home addresses by means of the public property data base web site. Specifies procedures and allows the unit to charge a covered person a reasonable fee to make a written request.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 192 - HOUSE ENROLLED ACT 1398 - EFFECTIVE JULY 1, 2015**
- **NORTHWEST INDIANA REGIONAL DEVELOPMENT AUTHORITY** - Amends IC 4-33-12-6 Provides for direct distributions of riverboat admissions taxes and supplemental distributions to the Northwest Indiana Regional Development Authority (RDA) to satisfy the funding obligations of Lake County, East Chicago, Gary, and Hammond to annually transfer money to the RDA. Amends IC 36-7.5-4-2 Contains provisions in the event of a shortfall in distributions to the RDA. Amends other provisions of IC 36-7.5.
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- **PUBLIC LAW 193 - HOUSE ENROLLED ACT 1469 - EFFECTIVE JULY 1, 2015**
- **WAGE PAYMENT AND WAGE ASSIGNMENT** - Amends IC 22-2-5 - Specifies costs, fees, and damages available to an employee if wages are not paid in accordance with IC 22-2-5-1. Amends IC 22-2-6-2 provides additional wage assignment purposes and the amount of interest which may be charged on amounts loaned or advanced.
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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 213 - HOUSE ENROLLED ACT 1001 – VARIOUS EFFECTIVE DATES**
- **STATE BIENNIAL BUDGET –**
- **SECTION 62 EFFECTIVE JULY 1, 2015** - Amends IC 5-11-4-3 changes the State Board of Accounts daily rate to \$175.
- **SECTION 74 EFFECTIVE UPON PASSAGE** Adds IC 5-28-36-7 - Allows city or town in which a motorsports enterprise is located to apply for a grant from the Economic Development Corporation.
- **SECTION 257 EFFECTIVE JULY 1, 2015** - Amends IC 33-37-5-20 – Changes the document storage fee from \$2 to \$5 from July 1, 2015 to June 30, 2017. On July 1, 2017, the fee changes back to \$2. The fee continues to be remitted to the city or town fiscal officer on a monthly basis for deposit in the clerk's record perpetuation fund.
- **SECTION 258 EFFECTIVE JULY 1, 2015** – Amends IC 33-37-5-21 – Changes the automated recordkeeping fee from \$7 to \$19 from July 1, 2015 to June 30, 2017 for all actions except those resulting in pretrial diversion or deferral, for which the fee remains \$5. On July 1, 2017, the fee for all violations will be \$5. This fee continues to be remitted to the Auditor of State semiannually.
- **SECTION 263 EFFECTIVE JULY 1, 2015** - Amends HEA 1019-2015 amendment to IC 36-1-12-3 and sets the threshold for a unit performing a public work by means of its own workforce to \$250,000.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 216 - HOUSE ENROLLED ACT 1139 - VARIOUS EFFECTIVE DATES**
- **VARIOUS ELECTION LAW MATTERS** - Amends IC 3-8-2-19 – Exempts certain statutorily protected residence addresses from the requirement to publish the address of each primary election candidate. Amends IC 3-14-1-17 - Repeals a provision that makes it a crime to knowingly or intentionally display campaign materials on a government employer's real property (SEA 466-2015). Amends other provisions in IC 3 concerning elections. Amends IC 36-5-1-8 concerning a special election requested in a petition for incorporation.
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- **PUBLIC LAW 220 - HOUSE ENROLLED ACT 1635 - EFFECTIVE JULY 1, 2015**
- **DUAL LANGUAGE IMMERSION PILOT PROGRAM** – Amends IC 20-23-6-9 Concerning the transfer of consolidated school property back to a city or town if it is no longer needed for school purposes.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 241 - HOUSE ENROLLED ACT 1466 – VARIOUS EFFECTIVE DATES**
- **PENSION MATTERS** - Adds and Amends various statutes to IC 5-10.2 and IC 5-10.3, including the following: Provides that an employer that is eligible but not required to participate in the Public Employees' Retirement Fund (PERF) must pay the employer's share of the unfunded liability attributable to the employer's current and former employees if the employer withdraws from PERF or otherwise phases out its participation in PERF. Establishes a procedure by which a political subdivision may participate in the defined contribution only plan. Permits a political subdivision to establish its employer contribution rate to the plan and to elect to match a percentage of its employees' additional contributions to the plan. Requires INPRS to assess an employer a supplemental contribution to PERF to fund the employer's share of the actuarial accrued liability that is unfunded because the employer's employees are members of the plan rather than PERF.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 241 - HOUSE ENROLLED ACT 1466 – VARIOUS EFFECTIVE DATES**
- **PENSION MATTERS (Continued)**
- Requires participation in the plan by an entity or political subdivision that withdraws from or freezes participation in PERF and thereafter offers its employees a retirement benefit. Requires any other public employer that is eligible but not required to participate in PERF and that wishes to offer a retirement benefit to an employee after June 30, 2015, to participate in either PERF or the plan. Grandfathers participation in another defined contribution plan for entities, political subdivisions, and other public employers participating in another plan on July 1, 2015. Contains provisions related to retired members. Permits a retired member of the 1977 Police Officers' and Firefighters' Pension and Disability Fund (1977 fund) who is at least 55 years of age to:
 1. be rehired by the same unit that employed the member in a position covered by the 1977 Fund for a position not covered by the 1977 fund without a minimum period of separation from employment; and
 2. continue to receive the member's retirement benefit from the 1977 fund.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 242 - HOUSE ENROLLED ACT 1472 – VARIOUS EFFECTIVE DATES**
- **TAX EXEMPTIONS AND CREDITS** - Amends 6-1.1-3-7.3 - Permits a county council to impose a local service fee on each person that has business personal property exempt from taxation because the person's business personal property in the county has an acquisition cost of less than \$20,000. This will be allocated to each taxing unit in the same way property taxes are allocated and may be used for any lawful purpose. Amends various sections of the Code. Addresses the establishment or imposition of CAGIT in Marshall County, Tipton County, and Rush County in regard to jail facilities. Makes adjustments to Greene County CEDIT, COIT, and LOIT rates. Requires an employer to file annual withholding tax reports (Form WH-3) not later than 31 days after the end of the calendar year. Provides that a tax increment financing area established by a redevelopment authority that has a United States government military base that is scheduled for closing or is completely or partially inactive or closed does not expire before July 1, 2016. Makes various changes related to sales taxes and the Indiana Department of Revenue.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 243 - HOUSE ENROLLED ACT 1485 - EFFECTIVE VARIOUS DATES**
- **LOCAL TAXATION** – Adds a new article IC 6-3.6 to consolidate and simplify the various local income tax laws to take effect in 2017. Authorizes Rush County to impose a CAGIT tax rate for the construction, renovation, operation, or maintenance of a county jail.
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- **PUBLIC LAW 244 - HOUSE ENROLLED ACT 1603 EFFECTIVE JANUARY 1, 2016**
- **PROPERTY TAX APPEALS** – Adds IC 6-1.1-15-10.5 allowing the establishment of a separate fund known as the property tax assessment appeals fund to hold property tax receipts that are attributable to an increase in the taxing unit's tax rate caused by a reduction in the taxing unit's net assessed value under
- IC 6-1.1-17-0.5.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 252 - HOUSE ENROLLED ACT 1019 – EFFECTIVE JULY 1, 2015**
- **COMMON CONSTRUCTION WAGE** - Repeals IC 5-16-7 (common construction wage statute) and related statutes. Adds IC 5-16-7.2-unless otherwise provided by law, a public agency may not establish, mandate, or otherwise require a wage scale or wage schedule for a public works contract. Adds IC 5-16-13 concerning requirements for contractors on public works projects and required contractual provisions. Adds IC 5-13-14-determination that a contractor is not responsible is conclusive. Adds IC 22-5-1.7-11.1-requires contract language concerning the E Verify program. Amends IC 36-1-12-3 to state that the city or town may perform any public work by means of its own workforce, without awarding a contract whenever the cost of that public work project is estimated to be less than \$250,000 (Note, HEA 1019-2015 set the threshold at \$300,000 but this amount was later amended to \$250,000 by HEA 1001-2015). Adds IC36-1-12-24-requires a public works contract of at least \$150,000 may not be awarded to a contractor whose bid does not include a written plan by the contractor for an employee drug testing program.

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2015 LAWS AFFECTING CITIES AND TOWNS HOUSE ENROLLED ACTS

- **PUBLIC LAW 254 - HOUSE ENROLLED ACT 1044 - VARIOUS EFFECTIVE DATES**
- **FOOD AND BEVERAGE TAXES** - Adds IC 6-9-45 which authorizes the fiscal body of the town of Rockville to adopt a town food and beverage tax not to exceed 1%; specifies permissible uses. Urges the legislative council to assign to a study committee the topic of whether a uniform food and beverage tax should be enacted into law to allow local governments to adopt such a tax.
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- **PUBLIC LAW 255 - HOUSE ENROLLED ACT 1540 - VARIOUS EFFECTIVE DATES**
- **VARIOUS GAMING MATTERS** – Amends IC 4-33-13-5 regarding distributions of tax revenue remitted by an agent operating a riverboat in a historic hotel district.

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