February 17, 2009

HOUSE BILL No. 1001

DIGEST OF HB 1001 (Updated February 17, 2009 2:41 pm - DI 51)

Citations Affected: IC 4-2; IC 4-12; IC 4-30; IC 4-31; IC 4-33; IC 4-35; IC 5-10.4; IC 5-28; IC 6-1.1; IC 6-9; IC 7.1-4; IC 9-25; IC 9-29; IC 12-15; IC 20-19; IC 20-40; IC 21-18; IC 21-41; IC 21-42; IC 21-43; IC 22-4; IC 33-37; noncode.

Synopsis: Budget bill. Makes appropriations for the 2009-2010 state fiscal year for operation of state government and various other uses (other than department of child services and grade K-12 education programs). Authorizes the issuance of bonds for various capital projects. Prohibits certain reversions and fund balance transfers. Requires a feasibility study of the benefits of changing the design and method for verifying, tracking, and tracing cigarette stamps. Specifies that a state officer or employee who retaliates or threatens to retaliate against an employee or certain other persons for communicating with a member of the general assembly or who refuses or threatens to refuse to allot appropriated money for failing to acquiesce in an unlawful request is subject to a $500 civil penalty. Requires the budget agency to report actual and proposed reversions, fund transfers, and appropriation reassignments exceeding $250,000 to the legislative council on a quarterly basis. Voids an administrative rule requiring the holder of a gaming license to pay a fee to transfer the license and provides for refunds of previously paid transfer fees. Changes the formula for depositing and using money in the pension stabilization fund. Provides a circuit breaker replacement grant to civil taxing units. Changes the permitted uses for Tippecanoe County innkeeper's taxes. Requires a managed care provider's contract or agreement under the Medicaid program to include a prescription drug program. Prohibits reductions in Medicaid provider reimbursement rates. Permits chiropractic services, public employee retirement health benefits, and supplemental disproportionate share distributions to be paid from the Indiana check-up plan trust fund. Requires student test numbers to be reported and stored so that the current location of students can be ascertained. Increases the maximum property tax levy that may be imposed for a school capital projects fund to pay insurance or utility costs. Provides that actions of the commission for higher education are nonbinding recommendations. Increases the automated record keeping fee. Authorizes certain industrial development loans. Makes other changes.

Effective: Upon passage; July 1, 2007 (retroactive); January 1, 2009 (retroactive); July 1, 2009.

Crawford, Pelath

January 12, 2009, read first time and referred to Committee on Ways and Means.
February 17, 2009, amended, reported — Do Pass.

February 17, 2009

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type.~~

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~*this style type*~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

HOUSE BILL No. 1001

A BILL FOR AN ACT concerning state and local administration and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. [EFFECTIVE JULY 1, 2009]

(a) The following definitions apply throughout this act:
(1) "Augmentation allowed" means the governor and the budget agency are authorized to add to an appropriation in this act from revenues accruing to the fund from which the appropriation was made.
(2) "Biennium" means the period beginning July 1, 2009, and ending June 30, 2011. Appropriations appearing in the biennial column for construction or other permanent improvements do not revert under IC 4-13-2-19 and may be allotted.
(3) "Deficiency appropriation" or "special claim" means an appropriation available during the 2008-2009 fiscal year.
(4) "Equipment" includes machinery, implements, tools, furniture, furnishings, vehicles, and other articles that have a calculable period of service that exceeds twelve (12) calendar months.
(5) "Fee replacement" includes payments to universities to be used to pay indebtedness resulting from financing the cost of planning, purchasing, rehabilitation, construction, repair, leasing, lease-purchasing, or otherwise acquiring land, buildings, facilities, and equipment to be used for academic and instructional purposes.
(6) "Federally qualified health center" means a community health center that is designated by the Health Resources Services Administration, Bureau of Primary Health Care, as a Federally Qualified Health Center Look Alike under the FED 330 Consolidated

Health Center Program authorization, including Community Health Center (330e), Migrant Health Center (330g), Health Care for the Homeless (330h), Public Housing Primary Care (330i), and School Based Health Centers (330).
(7) "Other operating expense" includes payments for "services other than personal", "services by contract", "supplies, materials, and parts", "grants, subsidies, refunds, and awards", "in-state travel", "out-of-state travel", and "equipment".
(8) "Pension fund contributions" means the state of Indiana's contributions to a specific retirement fund.
(9) "Personal services" includes payments for salaries and wages to officers and employees of the state (either regular or temporary), payments for compensation awards, and the employer's share of Social Security, health insurance, life insurance, dental insurance, vision insurance, deferred compensation - state match, leave conversion, disability, and retirement fund contributions.
(10) "SSBG" means the Social Services Block Grant. This was formerly referred to as "Title XX".
(11) "State agency" means:
(A) each office, officer, board, commission, department, division, bureau, committee, fund, agency, authority, council, or other instrumentality of the state;
(B) each hospital, penal institution, and other institutional enterprise of the state;
(C) the judicial department of the state; and
(D) the legislative department of the state.
However, this term does not include cities, towns, townships, school cities, school townships, school districts, other municipal corporations or political subdivisions of the state, or universities and colleges supported in whole or in part by state funds.
(12) "State funded community health center" means a public or private not for profit (501(c)(3)) organization that provides comprehensive primary health care services to all age groups.
(13) "Total operating expense" includes payments for both "personal services" and "other operating expense".
(b) The state board of finance may authorize advances to boards or persons having control of the funds of any institution or department of the state of a sum of money out of any appropriation available at such time for the purpose of establishing working capital to provide for payment of expenses in the case of emergency when immediate payment is necessary or expedient. Advance payments shall be made by warrant by the auditor of state, and properly itemized and receipted bills or invoices shall be filed by the board or persons receiving the advance payments.
(c) All money appropriated by this act shall be considered either a direct appropriation or an appropriation from a rotary or revolving fund.
(1) Direct appropriations are subject to withdrawal from the state treasury and for expenditure for such purposes, at such time, and in such manner as may be prescribed by law. Direct appropriations are not subject to return and rewithdrawal from the state treasury, except for the correction of an error which may have occurred in any transaction or for reimbursement of expenditures which have occurred in the same fiscal year.
(2) A rotary or revolving fund is any designated part of a fund that is set apart as working capital in a manner prescribed by law and devoted to a specific purpose or purposes. The fund consists of earnings and income only from certain sources

or a combination thereof. The money in the fund shall be used for the purpose designated by law as working capital. The fund at any time consists of the original appropriation thereto, if any, all receipts accrued to the fund, and all money withdrawn from the fund and invested or to be invested. The fund shall be kept intact by separate entries in the auditor of state's office, and no part thereof shall be used for any purpose other than the lawful purpose of the fund or revert to any other fund at any time. However, any unencumbered excess above any prescribed amount shall be transferred to the state general fund at the close of each fiscal year unless otherwise specified in the Indiana Code.

SECTION 2. [EFFECTIVE JULY 1, 2009]

For the conduct of state government, its offices, funds, boards, commissions, departments, societies, associations, services, agencies, and undertakings, and for other appropriations not otherwise provided by statute, the following sums in SECTIONS 3 through 10 are appropriated for the periods of time designated from the general fund of the state of Indiana or other specifically designated funds.

In this act, whenever there is no specific fund or account designated, the appropriation is from the general fund.

SECTION 3. [EFFECTIVE JULY 1, 2009]

GENERAL GOVERNMENT

A. LEGISLATIVE

FOR THE GENERAL ASSEMBLY	
LEGISLATORS' SALARIES - HOUSE	
Total Operating Expense	**6,198,756**
HOUSE EXPENSES	
Total Operating Expense	**10,480,687**
LEGISLATORS' SALARIES - SENATE	
Total Operating Expense	**2,247,345**
SENATE EXPENSES	
Total Operating Expense	**10,345,072**

Included in the above appropriations for house and senate expenses are funds for a legislative business per diem allowance, meals, and other usual and customary expenses associated with legislative affairs. Except as provided below, this allowance is to be paid to each member of the general assembly for every day, including Sundays, during which the general assembly is convened in regular or special session, commencing with the day the session is officially convened and concluding with the day the session is adjourned sine die. However, after five (5) consecutive days of recess, the legislative business per diem allowance is to be made on an individual voucher basis until the recess concludes.

Members of the general assembly are entitled, when authorized by the speaker of the house or the president pro tempore of the senate, to the legislative business per

diem allowance for each and every day engaged in official business.

The legislative business per diem allowance that each member of the general assembly is entitled to receive equals the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area. The legislative business per diem changes each time there is a change in that maximum daily amount.

In addition to the legislative business per diem allowance, each member of the general assembly shall receive the mileage allowance in an amount equal to the standard mileage rates for personally owned transportation equipment established by the federal Internal Revenue Service for each mile necessarily traveled from the member's usual place of residence to the state capitol. However, if the member traveled by a means other than by motor vehicle, and the member's usual place of residence is more than one hundred (100) miles from the state capitol, the member is entitled to reimbursement in an amount equal to the lowest air travel cost incurred in traveling from the usual place of residence to the state capitol. During the period the general assembly is convened in regular or special session, the mileage allowance shall be limited to one (1) round trip each week per member.

Any member of the general assembly who is appointed, by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or Indiana legislative council to serve on any research, study, or survey committee or commission, or who attends any meetings authorized or convened under the auspices of the Indiana legislative council, including pre-session conferences and federal-state relations conferences, is entitled, when authorized by the legislative council, to receive the legislative business per diem allowance for each day in actual attendance and is also entitled to a mileage allowance, at the rate specified above, for each mile necessarily traveled from the member's usual place of residence to the state capitol, or other in-state site of the committee, commission, or conference. The per diem allowance and the mileage allowance permitted under this paragraph shall be paid from the legislative council appropriation for legislator and lay member travel unless the member is attending an out-of-state meeting, as authorized by the speaker of the house of representatives or the president pro tempore of the senate, in which case the member is entitled to receive:
(1) the legislative business per diem allowance for each day the member is engaged in approved out-of-state travel; and
(2) reimbursement for traveling expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the legislative council.

Notwithstanding the provisions of this or any other statute, the legislative council may adopt, by resolution, travel policies and procedures that apply only to members of the general assembly or to the staffs of the house of representatives, senate, and legislative services agency, or both members and staffs. The legislative council may apply these travel policies and procedures to lay members serving on research, study, or survey committees or commissions that are under the jurisdiction of the legislative council. Notwithstanding any other law, rule, or policy, the state travel policies and procedures established by the Indiana department of administration and

approved by the budget agency do not apply to members of the general assembly, to the staffs of the house of representatives, senate, or legislative services agency, or to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council (if the legislative council applies its travel policies and procedures to lay members under the authority of this SECTION), except that, until the legislative council adopts travel policies and procedures, the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency apply to members of the general assembly, to the staffs of the house of representatives, senate, and legislative services agency, and to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council. The executive director of the legislative services agency is responsible for the administration of travel policies and procedures adopted by the legislative council. The auditor of state shall approve and process claims for reimbursement of travel related expenses under this paragraph based upon the written affirmation of the speaker of the house of representatives, the president pro tempore of the senate, or the executive director of the legislative services agency that those claims comply with the travel policies and procedures adopted by the legislative council. If the funds appropriated for the house and senate expenses and legislative salaries are insufficient to pay all the necessary expenses incurred, including the cost of printing the journals of the house and senate, there is appropriated such further sums as may be necessary to pay such expenses.

LEGISLATORS' SUBSISTENCE	
LEGISLATORS' EXPENSES - HOUSE	
Total Operating Expense	**2,524,980**
LEGISLATORS' EXPENSES - SENATE	
Total Operating Expense	**1,126,579**

Each member of the general assembly is entitled to a subsistence allowance of forty percent (40%) of the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area:
(1) each day that the general assembly is not convened in regular or special session; and
(2) each day after the first session day held in November and before the first session day held in January.

However, the subsistence allowance under subdivision (2) may not be paid with respect to any day after the first session day held in November and before the first session day held in January with respect to which all members of the general assembly are entitled to a legislative business per diem.

The subsistence allowance is payable from the appropriations for legislators' subsistence.

The officers of the senate are entitled to the following amounts annually in addition to the subsistence allowance: president pro tempore, $7,000; assistant president pro tempore, $3,000; majority floor leader, $5,500; assistant majority floor leader, $3,500; majority caucus chair, $5,500; assistant majority caucus chair, $1,500;

appropriations committee chair, $5,500; tax and fiscal policy committee chair, $5,500; appropriations committee ranking majority member, $2,000; tax and fiscal policy committee ranking majority member, $2,000; majority whip, $4,000; assistant majority whip, $2,000; minority floor leader, $6,000; minority leader pro tempore emeritus, $1,500; minority caucus chair, $5,000; minority assistant floor leader, $5,000; appropriations committee ranking minority member, $2,000; tax and fiscal policy committee ranking minority member, $2,000; minority whip, $3,000; assistant minority whip, $1,000; assistant minority caucus chair, $1,000; agriculture and small business committee chair, $1,000; commerce, public policy, and interstate cooperation committee chair, $1,000; corrections, criminal, and civil matters committee chair, $1,000; energy and environmental affairs committee chair, $1,000; pensions and labor committee chair, $1,000; health and provider services committee chair, $1,000; insurance and financial institutions committee chair, $1,000; and natural resources committee chair, $1,000.

Officers of the house of representatives are entitled to the following amounts annually in addition to the subsistence allowance: speaker of the house, $6,500; speaker pro tempore, $5,000; deputy speaker pro tempore, $1,500; majority leader, $5,000; majority caucus chair, $5,000; assistant majority caucus chair, $1,000; ways and means committee chair, $5,000; ways and means committee ranking majority member, $3,000; ways and means committee, chairman of the education subcommittee, $1,500; speaker pro tempore emeritus, $1,500; budget subcommittee chair, $3,000; majority whip, $3,500; assistant majority whip, $1,000; assistant majority leader, $1,000; minority leader, $5,500; minority caucus chair, $4,500; ways and means committee ranking minority member, $3,500; minority whip, $2,500; assistant minority leader, $4,500; second assistant minority leader, $1,500; and deputy assistant minority leader, $1,000.

If the senate or house of representatives eliminates a committee or officer referenced in this SECTION and replaces the committee or officer with a new committee or position, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer. However, this does not permit any additional amounts to be paid under this SECTION for a replacement committee or officer than would have been spent for the eliminated committee or officer. If the senate or house of representatives creates a new additional committee or officer, or assigns additional duties to an existing officer, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer, or to adjust the annual payments made to the existing officer, in amounts determined by the legislative council.

If the funds appropriated for legislators' subsistence are insufficient to pay all the subsistence incurred, there are hereby appropriated such further sums as may be necessary to pay such subsistence.

FOR THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE SERVICES AGENCY
Total Operating Expense 9,989,200
LEGISLATOR AND LAY MEMBER TRAVEL
Total Operating Expense 700,000

Included in the above appropriations for the legislative council and legislative services agency expenses are funds for usual and customary expenses associated with legislative services.

If the funds above appropriated for the legislative council and the legislative services agency and legislator and lay member travel are insufficient to pay all the necessary expenses incurred, there are hereby appropriated such further sums as may be necessary to pay those expenses.

Any person other than a member of the general assembly who is appointed by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or legislative council to serve on any research, study, or survey committee or commission is entitled, when authorized by the legislative council, to a per diem instead of subsistence of $75 per day during the 2009-2011 biennium. In addition to the per diem, such a person is entitled to mileage reimbursement, at the rate specified for members of the general assembly, for each mile necessarily traveled from the person's usual place of residence to the state capitol or other in-state site of the committee, commission, or conference. However, reimbursement for any out-of-state travel expenses claimed by lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council shall be based on SECTION 14 of this act, until the legislative council applies those travel policies and procedures that govern legislators and their staffs to such lay members as authorized elsewhere in this SECTION. The allowance and reimbursement permitted in this paragraph shall be paid from the legislative council appropriations for legislative and lay member travel unless otherwise provided for by a specific appropriation.

LEGISLATIVE COUNCIL CONTINGENCY FUND
Total Operating Expense 112,500

Disbursements from the fund may be made only for purposes approved by the chairman and vice chairman of the legislative council.

The legislative services agency shall charge the following fees, unless the legislative council sets these or other fees at different rates:

Annual subscription to the session document service for sessions ending in odd-numbered years: $900

Annual subscription to the session document service for sessions ending in even-numbered years: $500

Per page charge for copies of legislative documents: $0.15

Annual charge for interim calendar: $10

Daily charge for the journal of either house: $2

PRINTING AND DISTRIBUTION
Total Operating Expense 939,400

The above funds are appropriated for the printing and distribution of documents published

by the legislative council. These documents include journals, bills, resolutions, enrolled documents, the acts of the first and second regular sessions of the 116th general assembly, the supplements to the Indiana Code for fiscal years 2009-2010 and 2010-2011, and the publication of the Indiana Administrative Code and the Indiana Register. Upon completion of the distribution of the Acts and the supplements to the Indiana Code, as provided in IC 2-6-1.5, remaining copies may be sold at a price or prices periodically determined by the legislative council. If the above appropriations for the printing and distribution of documents published by the legislative council are insufficient to pay all of the necessary expenses incurred, there are hereby appropriated such sums as may be necessary to pay such expenses.

COUNCIL OF STATE GOVERNMENTS ANNUAL DUES
Other Operating Expense 149,702
NATIONAL CONFERENCE OF STATE LEGISLATURES ANNUAL DUES
Other Operating Expense 199,031
NATIONAL CONFERENCE OF INSURANCE LEGISLATORS ANNUAL DUES
Other Operating Expense 10,000

FOR THE INDIANA LOBBY REGISTRATION COMMISSION
Total Operating Expense 271,910

B. JUDICIAL

FOR THE SUPREME COURT
Personal Services 7,721,165
Other Operating Expense 2,195,069

The above appropriation for the supreme court personal services includes the subsistence allowance as provided by IC 33-38-5-8.

LOCAL JUDGES' SALARIES
Personal Services 57,146,053
Other Operating Expense 39,000
COUNTY PROSECUTORS' SALARIES
Personal Services 24,785,126
Other Operating Expense 31,000

The above appropriations for county prosecutors' salaries represent the amounts authorized by IC 33-39-6-5 and that are to be paid from the state general fund.

In addition to the appropriations for local judges' salaries and for county prosecutors' salaries, there are hereby appropriated for personal services the amounts that the state is required to pay for salary changes or for additional courts created by the 116th general assembly.

TRIAL COURT OPERATIONS
Total Operating Expense 596,075
INDIANA CONFERENCE FOR LEGAL EDUCATION OPPORTUNITY
Total Operating Expense 778,750

The above funds are appropriated to the division of state court administration in compliance with the provisions of IC 33-24-13-7.

PUBLIC DEFENDER COMMISSION
Total Operating Expense 13,494,533

The above appropriation is made in addition to the distribution authorized by IC 33-37-7-9(c) for the purpose of reimbursing counties for indigent defense services provided to a defendant. The division of state court administration of the supreme court of Indiana shall provide staff support to the commission and shall administer the public defense fund. The administrative costs may come from the public defense fund. Any balance in the public defense fund is appropriated to the public defender commission.

GUARDIAN AD LITEM
Total Operating Expense 2,970,248

The division of state court administration shall use the foregoing appropriation to administer an office of guardian ad litem and court appointed special advocate services and to provide matching funds to counties that are required to implement, in courts with juvenile jurisdiction, a guardian ad litem and court appointed special advocate program for children who are alleged to be victims of child abuse or neglect under IC 31-33 and to administer the program. A county may use these matching funds to supplement amounts collected as fees under IC 31-40-3 to be used for the operation of guardian ad litem and court appointed special advocate programs. The county fiscal body shall appropriate adequate funds for the county to be eligible for these matching funds.

CIVIL LEGAL AID
Total Operating Expense 1,500,000

The above funds are appropriated to the division of state court administration in compliance with the provisions of IC 33-24-12-7.

SPECIAL JUDGES - COUNTY COURTS
Personal Services 15,000
Other Operating Expense 134,000

If the funds appropriated above for special judges of county courts are insufficient to pay all of the necessary expenses that the state is required to pay under IC 34-35-1-4, there are hereby appropriated such further sums as may be necessary to pay these expenses.

COMMISSION ON RACE AND GENDER FAIRNESS
Total Operating Expense 380,996

FOR THE COURT OF APPEALS
Personal Services 9,307,301

Other Operating Expense 1,083,440

The above appropriations for the court of appeals personal services include the subsistence allowance provided by IC 33-38-5-8.

FOR THE TAX COURT
Personal Services 549,418
Other Operating Expense 123,595

FOR THE JUDICIAL CENTER
Personal Services 1,833,579
Other Operating Expense 1,240,419

The above appropriations for the judicial center include the appropriations for the judicial conference.

DRUG AND ALCOHOL PROGRAMS FUND
Total Operating Expense 299,010

The above funds are appropriated under IC 33-37-7-9 for the purpose of administering, certifying, and supporting alcohol and drug services programs under IC 12-23-14. However, if the receipts are less than the appropriation, the center may not spend more than is collected.

INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION
Total Operating Expense 200,000

FOR THE PUBLIC DEFENDER
Personal Services 6,133,410
Other Operating Expense 1,031,506

FOR THE PUBLIC DEFENDER COUNCIL
Personal Services 943,769
Other Operating Expense 420,328

FOR THE PROSECUTING ATTORNEYS' COUNCIL
Personal Services 638,099
Other Operating Expense 577,177
DRUG PROSECUTION
Drug Prosecution Fund (IC 33-39-8-6)
Total Operating Expense 79,000
Augmentation allowed.

FOR THE PUBLIC EMPLOYEES' RETIREMENT FUND
JUDGES' RETIREMENT FUND
Other Operating Expense 11,474,961
PROSECUTORS' RETIREMENT FUND
Other Operating Expense 170,000

C. EXECUTIVE

FOR THE GOVERNOR'S OFFICE

Personal Services	1,902,269
Other Operating Expense	153,976
GOVERNOR'S RESIDENCE	
Total Operating Expense	136,858
GOVERNOR'S CONTINGENCY FUND	
Total Operating Expense	76,679

Direct disbursements from the above contingency fund are not subject to the provisions of IC 5-22.

GOVERNOR'S FELLOWSHIP PROGRAM	
Total Operating Expense	265,205

FOR THE WASHINGTON LIAISON OFFICE

Total Operating Expense	242,500

FOR THE LIEUTENANT GOVERNOR

Personal Services	1,725,210
Other Operating Expense	550,115
CONTINGENCY FUND	
Total Operating Expense	6,194

Direct disbursements from the above contingency fund are not subject to the provisions of IC 5-22.

FOR THE SECRETARY OF STATE

ADMINISTRATION	
Personal Services	2,197,658
Other Operating Expense	150,500

FOR THE ATTORNEY GENERAL

ATTORNEY GENERAL

From the General Fund
15,128,969

From the Motor Vehicle Odometer Fund (IC 9-29-1-5)
90,000
Augmentation allowed.

From the Medicaid Fraud Control Unit Fund (IC 4-6-10-1)
542,447
Augmentation allowed.

From the Victims' Assistance Address Confidentiality Fund (IC 5-2-6-14)
59,929
Augmentation allowed.

From the Real Estate Appraiser Licensing Fund (IC 25-34.1-8-7)
64,230
Augmentation allowed.

From the Non-Consumer Settlements Fund
116,678
Augmentation allowed.
From the Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
494,467
Augmentation allowed.
From the Abandoned Property Fund (IC 32-34-1-33)
318,968
Augmentation allowed.

The amounts specified from the General Fund, motor vehicle odometer fund, medicaid fraud control unit fund, victims' assistance address confidentiality fund, non-consumer settlements fund, real estate appraisers licensing fund, tobacco master settlement fund, and abandoned property fund are for the following purposes:

Personal Services	**15,690,686**
Other Operating Expense	**1,125,002**

HOMEOWNER PROTECTION UNIT (IC 4-6-12-9)

Total Operating Expense	**422,000**

MEDICAID FRAUD UNIT

Total Operating Expense	**235,473**

The above appropriations to the Medicaid fraud unit are the state's matching share of the state Medicaid fraud control unit under IC 4-6-10 as prescribed by 42 U.S.C. 1396b(q). Augmentation allowed from collections.

UNCLAIMED PROPERTY
Abandoned Property Fund (IC 32-34-1-33)

Personal Services	**1,347,951**
Other Operating Expense	**3,163,434**

Augmentation allowed.

D. FINANCIAL MANAGEMENT

FOR THE AUDITOR OF STATE

Personal Services	**4,587,218**
Other Operating Expense	**1,388,632**

GOVERNORS' AND GOVERNORS' SURVIVING SPOUSES' PENSIONS

Total Operating Expense	**140,246**

The above appropriations for governors' and governors' surviving spouses' pensions are made under IC 4-3-3.

FOR THE STATE BOARD OF ACCOUNTS

Personal Services	**20,581,483**
Other Operating Expense	**1,178,717**

FOR THE STATE BUDGET COMMITTEE

Total Operating Expense 54,126

Notwithstanding IC 4-12-1-11(b), the salary per diem of the legislative members of the budget committee is an amount equal to one hundred fifty percent (150%) of the legislative business per diem allowance. If the above appropriations are insufficient to carry out the necessary operations of the budget committee, there are hereby appropriated such further sums as may be necessary.

FOR THE OFFICE OF MANAGEMENT AND BUDGET
Personal Services 1,000,227
Other Operating Expense 153,095

FOR THE STATE BUDGET AGENCY
Personal Services 2,729,047
Other Operating Expense 639,093

DEPARTMENTAL AND INSTITUTIONAL EMERGENCY CONTINGENCY FUND
Total Operating Expense 5,000,000

The foregoing departmental and institutional emergency contingency fund appropriation is subject to allotment to departments, institutions, and all state agencies by the budget agency with the approval of the governor. These allocations may be made upon written request of proper officials, showing that contingencies exist that require additional funds for meeting necessary expenses. The budget committee shall be advised of each transfer request and allotment.

OUTSIDE BILL CONTINGENCY
Total Operating Expense 1

PERSONAL SERVICES/FRINGE BENEFITS CONTINGENCY FUND
Total Operating Expense 33,375,000

The foregoing personal services/fringe benefits contingency fund appropriation is subject to allotment to departments, institutions, and all state agencies by the budget agency with the approval of the governor.

The foregoing personal services/fringe benefits contingency fund appropriation may only be used for salary increases, fringe benefit increases, an employee leave conversion program, or a state retiree health program for state employees and may not be used for any other purpose.

The foregoing personal services/fringe benefits contingency fund appropriation does not revert at the end of the biennium but remains in the personal services/fringe benefits contingency fund.

STATE RETIREE HEALTH PLAN (IC 5-10-8.5)
Indiana Check-Up Plan Trust Fund (IC 12-15-44.2-7)
Total Operating Expense 23,000,000

The foregoing appropriation for the state retiree health plan:

(1) does not revert at the end of any state fiscal year but remains available for the purposes of the appropriation in subsequent state fiscal years; and
(2) is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12, or any other law.

However, if the sum of the balance in the Indiana check-up plan trust fund on July 1, 2009, and the amount that will be deposited in the Indiana check-up plan trust fund in the state fiscal year beginning July 1, 2009, will be insufficient to meet the total operating expenses of the healthy Indiana plan (HIP) component and the immunization component of the Indiana check-up plan and the state retiree health plan that are payable from the Indiana check-up plan trust fund, the state budget agency shall first reduce allotments for the state retiree health plan to eliminate the deficiency before reducing allotments for the healthy Indiana plan (HIP) component and the immunization component of the Indiana check-up plan.

COMPREHENSIVE HEALTH INSURANCE ASSOCIATION STATE SHARE
Total Operating Expense 38,500,000
Augmentation Allowed.

SCHOOL AND LIBRARY INTERNET CONNECTION
From the General Fund
1,500,000
From the Build Indiana Fund (IC 4-30-17)
3,500,000

The amounts specified from the General Fund and the Build Indiana Fund are for the following purposes:

Other Operating Expense 5,000,000

Of the foregoing appropriations, $3,285,714 each year shall be used for schools under IC 4-34-3-4, and $1,714,286 each year shall be used for libraries under IC 4-34-3-2.

INSPIRE (IC 4-34-3-2)
Build Indiana Fund (IC 4-30-17)
Other Operating Expense 1,500,000

FOR THE PUBLIC EMPLOYEES' RETIREMENT FUND
PUBLIC SAFETY PENSION
Total Operating Expense 96,000,000

FOR THE TREASURER OF STATE
Personal Services 817,630
Other Operating Expense 52,476

The treasurer of state, the board for depositories, the Indiana commission for higher education, and the state student assistance commission shall cooperate and provide to the Indiana education savings authority the following:

(1) Clerical and professional staff and related support.

(2) Office space and services.

(3) Reasonable financial support for the development of rules, policies, programs, and guidelines, including authority operations and travel.

E. TAX ADMINISTRATION

FOR THE DEPARTMENT OF REVENUE

COLLECTION AND ADMINISTRATION

From the General Fund
48,831,936

From the Motor Carrier Regulation Fund (IC 8-2.1-23)
794,261

From the Motor Vehicle Highway Account (IC 8-14-1)
2,449,434

Augmentation allowed from the Motor Carrier Regulation Fund and the Motor Vehicle Highway Account.

The amounts specified from the General Fund, Motor Carrier Regulation Fund, and the Motor Vehicle Highway Account are for the following purposes:

Personal Services	**37,103,377**
Other Operating Expense	**14,972,254**

With the approval of the governor and the budget agency, the department shall annually reimburse the state general fund for expenses incurred in support of the collection of dedicated fund revenue according to the department's cost allocation plan.

With the approval of the governor and the budget agency, the foregoing sums for the department of state revenue may be augmented to an amount not exceeding in total, together with the above specific amounts, one and one-tenth percent (1.1%) of the amount of money collected by the department of state revenue from taxes and fees.

OUTSIDE COLLECTIONS

Total Operating Expense	**4,500,000**

With the approval of the governor and the budget agency, the foregoing sums for the department of state revenue's outside collections may be augmented to an amount not exceeding in total, together with the above specific amounts, one and one-tenth percent (1.1%) of the amount of money collected by the department from taxes and fees.

MOTOR CARRIER REGULATION

Motor Carrier Regulation Fund (IC 8-2.1-23)

Personal Services	**1,744,843**
Other Operating Expense	**3,797,857**

Augmentation allowed from the Motor Carrier Regulation Fund.

MOTOR FUEL TAX DIVISION
Motor Vehicle Highway Account (IC 8-14-1)
Personal Services 7,041,830
Other Operating Expense 2,561,625
Augmentation allowed from the Motor Vehicle Highway Account.

In addition to the foregoing appropriations, there is hereby appropriated to the department of revenue motor fuel tax division an amount sufficient to pay claims for refunds on license-fee-exempt motor vehicle fuel as provided by law. The sums above appropriated from the motor vehicle highway account for the operation of the motor fuel tax division, together with all refunds for license-fee-exempt motor vehicle fuel, shall be paid from the receipts of those license fees before they are distributed as provided by IC 6-6-1.1.

FOR THE INDIANA GAMING COMMISSION
From the State Gaming Fund (IC 4-33-13-3)
3,501,183
From the Gaming Investigations (IC 4-33-4.5)
600,000

The amounts specified from the state gaming fund and gaming investigations are for the following purposes:

Personal Services 3,288,542
Other Operating Expense 812,641

The foregoing appropriations to the Indiana gaming commission are made from revenues accruing to the state gaming fund under IC 4-33-13-3 before any distribution is made under IC 4-33-13-5.
Augmentation allowed.

The foregoing appropriations to the Indiana gaming commission are made instead of the appropriation made in IC 4-33-13-4.

FOR THE INDIANA DEPARTMENT OF GAMING RESEARCH
Personal Services 120,394
Other Operating Expense 104,312
Augmentation allowed from fees accruing under IC 4-33-18-8.

FOR THE INDIANA HORSE RACING COMMISSION
Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)
Personal Services 2,126,562
Other Operating Expense 627,890

The foregoing appropriations to the Indiana horse racing commission are made from revenues accruing to the Indiana horse racing commission before any distribution is made under IC 4-31-9.
Augmentation allowed.

STANDARDBRED ADVISORY BOARD
Standardbred Horse Fund (IC 15-19-2-10)
Total Operating Expense 193,500

The foregoing appropriations to the standardbred advisory board are made from revenues accruing to the Indiana horse racing commission before any distribution is made under IC 4-31-9.
Augmentation allowed.

STANDARDBRED BREED DEVELOPMENT
Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)
Total Operating Expense 4,049,719
Augmentation allowed.
THOROUGHBRED BREED DEVELOPMENT
Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)
Total Operating Expense 2,904,012
Augmentation allowed.
QUARTER HORSE BREED DEVELOPMENT
Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)
Total Operating Expense 228,896
Augmentation allowed.
FINGERPRINT FEES
Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)
Total Operating Expense 52,110
Augmentation allowed.
GAMING INTEGRITY FUND - IHRC
Gaming Integrity Fund - IHRC (IC 4-35-8.7-3)
Total Operating Expense 500,000
Augmentation allowed.

FOR THE DEPARTMENT OF LOCAL GOVERNMENT FINANCE
Personal Services 3,927,361
Other Operating Expense 722,957

From the above appropriations for the department of local government finance, travel subsistence and mileage allowances may be paid for members of the local government tax control board created by IC 6-1.1-18.5-11 and the state school property tax control board created by IC 6-1.1-19-4.1, under state travel regulations.

DISTRESSED UNIT APPEAL BOARD
Total Operating Expense 20,600

FOR THE INDIANA BOARD OF TAX REVIEW
Personal Services 1,336,519
Other Operating Expense 63,510

Of the above appropriation for personnel services for the Indiana Board of Tax Review, $127,500 shall be used to employ at least two additional hearing examiners and maintain

a total staff of twenty-three (23) employees. Augmentation allowed to the extent that the above appropriation is insufficient to employ two additional hearing examiners and maintain a total staff of twenty-three (23) employees in the state fiscal year.

F. ADMINISTRATION

FOR THE DEPARTMENT OF ADMINISTRATION

Personal Services	**11,562,865**
Other Operating Expense	**14,718,815**

FOR THE STATE PERSONNEL DEPARTMENT

Personal Services	**3,405,686**
Other Operating Expense	**320,200**

The department may establish an internal service fund to perform the functions of the department.

The state must provide a variety of healthcare plan options and not restrict employees to health savings account plans.

FOR THE STATE EMPLOYEES APPEALS COMMISSION

Personal Services	**169,653**
Other Operating Expense	**10,086**

FOR THE OFFICE OF TECHNOLOGY

Pay Phone Fund (IC 5-22-23-7)

Total Operating Expense	**1,900,000**

Augmentation allowed.

The pay phone fund is established for the procurement of hardware, software, and related equipment and services needed to expand and enhance the state campus backbone and other central information technology initiatives. Such procurements may include, but are not limited to, wiring and rewiring of state offices, Internet services, video conferencing, telecommunications, application software, and related services. The fund consists of the net proceeds received from contracts with companies providing phone services at state institutions and other state properties. The fund shall be administered by the budget agency. Money in the fund may be spent by the office in compliance with a plan approved by the budget agency. Any money remaining in the fund at the end of any fiscal year does not revert to the general fund or any other fund but remains in the pay phone fund.

FOR THE COMMISSION ON PUBLIC RECORDS

Personal Services	**1,325,220**
Other Operating Expense	**141,446**

FOR THE OFFICE OF THE PUBLIC ACCESS COUNSELOR

Personal Services	**153,041**
Other Operating Expense	**3,688**

FOR THE OFFICE OF FEDERAL GRANTS AND PROCUREMENT
Total Operating Expense 95,039

G. OTHER

FOR THE COMMISSION ON UNIFORM STATE LAWS
Total Operating Expense 43,584

FOR THE OFFICE OF INSPECTOR GENERAL
Personal Services 1,212,488
Other Operating Expense 229,383

STATE ETHICS COMMISSION
Personal Services 2,668
Other Operating Expense 6,297

FOR THE SECRETARY OF STATE
ELECTION DIVISION
Personal Services 701,510
Other Operating Expense 196,242
VOTER LIST MAINTENANCE
Total Operating Expense 512,500

H. COMMUNITY SERVICES

FOR THE GOVERNOR'S OFFICE OF FAITH BASED & COMMUNITY INITIATIVES
Personal Services 240,327
Other Operating Expense 50,225

SECTION 4. [EFFECTIVE JULY 1, 2009]

PUBLIC SAFETY

A. CORRECTION

FOR THE DEPARTMENT OF CORRECTION
CENTRAL OFFICE
Personal Services 9,376,633
Other Operating Expense 6,158,981

ESCAPEE COUNSEL AND TRIAL EXPENSE
Other Operating Expense 198,000
COUNTY JAIL MISDEMEANANT HOUSING
Total Operating Expense 4,281,101
ADULT CONTRACT BEDS
Total Operating Expense 2,831,443
STAFF DEVELOPMENT AND TRAINING
Personal Services 1,084,457
Other Operating Expense 132,885

PAROLE DIVISION	
Personal Services	**8,337,627**
Other Operating Expense	**905,405**
PAROLE BOARD	
Personal Services	**657,976**
Other Operating Expense	**23,741**
INFORMATION MANAGEMENT SERVICES	
Personal Services	**1,048,752**
Other Operating Expense	**432,534**
JUVENILE TRANSITION	
Personal Services	**662,692**
Other Operating Expense	**908,545**
COMMUNITY CORRECTIONS PROGRAMS	
Total Operating Expense	**39,000,000**

The above appropriation for community corrections programs is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12, or any other law.

Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for community corrections programs does not revert to the general fund or another fund at the close of a state fiscal year but remains available in subsequent state fiscal years for the purposes of the appropriation.

DRUG PREVENTION AND OFFENDER TRANSITION	
Total Operating Expense	**206,824**

The above appropriation shall be used for minimum security release programs, transition programs, mentoring programs, and supervision of and assistance to adult and juvenile offenders to promote the successful integration of the offender into the community.

CENTRAL EMERGENCY RESPONSE	
Personal Services	**1,159,005**
Other Operating Expense	**120,174**
MEDICAL SERVICES	
Other Operating Expense	**76,130,153**

The above appropriations for medical services shall be used only for services that are determined to be medically necessary.

DRUG ABUSE PREVENTION	
Drug Abuse Fund (IC 11-8-2-11)	
Personal Services	**740,000**
Other Operating Expense	**2,600**
Augmentation allowed.	
COUNTY JAIL MAINTENANCE CONTINGENCY FUND	
Other Operating Expense	**20,000,000**

Disbursements from the fund shall be made for the purpose of reimbursing sheriffs for the cost of incarcerating in county jails persons convicted of felonies to the extent that such persons are incarcerated for more than five (5) days after the day of sentencing, at the rate of $35 per day. In addition to the per diem, the state shall reimburse the sheriffs for expenses determined by the sheriff to be medically necessary medical care to the convicted persons. However, if the sheriff or county receives money with respect to a convicted person (from a source other than the county), the per diem or medical expense reimbursement with respect to the convicted person shall be reduced by the amount received. A sheriff shall not be required to comply with IC 35-38-3-4(a) or transport convicted persons within five (5) days after the day of sentencing if the department of correction does not have the capacity to receive the convicted person.

Augmentation allowed.

FOOD SERVICES

Total Operating Expense	**36,652,458**

FOR THE STATE BUDGET AGENCY
MEDICAL SERVICE PAYMENTS

Total Operating Expense	**25,000,000**

These appropriations for medical service payments are made to pay for services determined to be medically necessary for committed individuals, patients and students of institutions under the jurisdiction of the department of correction, the state department of health, the division of mental health and addiction, the school for the blind and visually impaired, the school for the deaf, the division of disability and rehabilitative services, or the division of aging if the services are provided outside these institutions. These appropriations may not be used for payments for medical services that are covered by IC 12-16 unless these services have been approved under IC 12-16. These appropriations shall not be used for payment for medical services which are payable from an appropriation in this act for the state department of health, the division of mental health and addiction, the school for the blind and visually impaired, the school for the deaf, the division of disability and rehabilitative services, the division of aging, or the department of correction, or that are reimbursable from funds for medical assistance under IC 12-15. If these appropriations are insufficient to make these medical service payments, there is hereby appropriated such further sums as may be necessary.

Direct disbursements from the above contingency fund are not subject to the provisions of IC 4-13-2.

FOR THE DEPARTMENT OF ADMINISTRATION
DEPARTMENT OF CORRECTION OMBUDSMAN BUREAU

Personal Services	**134,554**
Other Operating Expense	**7,328**

FOR THE DEPARTMENT OF CORRECTION
INDIANA STATE PRISON

Personal Services	**32,867,370**

Other Operating Expense	**6,751,252**
PENDLETON CORRECTIONAL FACILITY	
Personal Services	**27,299,395**
Other Operating Expense	**7,070,626**
CORRECTIONAL INDUSTRIAL FACILITY	
Personal Services	**20,245,770**
Other Operating Expense	**997,243**
INDIANA WOMEN'S PRISON	
Personal Services	**8,612,523**
Other Operating Expense	**1,059,099**
PUTNAMVILLE CORRECTIONAL FACILITY	
Personal Services	**30,333,741**
Other Operating Expense	**4,329,691**
WABASH VALLEY CORRECTIONAL FACILITY	
Personal Services	**35,452,554**
Other Operating Expense	**5,409,888**
PLAINFIELD EDUCATION RE-ENTRY FACILITY	
Personal Services	**7,055,354**
Other Operating Expense	**3,235,412**
INDIANAPOLIS JUVENILE CORRECTIONAL FACILITY	
Personal Services	**10,906,670**
Other Operating Expense	**1,090,070**
BRANCHVILLE CORRECTIONAL FACILITY	
Personal Services	**16,560,275**
Other Operating Expense	**2,361,080**
WESTVILLE CORRECTIONAL FACILITY	
Personal Services	**42,786,893**
Other Operating Expense	**5,980,703**
ROCKVILLE CORRECTIONAL FACILITY FOR WOMEN	
Personal Services	**14,998,655**
Other Operating Expense	**1,927,015**
PLAINFIELD CORRECTIONAL FACILITY	
Personal Services	**22,950,007**
Other Operating Expense	**2,619,303**
RECEPTION AND DIAGNOSTIC CENTER	
Personal Services	**11,799,385**
Other Operating Expense	**695,865**
MIAMI CORRECTIONAL FACILITY	
Personal Services	**28,891,409**
Other Operating Expense	**5,231,704**
NEW CASTLE CORRECTIONAL FACILITY	
Other Operating Expense	**31,587,079**
SOCIAL SERVICES BLOCK GRANT	
General Fund	
Total Operating Expense	**5,029,318**
Work Release - Study Release Special Revenue Fund (IC 11-10-8-6.5)	
Total Operating Expense	**1,328,704**

Augmentation allowed from Work Release - Study Release Special Revenue Fund and Social Services Block Grant.

HENRYVILLE CORRECTIONAL FACILITY
Personal Services 2,355,124
Other Operating Expense 271,599
CHAIN O' LAKES CORRECTIONAL FACILITY
Personal Services 1,743,782
Other Operating Expense 261,355
MADISON CORRECTIONAL FACILITY
Personal Services 4,835,168
Other Operating Expense 962,558
EDINBURGH CORRECTIONAL FACILITY
Personal Services 3,614,415
Other Operating Expense 388,295
SOUTH BEND JUVENILE CORRECTIONAL FACILITY
Personal Services 4,739,483
Other Operating Expense 2,826,481
NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY
Personal Services 9,213,446
Other Operating Expense 1,243,603
CAMP SUMMIT
Personal Services 2,258,110
Other Operating Expense 217,833
PENDLETON JUVENILE CORRECTIONAL FACILITY
Personal Services 15,807,771
Other Operating Expense 1,633,941

B. LAW ENFORCEMENT

FOR THE INDIANA STATE POLICE AND MOTOR CARRIER INSPECTION
From the General Fund
45,469,876
From the Motor Vehicle Highway Account (IC 8-14-1)
79,313,933
From the Motor Carrier Regulation Fund (IC 8-2.1-23)
4,391,978
Augmentation allowed from the general fund, the motor vehicle highway account, and the motor carrier regulation fund.

The amounts specified from the General Fund, the Motor Vehicle Highway Account, and the Motor Carrier Regulation Fund are for the following purposes:

Personal Services 115,028,075
Other Operating Expense 14,147,712

The above appropriations for personal services and other operating expense include funds to continue the state police minority recruiting program.

The foregoing appropriations for the Indiana state police and motor carrier inspection include funds for the police security detail to be provided to the Indiana state fair board. However, amounts actually expended to provide security for the Indiana state

fair board as determined by the budget agency shall be reimbursed by the Indiana state fair board to the state general fund.

ODOMETER FRAUD INVESTIGATION
Motor Vehicle Odometer Fund (IC 9-29-1-5)
Total Operating Expense 25,000
Augmentation allowed.

STATE POLICE TRAINING
State Police Training Fund (IC 5-2-8-5)
Total Operating Expense 502,875
Augmentation allowed.

FORENSIC AND HEALTH SCIENCES LABORATORIES
From the General Fund
3,888,671
From the Motor Carrier Regulation Fund (IC 8-2.1-23)
375,611
From the Motor Vehicle Highway Account (IC 8-14-1)
6,783,078
Augmentation allowed from the general fund, the motor vehicle highway account, and the motor carrier regulation fund.

The amounts specified from the General Fund, the Motor Vehicle Highway Account, and the Motor Carrier Regulation Fund are for the following purposes:

Personal Services 10,572,562
Other Operating Expense 474,798

ENFORCEMENT AID
General Fund
Total Operating Expense 40,000
Motor Vehicle Highway Account (IC 8-14-1)
Total Operating Expense 40,000

The above appropriations for enforcement aid are to meet unforeseen emergencies of a confidential nature. They are to be expended under the direction of the superintendent and to be accounted for solely on the superintendent's authority.

PENSION FUND
General Fund
Total Operating Expense 4,736,247
Motor Vehicle Highway Account (IC 8-14-1)
Total Operating Expense 4,736,246

The above appropriations shall be paid into the state police pension fund provided for in IC 10-12-2 in twelve (12) equal installments on or before July 30 and on or before the 30th of each succeeding month thereafter.

BENEFIT FUND
General Fund
Total Operating Expense 1,713,151
Augmentation allowed.

Motor Vehicle Highway Account (IC 8-14-1)
Total Operating Expense 1,713,151
Augmentation allowed.

All benefits to members shall be paid by warrant drawn on the treasurer of state by the auditor of state on the basis of claims filed and approved by the trustees of the state police pension and benefit funds created by IC 10-12-2.

SUPPLEMENTAL PENSION
General Fund
Total Operating Expense 1,900,753
Augmentation allowed.

Motor Vehicle Highway Account (IC 8-14-1)
Total Operating Expense 1,900,753
Augmentation allowed.

If the above appropriations for supplemental pension for any one (1) year are greater than the amount actually required under the provisions of IC 10-12-5, then the excess shall be returned proportionately to the funds from which the appropriations were made. If the amount actually required under IC 10-12-5 is greater than the above appropriations, then, with the approval of the governor and the budget agency, those sums may be augmented from the general fund and the motor vehicle highway account.

ACCIDENT REPORTING
Accident Report Account (IC 9-29-11-1)
Total Operating Expense 30,000
Augmentation allowed.
DRUG INTERDICTION
Drug Interdiction Fund (IC 10-11-7)
Total Operating Expense 273,420
Augmentation allowed.
DNA SAMPLE PROCESSING FUND
DNA Sample Processing Fund (IC 10-13-6.9-5)
Total Operating Expense 1,327,777
Augmentation allowed.

FOR THE INTEGRATED PUBLIC SAFETY COMMISSION
PROJECT SAFE-T
Integrated Public Safety Communications Fund (IC 5-26-4-1)
Total Operating Expense 13,000,000
Augmentation allowed.

FOR THE ADJUTANT GENERAL

CAMP ATTERBURY MUSCATATUCK CENTER FOR COMPLEX OPERATIONS
Personal Services 653,456
Other Operating Expense 362,134
ADJUTANT GENERAL FEDERAL COOP AGREEMENT
Total Operating Expense 9,653,699
BAER FIELD FEDERAL COOP AGREEMENT
Total Operating Expense 370,161
HULMAN FIELD FEDERAL COOP AGREEMENT
Total Operating Expense 306,453
DISABLED SOLDIERS' PENSION
Other Operating Expense 1
Augmentation allowed.
MUTC - MUSCATATUCK URBAN TRAINING CENTER
Total Operating Expense 1,386,906
HOOSIER YOUTH CHALLENGE ACADEMY
Total Operating Expense 1,148,948
GOVERNOR'S CIVIL AND MILITARY CONTINGENCY FUND
Total Operating Expense 144,336

The above appropriations for the adjutant general governor's civil and military contingency fund are made under IC 10-16-11-1.

FOR THE CRIMINAL JUSTICE INSTITUTE
ADMINISTRATIVE MATCH
Total Operating Expense 427,253
DRUG ENFORCEMENT MATCH
Total Operating Expense 1,571,760
VICTIM AND WITNESS ASSISTANCE FUND
Victim and Witness Assistance Fund (IC 5-2-6-14)
Total Operating Expense 629,689
Augmentation allowed.
ALCOHOL AND DRUG COUNTERMEASURES
Alcohol and Drug Countermeasures Fund (IC 9-27-2-11)
Total Operating Expense 348,211
Augmentation allowed.
STATE DRUG FREE COMMUNITIES FUND
State Drug Free Communities Fund (IC 5-2-10-2)
Total Operating Expense 526,585
Augmentation allowed.
INDIANA SAFE SCHOOLS
General Fund
Total Operating Expense 1,497,756
Indiana Safe Schools Fund (IC 5-2-10.1-2)
Total Operating Expense 514,397
Augmentation allowed from Indiana Safe Schools Fund.

Of the above appropriations for the Indiana safe schools program, $1,262,153 is appropriated annually to provide grants to school corporations for school safe haven programs, emergency preparedness programs, and school safety programs, and $750,000 is appropriated

annually for use in providing training to school safety specialists.

CHILD RESTRAINT SYSTEM FUND
Total Operating Expense 100,000
COMMUNITY DRIVER TRAINING SCHOOLS & INSTRUCTION
Motor Vehicle Highway Account (IC 8-14-1)
Total Operating Expense 63,359
Augmentation allowed.
OFFICE OF TRAFFIC SAFETY
Motor Vehicle Highway Account (IC 8-14-1)
Personal Services 575,778
Other Operating Expense 13,211,355
Augmentation allowed.

The above appropriation for the office of traffic safety is from the motor vehicle highway account and may be used to fund traffic safety projects that are included in a current highway safety plan approved by the governor and the budget agency. The department shall apply to the national highway traffic safety administration for reimbursement of all eligible project costs. Any federal reimbursement received by the department for the highway safety plan shall be deposited into the motor vehicle highway account.

PROJECT IMPACT
Total Operating Expense 196,000

SEXUAL ASSAULT VICTIMS' ASSISTANCE
Sexual Assault Victims' Assistance Account (IC 5-2-6-23(h))
Total Operating Expense 49,000

Augmentation allowed. The full amount of the above appropriations shall be distributed to rape crisis centers in Indiana without any deduction of personal services or other operating expenses of any state agency.

VICTIMS OF VIOLENT CRIME ADMINISTRATION
Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)
Personal Services 112,122
Other Operating Expense 2,407,402
Augmentation allowed.

FOR THE CORONERS' TRAINING BOARD
Coroners' Training and Continuing Education Fund (IC 4-23-6.5-8)
Total Operating Expense 361,229
Augmentation allowed.

FOR THE LAW ENFORCEMENT TRAINING ACADEMY
From the General Fund
2,190,933
From the Law Enforcement Academy Training Fund (IC 5-2-1-13(b))
2,220,048

Augmentation allowed from the Law Enforcement Academy Training Fund.

The amounts specified from the General Fund and the Law Enforcement Academy Training Fund are for the following purposes:

Personal Services	**3,608,441**
Other Operating Expense	**802,540**

C. REGULATORY AND LICENSING

FOR THE BUREAU OF MOTOR VEHICLES

Motor Vehicle Highway Account (IC 8-14-1)

Personal Services	**17,446,403**
Other Operating Expense	**13,493,000**

Augmentation allowed.

LICENSE PLATES

Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	**5,600,000**

Augmentation allowed.

FINANCIAL RESPONSIBILITY COMPLIANCE VERIFICATION

Financial Responsibility Compliance Verification Fund (IC 9-25-9-7)

Total Operating Expense	**6,571,932**

Augmentation allowed.

STATE MOTOR VEHICLE TECHNOLOGY

State Motor Vehicle Technology Fund (IC 9-29-16-1)

Total Operating Expense	**5,261,692**

Augmentation allowed.

FOR THE DEPARTMENT OF LABOR

Personal Services	**871,619**
Other Operating Expense	**141,615**

BUREAU OF MINES AND MINING

Personal Services	**150,554**
Other Operating Expense	**20,104**

M.I.S. RESEARCH AND STATISTICS

Personal Services	**207,354**
Other Operating Expense	**22,360**

OCCUPATIONAL SAFETY AND HEALTH

Personal Services	**3,237,073**
Other Operating Expense	**568,548**

The above funds are appropriated to occupational safety and health and management information services research and statistics to provide the total program cost of the Indiana occupational safety and health plan as approved by the United States Department of Labor. Inasmuch as the state is eligible to receive from the federal government partial reimbursement of the state's total Indiana occupational safety and health plan program cost, it is the intention of the general assembly that the department of labor make application to the federal government for the federal share of the total program cost. Federal funds received shall be considered a reimbursement

of state expenditures and as such shall be deposited into the state general fund.

EMPLOYMENT OF YOUTH
Employment of Youth Fund (IC 20-33-3-42)
Total Operating Expense 183,555
Augmentation allowed.
INSAFE
Special Fund for Safety and Health Consultation Service (IC 22-8-1.1-48)
Personal Services 874,587
Other Operating Expense 217,752
Augmentation allowed.

Federal cost reimbursements for expenses attributable to INSafe appropriations shall be deposited into the special fund for safety and health consultation services.

The above appropriations for INSafe shall not be used to compete with consultation services provided by legitimate engineering firms, insurance companies, or professional consultants. INSafe shall limit training activities to private companies for which it has conducted an on-site consultation and shall limit training to only direct employees at that site.

FOR THE DEPARTMENT OF INSURANCE
Department of Insurance Fund (IC 27-1-3-28)
Personal Services 5,318,138
Other Operating Expense 1,195,519
Augmentation allowed.
BAIL BOND DIVISION
Bail Bond Enforcement and Administration Fund (IC 27-10-5-1)
Personal Services 171,597
Other Operating Expense 8,832
Augmentation allowed.
PATIENTS' COMPENSATION AUTHORITY
Patients' Compensation Fund (IC 34-18-6-1)
Personal Services 490,135
Other Operating Expense 1,346,870
Augmentation allowed.
POLITICAL SUBDIVISION RISK MANAGEMENT
Political Subdivision Risk Management Fund (IC 27-1-29-10)
Personal Services 44,195
Other Operating Expense 782,960
Augmentation allowed.
MINE SUBSIDENCE INSURANCE
Mine Subsidence Insurance Fund (IC 27-7-9-7)
Personal Services 62,116
Other Operating Expense 827,283
Augmentation allowed.
TITLE INSURANCE ENFORCEMENT OPERATING
Title Insurance Enforcement Fund (IC 27-7-3.6-1)
Personal Services 288,370

Other Operating Expense 80,921
Augmentation allowed.

FOR THE ALCOHOL AND TOBACCO COMMISSION
Enforcement and Administration Fund (IC 7.1-4-10-1)
Personal Services 8,612,469
Other Operating Expense 1,780,699
Augmentation allowed.

ALCOHOLIC BEVERAGE ENFORCEMENT OFFICERS' TRAINING
Alcoholic Beverage Commission Enforcement Officers' Training Fund (IC 5-2-8-8)
Total Operating Expense 4,200
Augmentation allowed.
YOUTH TOBACCO EDUCATION AND ENFORCEMENT
Youth Tobacco Education and Enforcement Fund (IC 7.1-6-2-6)
Total Operating Expense 25,000
Augmentation allowed.

FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS
Financial Institutions Fund (IC 28-11-2-9)
Personal Services 6,972,935
Other Operating Expense 1,518,119
Augmentation allowed.

FOR THE PROFESSIONAL LICENSING AGENCY
Personal Services 4,669,317
Other Operating Expense 867,325
PRENEED CONSUMER PROTECTION
Preneed Consumer Protection Fund (IC 30-2-13-28)
Total Operating Expense 72,750
Augmentation allowed.
EMBALMERS' AND FUNERAL DIRECTORS' EDUCATION
Funeral Service Education Fund (IC 25-15-9-13)
Total Operating Expense 4,850
Augmentation allowed.

FOR THE CIVIL RIGHTS COMMISSION
Personal Services 1,916,298
Other Operating Expense 270,632

It is the intention of the general assembly that the civil rights commission shall apply to the federal government for funding based upon the processing of employment and housing discrimination complaints by the civil rights commission. Such federal funds received by the state shall be considered as a reimbursement of state expenditures and shall be deposited into the state general fund.

MARTIN LUTHER KING JR. HOLIDAY COMMISSION
Total Operating Expense 20,000

FOR THE UTILITY CONSUMER COUNSELOR
Public Utility Fund (IC 8-1-6-1)
Personal Services 4,485,790
Other Operating Expense 687,910
Augmentation allowed.

EXPERT WITNESS FEES AND AUDIT
Public Utility Fund (IC 8-1-6-1)
Total Operating Expense 751,750
Augmentation allowed.

FOR THE UTILITY REGULATORY COMMISSION
Public Utility Fund (IC 8-1-6-1)
Personal Services 6,729,019
Other Operating Expense 1,917,752
Augmentation allowed.

FOR THE WORKERS' COMPENSATION BOARD
From the General Fund
1,918,782
From the Workers' Compensation Supplemental Administration Fund (IC 22-3-5-6)
145,007
Augmentation allowed.

The amounts specified from the general fund and the workers' compensation supplemental administrative fund are for the following purposes:

Personal Services 1,927,761
Other Operating Expense 136,028

FOR THE STATE BOARD OF ANIMAL HEALTH
Personal Services 4,021,557
Other Operating Expense 865,228
INDEMNITY FUND
Total Operating Expense 4,850
Augmentation allowed.
MEAT & POULTRY INSPECTION
Total Operating Expense 1,884,049

FOR THE DEPARTMENT OF HOMELAND SECURITY
FIRE AND BUILDING SERVICES
From the Fire and Building Services Fund (IC 22-12-6-1)
15,251,362
From the Medical Services Education Fund (IC 16-31-7-1)
23,437
Augmentation allowed from the fire and building services fund and medical services education fund.

The amounts specified from the fire and building services fund and medical services

education fund are for the following purposes:

Personal Services 12,467,711
Other Operating Expense 2,807,088

REGIONAL PUBLIC SAFETY TRAINING
Regional Public Safety Training Fund (IC 10-15-3-12)
Total Operating Expense 1,902,047
Augmentation allowed.

EMERGENCY MANAGEMENT CONTINGENCY FUND
Total Operating Expense 221,645

The above appropriations for the emergency management contingency fund are made under IC 10-14-3-28.

PUBLIC ASSISTANCE
Total Operating Expense 1
HOMELAND SECURITY FUND - FOUNDATION
Homeland Security Fund - Foundation (IC 10-15-3-1)
Total Operating Expense 224,423
Augmentation allowed.
INDIANA EMERGENCY RESPONSE COMMISSION
Emergency Planning and Right to Know Fund (IC 6-6-10-5 & 7)
Total Operating Expense 40,962
Augmentation allowed.
STATE DISASTER RELIEF FUND
State Disaster Relief Fund (IC 10-14-4-5)
Total Operating Expense 500,000
Augmentation allowed, not to exceed revenues collected from the public safety fee imposed by IC 22-11-14-12.

Augmentation allowed from the general fund to match federal disaster relief funds.

REDUCED IGNITION PROPENSITY STANDARDS FOR CIGARETTES FUND
Reduced Ignition Propensity Standards for Cigarettes Fund (IC 22-14-7-22(a))
Total Operating Expense 80,000
Augmentation allowed.
INDIANA INTELLIGENCE FUSION CENTER
Fire and Building Services Fund (IC 22-12-6-1)
Total Operating Expense 969,252
STATEWIDE FIRE AND BUILDING SAFETY EDUCATION FUND
Statewide Fire and Building Safety Education Fund (IC 22-12-6-3)
Total Operating Expense 117,162
Augmentation allowed.

SECTION 5. [EFFECTIVE JULY 1, 2009]

CONSERVATION AND ENVIRONMENT

A. NATURAL RESOURCES

FOR THE DEPARTMENT OF NATURAL RESOURCES - ADMINISTRATION

Personal Services	8,179,372
Other Operating Expense	1,358,733
ENTOMOLOGY AND PLANT PATHOLOGY DIVISION	
Personal Services	588,850
Other Operating Expense	151,997
ENTOMOLOGY AND PLANT PATHOLOGY FUND (IC 14-24-10-3)	
Total Operating Expense	331,434
Augmentation allowed.	
ENGINEERING DIVISION	
Personal Services	1,728,557
Other Operating Expense	99,232
STATE MUSEUM	
Personal Services	5,020,180
Other Operating Expense	1,251,406
HISTORIC PRESERVATION DIVISION	
Personal Services	755,246
Other Operating Expense	70,346
HISTORIC PRESERVATION - FEDERAL	
Total Operating Expense	32,559
STATE HISTORIC SITES	
Personal Services	2,400,530
Other Operating Expense	499,789
LINCOLN PRODUCTION/AMPHITHEATER	
Total Operating Expense	550,000

From the above appropriations, $75,000 in each state fiscal year shall be used for the Grissom Museum.

INDIANA FLOOD CONTROL SUMMIT	
Total Operating Expense	5,000

The department of natural resources shall schedule, organize, and conduct an Indiana flood control summit for one (1) or more days in Indiana before November 1, 2009.

WABASH RIVER HERITAGE CORRIDOR	
Total Operating Expense	80,246
OUTDOOR RECREATION DIVISION	
Personal Services	615,004
Other Operating Expense	41,931
NATURE PRESERVES DIVISION	
Personal Services	923,068
Other Operating Expense	46,569
WATER DIVISION	
Personal Services	4,417,754
Other Operating Expense	405,079

All revenues accruing from state and local units of government and from private utilities and industrial concerns as a result of water resources study projects, and as a result of topographic and other mapping projects, shall be deposited into the state general fund, and such receipts are hereby appropriated, in addition to the foregoing amounts, for water resources studies.

DEER RESEARCH AND MANAGEMENT
Deer Research and Management Fund (IC 14-22-5-2)
Total Operating Expense 189,160
Augmentation allowed.
OIL AND GAS DIVISION
Oil and Gas Fund (IC 6-8-1-27)
Personal Services 1,300,410
Other Operating Expense 322,789
Augmentation allowed.

STATE PARKS AND RESERVOIRS
From the General Fund
11,526,213
From the State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)
20,644,742
Augmentation allowed from the State Parks and Reservoirs Special Revenue Fund.

The amounts specified from the General Fund and the State Parks and Reservoirs Special Revenue Fund are for the following purposes:

Personal Services 23,781,129
Other Operating Expense 8,389,826

Of the above appropriation for state parks and reservoirs, $183,000 shall be used to replace money lost to Historic Prophetstown as a result of the use of Tippecanoe County innkeeper's tax revenues for the construction and financing of a swimming pool at Prophetstown State Park.

OFF-ROAD VEHICLE AND SNOWMOBILE FUND
Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)
Total Operating Expense 291,001
Augmentation allowed.
LAW ENFORCEMENT DIVISION
From the General Fund
9,936,748
From the Fish and Wildlife Fund (IC 14-22-3-2)
13,381,894
Augmentation allowed from the Fish and Wildlife Fund.

The amounts specified from the General Fund and the Fish and Wildlife Fund are for the following purposes:

Personal Services 19,396,301
Other Operating Expense 3,922,341

FISH AND WILDLIFE DIVISION
Fish and Wildlife Fund (IC 14-22-3-2)
Personal Services 13,124,471
Other Operating Expense 4,377,957
Augmentation allowed.
FORESTRY DIVISION
From the General Fund
4,494,586
From the State Forestry Fund (IC 14-23-3-2)
7,492,186
Augmentation allowed from the State Forestry Fund.

The amounts specified from the General Fund and the State Forestry Fund are for the following purposes:

Personal Services 7,796,996
Other Operating Expense 4,189,776

All money expended by the division of forestry of the department of natural resources for the detention and suppression of forest, grassland, and wasteland fires shall be through the enforcement division of the department, and the employment with such money of all personnel, with the exception of emergency labor, shall be in accordance with IC 14-9-8.

RECLAMATION DIVISION
Natural Resources Reclamation Division Fund (IC 14-34-14-2)
Personal Services 1,496,777
Other Operating Expense 393,565
Augmentation allowed.

In addition to any of the foregoing appropriations for the department of natural resources, any federal funds received by the state of Indiana for support of approved outdoor recreation projects for planning, acquisition, and development under the provisions of the federal Land and Water Conservation Fund Act, P.L.88-578, are appropriated for the uses and purposes for which the funds were paid to the state, and shall be distributed by the department of natural resources to state agencies and other governmental units in accordance with the provisions under which the funds were received.

LAKE MICHIGAN COASTAL PROGRAM
Cigarette Tax Fund (IC 6-7-1-29.1)
Total Operating Expense 142,283
Augmentation allowed.
LAKE AND RIVER ENHANCEMENT
Lake and River Enhancement Fund (IC 6-6-11-12.5)
Total Operating Expense 2,301,941
Augmentation allowed.

CONSERVATION OFFICERS' MARINE ENFORCEMENT FUND
Lake and River Enhancement Fund (IC 6-6-11-12.5)
Total Operating Expense 795,400
Augmentation allowed.
HERITAGE TRUST
Total Operating Expense 1,000,000

B. OTHER NATURAL RESOURCES

FOR THE WORLD WAR MEMORIAL COMMISSION
Personal Services 735,437
Other Operating Expense 302,381

All revenues received as rent for space in the buildings located at 777 North Meridian Street and 700 North Pennsylvania Street, in the city of Indianapolis, that exceed the costs of operation and maintenance of the space rented, shall be paid into the general fund. The American Legion shall provide for the complete maintenance of the interior of these buildings.

FOR THE WHITE RIVER PARK COMMISSION
Total Operating Expense 998,999

FOR THE MAUMEE RIVER BASIN COMMISSION
Total Operating Expense 67,658

FOR THE ST. JOSEPH RIVER BASIN COMMISSION
Total Operating Expense 58,751

FOR THE KANKAKEE RIVER BASIN COMMISSION
Total Operating Expense 67,658

C. ENVIRONMENTAL MANAGEMENT

FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
ADMINISTRATION
From the General Fund
3,363,457
From the State Solid Waste Management Fund (IC 13-20-22-2)
66,480
From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)
57,475
From the Waste Tire Management Fund (IC 13-20-13-8)
101,519
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)
639,953
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
608,752
From the Environmental Management Special Fund (IC 13-14-12-1)
88,128

From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)
179,093
From the Asbestos Trust Fund (IC 13-17-6-3)
23,089
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
51,616
From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)
1,761,099
Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund are for the following purposes:

Personal Services	**5,241,508**
Other Operating Expense	**1,699,153**

LABORATORY CONTRACTS
Environmental Management Special Fund (IC 13-14-12-1)
Total Operating Expense **461,424**
Augmentation allowed.
Hazardous Substances Response Trust Fund (IC 13-25-4-1)
Total Operating Expense **200,747**
Augmentation allowed.

OWQ LABORATORY CONTRACTS
Environmental Management Special Fund (IC 13-14-12-1)
Total Operating Expense **340,470**
Augmentation allowed.
Hazardous Substances Response Trust Fund (IC 13-25-4-1)
Total Operating Expense **794,430**
Augmentation allowed.

NORTHWEST REGIONAL OFFICE
From the General Fund
308,229
From the State Solid Waste Management Fund (IC 13-20-22-2)
6,760
From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)

5,844
From the Waste Tire Management Fund (IC 13-20-13-8)
12,094
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)
143,845
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
69,339
From the Environmental Management Special Fund (IC 13-14-12-1)
10,760
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)
23,294
From the Asbestos Trust Fund (IC 13-17-6-3)
5,190
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
7,396
Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund are for the following purposes:

Personal Services	**255,609**
Other Operating Expense	**337,142**

NORTHERN REGIONAL OFFICE
From the General Fund
190,702
From the State Solid Waste Management Fund (IC 13-20-22-2)
8,067
From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)
6,972
From the Waste Tire Management Fund (IC 13-20-13-8)
12,143
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)
118,951
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
74,143
From the Environmental Management Special Fund (IC 13-14-12-1)
11,395
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)
21,336

From the Asbestos Trust Fund (IC 13-17-6-3)
4,290
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
6,050
Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund are for the following purposes:

Personal Services	**204,566**
Other Operating Expense	**249,483**

SOUTHWEST REGIONAL OFFICE
From the General Fund
152,909
From the State Solid Waste Management Fund (IC 13-20-22-2)
16,615
From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)
14,363
From the Waste Tire Management Fund (IC 13-20-13-8)
20,150
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)
69,085
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
65,400
From the Environmental Management Special Fund (IC 13-14-12-1)
11,913
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)
22,794
From the Asbestos Trust Fund (IC 13-17-6-3)
2,490
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
6,564
Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund are for the following purposes:

Personal Services	**200,171**
Other Operating Expense	**182,112**

LEGAL AFFAIRS

From the General Fund
493,113

From the Waste Tire Management Fund (IC 13-20-13-8)
8,168

From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)
217,015

From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
159,037

From the Environmental Management Special Fund (IC 13-14-12-1)
19,518

From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)
36,872

From the Asbestos Trust Fund (IC 13-17-6-3)
7,829

From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
9,907

From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)
337,980

Augmentation allowed from the Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.

The amounts specified from the General Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund are for the following purposes:

Personal Services	**1,173,821**
Other Operating Expense	**115,618**

ENFORCEMENT

From the General Fund
199,909

From the Waste Tire Management Fund (IC 13-20-13-8)

14,231
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)
55,898
From the Environmental Management Special Fund (IC 13-14-12-1)
15,847
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)
51,200
From the Asbestos Trust Fund (IC 13-17-6-3)
2,016
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
17,255
Augmentation allowed from the Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund.

The amounts specified from the General Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund are for the following purposes:

Personal Services	**289,276**
Other Operating Expense	**67,080**

INVESTIGATIONS
From the General Fund
173,097
From the State Solid Waste Management Fund (IC 13-20-22-2)
6,622
From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)
5,725
From the Waste Tire Management Fund (IC 13-20-13-8)
15,565
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)
57,883
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
83,397
From the Environmental Management Special Fund (IC 13-14-12-1)
10,405
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)
33,468
From the Asbestos Trust Fund (IC 13-17-6-3)
2,088
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
11,753
Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust

Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank Trust Fund are for the following purposes:

Personal Services	**330,556**
Other Operating Expense	**69,447**

MEDIA AND COMMUNICATIONS

From the General Fund
417,794

From the State Solid Waste Management Fund (IC 13-20-22-2)
8,437

From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)
7,294

From the Waste Tire Management Fund (IC 13-20-13-8)
12,595

From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)
73,727

From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
64,768

From the Environmental Management Special Fund (IC 13-14-12-1)
9,757

From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)
20,693

From the Asbestos Trust Fund (IC 13-17-6-3)
2,657

From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
6,208

From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)
211,660

Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund, are for the following purposes:

Personal Services 780,640
Other Operating Expense 54,950

COMMUNITY RELATIONS
From the General Fund
480,081
From the State Solid Waste Management Fund (IC 13-20-22-2)
13,954
From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)
12,061
From the Waste Tire Management Fund (IC 13-20-13-8)
20,830
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)
121,916
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
107,104
From the Environmental Management Special Fund (IC 13-14-12-1)
16,124
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)
34,215
From the Asbestos Trust Fund (IC 13-17-6-3)
4,398
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
10,260
From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)
349,996
Augmentation allowed from the State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.

The amounts specified from the General Fund, State Solid Waste Management Fund, Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund are for the following purposes:

Personal Services 1,080,148
Other Operating Expense 90,791

OHIO RIVER VALLEY WATER SANITATION COMMISSION
Environmental Management Special Fund (IC 13-14-12-1)
Total Operating Expense 270,242
Augmentation allowed.

OFFICE OF ENVIRONMENTAL RESPONSE
Personal Services 3,000,468
Other Operating Expense 319,013
POLLUTION PREVENTION AND TECHNICAL ASSISTANCE
Personal Services 1,456,036
Other Operating Expense 437,489
PCB INSPECTIONS
Environmental Management Permit Operation Fund (IC 13-15-11-1)
Total Operating Expense 30,562
Augmentation allowed.
U.S. GEOLOGICAL SURVEY CONTRACTS
Environmental Management Special Fund (IC 13-14-12-1)
Total Operating Expense 64,398
Augmentation allowed.
STATE SOLID WASTE GRANTS MANAGEMENT
State Solid Waste Management Fund (IC 13-20-22-2)
Personal Services 391,814
Other Operating Expense 337,443
Augmentation allowed.
RECYCLING OPERATING
Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)
Personal Services 325,931
Other Operating Expense 312,525
Augmentation allowed.
RECYCLING PROMOTION AND ASSISTANCE PROGRAM
Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)
Total Operating Expense 770,000
Augmentation allowed.
VOLUNTARY CLEAN-UP PROGRAM
Voluntary Remediation Fund (IC 13-25-5-21)
Personal Services 739,322
Other Operating Expense 179,935
Augmentation allowed.
TITLE V AIR PERMIT PROGRAM
Title V Operating Permit Program Trust Fund (IC 13-17-8-1)
Personal Services 12,041,882
Other Operating Expense 2,798,196
Augmentation allowed.
WATER MANAGEMENT PERMITTING
From the General Fund
1,923,612
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
4,867,843
Augmentation allowed from the Environmental Management Permit Operation Fund.

The amounts specified from the General Fund and the Environmental Management Permit Operation Fund are for the following purposes:

Personal Services 6,136,065

Other Operating Expense 655,390

SOLID WASTE MANAGEMENT PERMITTING
From the General Fund
2,221,388
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
3,409,461
Augmentation allowed from the Environmental Management Permit Operation Fund.

The amounts specified from the General Fund and the Environmental Management Permit Operation Fund are for the following purposes:

Personal Services 5,310,601
Other Operating Expense 320,248

CFO/CAFO INSPECTIONS
Total Operating Expense 450,000

HAZARDOUS WASTE MANAGEMENT PERMITTING
From the General Fund
2,319,283
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
2,762,897
Augmentation allowed from the Environmental Management Permit Operation Fund.

The amounts specified from the General Fund and the Environmental Management Permit Operation Fund are for the following purposes:

Personal Services 4,156,730
Other Operating Expense 925,450

SAFE DRINKING WATER PROGRAM
From the General Fund
371,290
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)
2,421,272
Augmentation allowed from the Environmental Management Permit Operation Fund.

The amounts specified from the General Fund and the Environmental Management Permit Operation Fund are for the following purposes:

Personal Services 2,301,996
Other Operating Expense 490,566

CLEAN VESSEL PUMPOUT
Environmental Management Special Fund (IC 13-14-12-1)
Total Operating Expense 77,588
Augmentation allowed.
GROUNDWATER PROGRAM

Environmental Management Special Fund (IC 13-14-12-1)
Total Operating Expense 122,150
Augmentation allowed.
UNDERGROUND STORAGE TANK PROGRAM
Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
Total Operating Expense 656,973
Augmentation allowed.
Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)
Total Operating Expense 282,669
Augmentation allowed.
AIR MANAGEMENT OPERATING
From the General Fund
620,477
From the Environmental Management Special Fund (IC 13-14-12-1)
248,424
Augmentation allowed from the Environmental Management Special Fund.

The amounts specified from the General Fund and the Environmental Management Special Fund are for the following purposes:

Personal Services 518,018
Other Operating Expense 350,883

WATER MANAGEMENT NONPERMITTING
Personal Services 3,291,009
Other Operating Expense 719,538
GREAT LAKES INITIATIVE
Environmental Management Special Fund (IC 13-14-12-1)
Total Operating Expense 57,207
Augmentation allowed.
OUTREACH OPERATOR TRAINING
General Fund
Total Operating Expense 2,963
Environmental Management Special Fund (IC 13-14-12-1)
Total Operating Expense 5,924
Augmentation allowed.
LEAKING UNDERGROUND STORAGE TANKS
Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
Personal Services 161,311
Other Operating Expense 31,718
Augmentation allowed.
CORE SUPERFUND
Hazardous Substances Response Trust Fund (IC 13-25-4-1)
Total Operating Expense 12,967
Augmentation allowed.
AUTO EMISSIONS TESTING PROGRAM
Personal Services 86,983
Other Operating Expense 5,672,829

The above appropriations for auto emissions testing are the maximum amounts available for this purpose. If it becomes necessary to conduct additional tests in other locations, the above appropriations shall be prorated among all locations.

HAZARDOUS WASTE SITE - STATE CLEAN-UP
Hazardous Substances Response Trust Fund (IC 13-25-4-1)
Personal Services 1,425,495
Other Operating Expense 515,152
Augmentation allowed.

HAZARDOUS WASTE SITES - NATURAL RESOURCE DAMAGES
Hazardous Substances Response Trust Fund (IC 13-25-4-1)
Personal Services 141,408
Other Operating Expense 289,544
Augmentation allowed.

SUPERFUND MATCH
Hazardous Substances Response Trust Fund (IC 13-25-4-1)
Total Operating Expense 511,675
Augmentation allowed.

HOUSEHOLD HAZARDOUS WASTE
Hazardous Substances Response Trust Fund (IC 13-25-4-1)
Other Operating Expense 278,293
Augmentation allowed.

ASBESTOS TRUST - OPERATING
Asbestos Trust Fund (IC 13-17-6-3)
Personal Services 415,391
Other Operating Expense 132,292
Augmentation allowed.

UNDERGROUND PETROLEUM STORAGE TANK - OPERATING
Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)
Personal Services 874,215
Other Operating Expense 42,446,857
Augmentation allowed.

WASTE TIRE MANAGEMENT
Waste Tire Management Fund (IC 13-20-13-8)
Total Operating Expense 563,887
Augmentation allowed.

WASTE TIRE RE-USE
Waste Tire Management Fund (IC 13-20-13-8)
Total Operating Expense 907,796
Augmentation allowed.

VOLUNTARY COMPLIANCE
Environmental Management Special Fund (IC 13-14-12-1)
Personal Services 293,070
Other Operating Expense 170,394
Augmentation allowed.

ENVIRONMENTAL MANAGEMENT SPECIAL FUND - OPERATING
Environmental Management Special Fund (IC 13-14-12-1)
Total Operating Expense 961,315
Augmentation allowed.

SMALL TOWN COMPLIANCE
Environmental Management Special Fund (IC 13-14-12-1)
Total Operating Expense 58,200
Augmentation allowed.
WETLANDS PROTECTION
Environmental Management Special Fund (IC 13-14-12-1)
Total Operating Expense 22,148
Augmentation allowed.
PETROLEUM TRUST - OPERATING
Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)
Personal Services 121,790
Other Operating Expense 350,689
Augmentation allowed.

Notwithstanding any other law, with the approval of the governor and the budget agency, the above appropriations for hazardous waste management permitting, wetlands protection, groundwater program, underground storage tank program, air management operating, asbestos trust operating, water management nonpermitting, safe drinking water program, and any other appropriation eligible to be included in a performance partnership grant may be used to fund activities incorporated into a performance partnership grant between the United States Environmental Protection Agency and the department of environmental management.

FOR THE OFFICE OF ENVIRONMENTAL ADJUDICATION
Personal Services 308,690
Other Operating Expense 59,560

SECTION 6. [EFFECTIVE JULY 1, 2009]

ECONOMIC DEVELOPMENT

A. AGRICULTURE

FOR THE DEPARTMENT OF AGRICULTURE
Personal Services 1,930,284
Other Operating Expense 456,387

CLEAN WATER INDIANA
Cigarette Tax Fund (IC 6-7-1-29.1)
Total Operating Expense 3,666,425
Augmentation allowed.
SOIL CONSERVATION DIVISION
Cigarette Tax Fund (IC 6-7-1-29.1)
Total Operating Expense 1,862,216
Augmentation allowed.
GRAIN BUYERS AND WAREHOUSE LICENSING
Grain Buyers and Warehouse License Fund (IC 26-3-7-6.3)
Total Operating Expense 165,050
Augmentation allowed.

B. COMMERCE

FOR THE LIEUTENANT GOVERNOR
RURAL ECONOMIC DEVELOPMENT FUND
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 1,747,688
OFFICE OF TOURISM
Total Operating Expense 2,406,684
STATE ENERGY PROGRAM
Total Operating Expense 237,963
FOOD ASSISTANCE PROGRAM
Total Operating Expense 131,261

FOR THE INDIANA ECONOMIC DEVELOPMENT CORPORATION
ADMINISTRATIVE AND FINANCIAL SERVICES
General Fund
Total Operating Expense 6,423,392
Training 2000 Fund (IC 5-28-7-5)
Total Operating Expense 185,630
Industrial Development Grant Fund (IC 5-28-25-4)
Total Operating Expense 52,139
INTERNATIONAL TRADE
Total Operating Expense 1,297,049
ENTERPRISE ZONE PROGRAM
Indiana Enterprise Zone Fund (IC 5-28-15-6)
Total Operating Expense 215,536
Augmentation allowed.
LOCAL ECONOMIC DEVELOPMENT ORGANIZATION/
REGIONAL ECONOMIC DEVELOPMENT ORGANIZATION
(LEDO/REDO) MATCHING GRANT PROGRAM
Total Operating Expense 856,995
TRAINING 2000
General Fund
Total Operating Expense 9,700,830
Training 2000 Fund (IC 5-28-7-5)
Total Operating Expense 1,929,103
Augmentation allowed.
BUSINESS PROMOTION PROGRAM
Total Operating Expense 1,024,563
TRADE PROMOTION PROGRAM
Total Operating Expense 167,791
BUSINESS DEVELOPMENT LOAN PROGRAM
Total Operating Expense 838,953
AG LOAN AND RURAL DEVELOP GUARANTEE FUND
Economic Development Fund (IC 5-28-8-5)
Total Operating Expense 200,000
Augmentation allowed.
ECONOMIC DEVELOPMENT GRANT AND LOAN PROGRAM

General Fund
Total Operating Expense 503,372
Economic Development Fund (IC 5-28-8-5)
Total Operating Expense 224,128
Augmentation allowed.
INDUSTRIAL DEVELOPMENT GRANT PROGRAM
General Fund
Total Operating Expense 3,250,000
Industrial Development Grant Fund (IC 5-28-25-4)
Total Operating Expense 2,250,000
Augmentation allowed.
NANOTECH
Total Operating Expense 10,000,000
TECHNOLOGY DEVELOPMENT GRANT PROGRAM
Total Operating Expense 1,894,410

FOR THE INDIANA FINANCE AUTHORITY (IFA)
ENVIRONMENTAL REMEDIATION REVOLVING LOAN PROGRAM
Total Operating Expense 1,048,691

FOR THE HOUSING AND COMMUNITY DEVELOPMENT AUTHORITY
INDIANA INDIVIDUAL DEVELOPMENT ACCOUNTS
Total Operating Expense 1,600,000

Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for individual development accounts does not revert to the general fund or another fund at the close of a state fiscal year but remains available in subsequent state fiscal years for the funding of the purposes of the appropriation.

The housing and community development authority shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR Part 265.

Family and social services administration, division of family resources shall apply all qualifying expenditures for individual development accounts deposits toward Indiana's maintenance of effort under the federal Temporary Assistance to Needy Families (TANF) program (45 CFR 260 et seq.).

MORTGAGE FORECLOSURE COUNSELING
Total Operating Expense 400,000

C. EMPLOYMENT SERVICES

FOR THE DEPARTMENT OF WORKFORCE DEVELOPMENT
ADMINISTRATION
Total Operating Expense 855,000
WOMEN'S COMMISSION
Personal Services 106,824
Other Operating Expense 12,175

NATIVE AMERICAN INDIAN AFFAIRS COMMISSION
Total Operating Expense 90,211
COMMISSION ON HISPANIC/LATINO AFFAIRS
Total Operating Expense 124,235

The above appropriations are in addition to any funding for the commission derived from funds appropriated to the department of workforce development.

UNEMPLOYMENT INSURANCE BENEFIT FUND ADVANCES (IC 22-4-26-1)
Unemployment Insurance Solvency Fund (IC 22-4-10-4.6)
Total Operating Expense 57,000,000

Augmentation allowed. The above appropriation for unemployment insurance benefit fund advances shall be used to repay the advances, including interest on the advances, made to the state from the federal unemployment account in the federal unemployment trust fund under 42 U.S.C. 1321.

D. OTHER ECONOMIC DEVELOPMENT

FOR THE INDIANA STATE FAIR BOARD
STATE FAIR
Total Operating Expense 2,119,124

SECTION 7. [EFFECTIVE JULY 1, 2009]

TRANSPORTATION

FOR THE DEPARTMENT OF TRANSPORTATION

For the conduct and operation of the department of transportation, the following sums are appropriated for the periods designated, from the state general fund, the public mass transportation fund, the industrial rail service fund, the state highway fund, the motor vehicle highway account, the distressed road fund, the state highway road construction and improvement fund, the motor carrier regulation fund, and the crossroads 2000 fund.

INTERMODAL GRANT PROGRAM
Public Mass Transportation Fund (IC 8-23-3-8)
Total Operating Expense 50,000
Augmentation allowed.
RAILROAD GRADE CROSSING IMPROVEMENT
Motor Vehicle Highway Account (IC 8-14-1)
Total Operating Expense 500,000
HIGH SPEED RAIL
Industrial Rail Service Fund (IC 8-23-25-1)
Matching Funds 20,000
Augmentation allowed.
PUBLIC MASS TRANSPORTATION
Public Mass Transportation Fund (IC 8-23-3-8)

Total Operating Expense 43,740,000
Augmentation allowed.

In addition to the above appropriation from the public mass transportation fund, the increase in the deposits to the public transportation fund resulting from the amendment of IC 6-2.5-10-1 by this act are appropriated for public mass transportation, total operating expenses in the year the additional amount is deposited. Any unencumbered amount remaining from this appropriation at the end of a state fiscal year remains available in subsequent state fiscal years for the purposes for which it is appropriated.

The appropriations are to be used solely for the promotion and development of public transportation. The department of transportation shall allocate funds based on a formula approved by the commissioner of the department of transportation.

The department of transportation may distribute public mass transportation funds to an eligible grantee that provides public transportation in Indiana.

The state funds can be used to match federal funds available under the Federal Transit Act (49 U.S.C. 1601, et seq.), or local funds from a requesting grantee.

Before funds may be disbursed to a grantee, the grantee must submit its request for financial assistance to the department of transportation for approval. Allocations must be approved by the governor and the budget agency after review by the budget committee and shall be made on a reimbursement basis. Only applications for capital and operating assistance may be approved. Only those grantees that have met the reporting requirements under IC 8-23-3 are eligible for assistance under this appropriation.

HIGHWAY OPERATING
State Highway Fund (IC 8-23-9-54)
Personal Services 256,703,031
Other Operating Expense 63,309,536

HIGHWAY VEHICLE AND ROAD MAINTENANCE EQUIPMENT
State Highway Fund (IC 8-23-9-54)
Other Operating Expense 8,800,000

The above appropriations for highway operating and highway vehicle and road maintenance equipment may be used for personal services, equipment, and other operating expense, including the cost of transportation for the governor.

HIGHWAY MAINTENANCE WORK PROGRAM
State Highway Fund (IC 8-23-9-54)
Other Operating Expense 63,000,000

The above appropriations for the highway maintenance work program may be used for:
(1) materials for patching roadways and shoulders;
(2) repairing and painting bridges;
(3) installing signs and signals and painting roadways for traffic control;
(4) mowing, herbicide application, and brush control;

(5) drainage control;
(6) maintenance of rest areas, public roads on properties of the department of natural resources, and driveways on the premises of all state facilities;
(7) materials for snow and ice removal;
(8) utility costs for roadway lighting; and
(9) other special maintenance and support activities consistent with the highway maintenance work program.

HIGHWAY CAPITAL IMPROVEMENTS
State Highway Fund (IC 8-23-9-54)

Right-of-Way Expense	**38,250,000**
Formal Contracts Expense	**47,181,225**
Consulting Services Expense	**18,600,000**
Institutional Road Construction	**5,000,000**

The above appropriations for the capital improvements program may be used for:
(1) bridge rehabilitation and replacement;
(2) road construction, reconstruction, or replacement;
(3) construction, reconstruction, or replacement of travel lanes, intersections, grade separations, rest parks, and weigh stations;
(4) relocation and modernization of existing roads;
(5) resurfacing;
(6) erosion and slide control;
(7) construction and improvement of railroad grade crossings, including the use of the appropriations to match federal funds for projects;
(8) small structure replacements;
(9) safety and spot improvements; and
(10) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

The appropriations for highway operating, highway vehicle and road maintenance equipment, highway buildings and grounds, the highway planning and research program, the highway maintenance work program, and highway capital improvements are appropriated from estimated revenues, which include the following:
(1) Funds distributed to the state highway fund from the motor vehicle highway account under IC 8-14-1-3(4).
(2) Funds distributed to the state highway fund from the highway, road and street fund under IC 8-14-2-3.
(3) All fees and miscellaneous revenues deposited in or accruing to the state highway fund under IC 8-23-9-54.
(4) Any unencumbered funds carried forward in the state highway fund from any previous fiscal year.
(5) All other funds appropriated or made available to the department of transportation by the general assembly.

If funds from sources set out above for the department of transportation exceed appropriations from those sources to the department, the excess amount is hereby appropriated to be used for formal contracts with approval of the governor and the budget agency.

If there is a change in a statute reducing or increasing revenue for department use, the budget agency shall notify the auditor of state to adjust the above appropriations to reflect the estimated increase or decrease. Upon the request of the department, the budget agency, with the approval of the governor, may allot any increase in appropriations to the department for formal contracts.

If the department of transportation finds that an emergency exists or that an appropriation will be insufficient to cover expenses incurred in the normal operation of the department, the budget agency may, upon request of the department, and with the approval of the governor, transfer funds from revenue sources set out above from one (1) appropriation to the deficient appropriation. No appropriation from the state highway fund may be used to fund any toll road or toll bridge project except as specifically provided for under IC 8-15-2-20.

HIGHWAY PLANNING AND RESEARCH PROGRAM
State Highway Fund (IC 8-23-9-54)
Total Operating Expense 2,500,000

STATE HIGHWAY ROAD CONSTRUCTION AND IMPROVEMENT PROGRAM
State Highway Road Construction Improvement Fund (IC 8-14-10-5)
Lease Rental Payments Expense 61,524,711
Augmentation allowed.

The above appropriations for the state highway road construction and improvement program are appropriated from the state highway road construction and improvement fund provided in IC 8-14-10-5 and may include any unencumbered funds carried forward from any previous fiscal year. The funds shall be first used for payment of rentals and leases relating to projects under IC 8-14.5. If any funds remain, the funds may be used for the following purposes.
(1) road and bridge construction, reconstruction, or replacement;
(2) construction, reconstruction, or replacement of travel lanes, intersections, and grade separations;
(3) relocation and modernization of existing roads; and
(4) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

CROSSROADS 2000 PROGRAM
Crossroads 2000 Fund (IC 8-14-10-9)
Lease Rental Payment Expense 46,142,787
Augmentation allowed.

The above appropriations for the crossroads 2000 program are appropriated from the crossroads 2000 fund provided in IC 8-14-10-9 and may include any unencumbered funds carried forward from any previous fiscal year. The funds shall be first used for payment of rentals and leases relating to projects under IC 8-14-10-9. If any funds remain, the funds may be used for the following purposes.
(1) road and bridge construction, reconstruction, or replacement;
(2) construction, reconstruction, or replacement of travel lanes, intersections, and grade separations;

(3) relocation and modernization of existing roads; and
(4) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

MAJOR MOVES CONSTRUCTION PROGRAM
Major Moves Construction Fund (IC 8-14-14-5)

Formal Contracts Expense	**545,000,000**

FEDERAL APPORTIONMENT

Right-of-Way Expense	**174,250,000**
Formal Contracts Expense	**426,642,292**
Consulting Engineers Expense	**84,500,000**
Highway Planning and Research	**12,807,708**
Local Government Revolving Acct.	**266,000,000**

The department may establish an account to be known as the "local government revolving account". The account is to be used to administer the federal-local highway construction program. All contracts issued and all funds received for federal-local projects under this program shall be entered into this account.

If the federal apportionments for the fiscal years covered by this act exceed the above estimated appropriations for the department or for local governments, the excess federal apportionment is hereby appropriated for use by the department with the approval of the governor and the budget agency.

The department shall bill, in a timely manner, the federal government for all department payments that are eligible for total or partial reimbursement.

The department may let contracts and enter into agreements for construction and preliminary engineering during each year of the 2009-2011 biennium that obligate not more than one-third (1/3) of the amount of state funds estimated by the department to be available for appropriation in the following year for formal contracts and consulting engineers for the capital improvements program.

Under IC 8-23-5-7(a), the department, with the approval of the governor, may construct and maintain roadside parks and highways where highways will connect any state highway now existing, or hereafter constructed, with any state park, state forest preserve, state game preserve, or the grounds of any state institution. There is appropriated to the department of transportation an amount sufficient to carry out the provisions of this paragraph. Under IC 8-23-5-7(d), such appropriations shall be made from the motor vehicle highway account before distribution to local units of government.

LOCAL TECHNICAL ASSISTANCE AND RESEARCH

Under IC 8-14-1-3(6), there is appropriated to the department of transportation an amount sufficient for:
(1) the program of technical assistance under IC 8-23-2-5(6); and
(2) the research and highway extension program conducted for local government under IC 8-17-7-4.

The department shall develop an annual program of work for research and extension in cooperation with those units being served, listing the types of research and educational programs to be undertaken. The commissioner of the department of transportation may make a grant under this appropriation to the institution or agency selected to conduct the annual work program. Under IC 8-14-1-3(6), appropriations for the program of technical assistance and for the program of research and extension shall be taken from the local share of the motor vehicle highway account.

Under IC 8-14-1-3(7) there is hereby appropriated such sums as are necessary to maintain a sufficient working balance in accounts established to match federal and local money for highway projects. These funds are appropriated from the following sources in the proportion specified:
(1) one-half (1/2) from the forty-seven percent (47%) set aside of the motor vehicle highway account under IC 8-14-1-3(7); and
(2) for counties and for those cities and towns with a population greater than five thousand (5,000), one-half (1/2) from the distressed road fund under IC 8-14-8-2.

SECTION 8. [EFFECTIVE JULY 1, 2009]

FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS

A. FAMILY AND SOCIAL SERVICES

FOR THE STATE BUDGET AGENCY

INDIANA PRESCRIPTION DRUG PROGRAM
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 1,117,830

FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION
CHILDREN'S HEALTH INSURANCE PROGRAM
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 34,918,921

FAMILY AND SOCIAL SERVICES ADMINISTRATION
Total Operating Expense 19,764,734
OFFICE OF MEDICAID POLICY AND PLANNING - ADMINISTRATION
Total Operating Expense 6,061,868
MEDICAID ADMINISTRATION
Total Operating Expense 36,427,564
MEDICAID - CURRENT OBLIGATIONS
General Fund
Total Operating Expense 1,584,954,000

The foregoing appropriations for Medicaid current obligations and for Medicaid administration are for the purpose of enabling the office of Medicaid policy and planning to carry out all services as provided in IC 12-8-6. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as

a grant or allowance is appropriated and shall be expended by the office of Medicaid policy and planning for the respective purposes for which the money was allocated and paid to the state. Subject to the provisions of P.L.46-1995, if the sums herein appropriated for Medicaid current obligations and for Medicaid administration are insufficient to enable the office of Medicaid policy and planning to meet its obligations, then there is appropriated from the general fund such further sums as may be necessary for that purpose, subject to the approval of the governor and the budget agency.

However, the above appropriation for Medicaid-Current Obligations is reduced to the extent that the state's share of expenditures for Medicaid current obligations from the general fund has been reduced in the current state fiscal year as a result of any increase in the federal medical assistance percentage that occurs after December 31, 2008. The office of Medicaid policy and planning established by IC 12-8-6-1 shall determine on a monthly basis the amount by which the state and local share of expenditures for Medicaid current obligations has been reduced in the immediately preceding month and cumulatively in the current state fiscal year as a result of any increase in the federal medical assistance percentage that occurs after December 31, 2008. The office of Medicaid policy and planning shall report the amount of reduced expenditures to the general assembly in an electronic format under IC 5-14-6 and the budget agency not later than thirty (30) days after the close of the immediately following month. The office of Medicaid policy and planning may revise any reported reduction to reflect the best information available to the office. The office of Medicaid policy and planning shall report the revised amount in the next scheduled report after the revision is made. A final report concerning the total reduction in state expenditures must be filed with the general assembly in an electronic format under IC 5-14-6 and the budget agency before August 1, 2010. The budget agency shall, on a monthly basis, transfer the amount of the reduction in state expenditures, as determined by the office of Medicaid policy and planning, from the general fund to the Medicaid contingency and reserve account established under IC4-12-1-15.5.

After June 30, 2009, the reimbursement rate for Medicaid providers may not be less than the reimbursement rate in effect on January 1, 2009. In the case of the payment of health facility Medicaid providers, Medicaid reimbursement may not be less than a reimbursement rate based on the case mix reimbursement policies in effect on January 1, 2009. The Indiana Family and Social Services Administration, Office of Medicaid Policy and Planning may not implement a five percent (5%) reduction or a reduction at any other percentage of the type described in the document entitled "Notice of Changes in Methods and Standards for Medicaid Payment for Institutional Providers" as published in the Indiana Register (Document Identification Number 20081224-IR-405080943NRA).

INDIANA CHECK-UP PLAN (EXCLUDING IMMUNIZATION)
Indiana Check-Up Plan Trust Fund (IC 12-15-44.2-7)
Total Operating Expense 137,466,043

SUPPLEMENTAL DISPROPORTIONATE SHARE DISTRIBUTIONS
Indiana Check-Up Plan Trust Fund (IC 12-15-44.2-7)
Total Operating Expense 50,000,000

The above appropriation for supplemental disproportionate share distributions shall be distributed among Medicaid disproportionate share providers in proportion to the disproportionate share payments made to the provider under IC 12-15. However, if the sum of the balance of the Indiana check-up plan trust fund on July 1, 2009, and the amount that will be deposited in the Indiana check-up plan trust fund in the state fiscal year beginning July 1, 2009, will be insufficient to meet the total operating expenses of the Indiana check-up plan, state retiree health plan, and supplemental disproportionate share distributions that are payable from the Indiana check-up plan trust fund, the state budget agency shall first reduce allotments for supplemental disproportionate share distributions to eliminate the deficiency before reducing allotments for the Indiana check-up plan and state retiree health plan.

HOSPITAL CARE FOR THE INDIGENT FUND
Total Operating Expense 63,000,000

MEDICAID DISABILITY ELIGIBILITY EXAMS
Total Operating Expense 937,000
MEDICAL ASSISTANCE TO WARDS (MAW)
Total Operating Expense 13,100,000
MARION COUNTY HEALTH AND HOSPITAL CORPORATION
Total Operating Expense 40,000,000
MENTAL HEALTH ADMINISTRATION
Other Operating Expense 4,059,047

Two hundred seventy-five thousand dollars ($275,000) of the above appropriation for the state fiscal year beginning July 1, 2009, and ending June 30, 2010, and two hundred seventy-five thousand dollars ($275,000) of the above appropriation for the state fiscal year beginning July 1, 2010, and ending June 30, 2011, shall be distributed in the state fiscal year to neighborhood based community service programs.

CHILD PSYCHIATRIC SERVICES FUND
Total Operating Expense 20,423,760
SERIOUSLY EMOTIONALLY DISTURBED
Total Operating Expense 15,975,408
SERIOUSLY MENTALLY ILL
General Fund
Total Operating Expense 91,046,702
Mental Health Centers Fund (IC 6-7-1)
Total Operating Expense 4,311,650
Augmentation allowed.
COMMUNITY MENTAL HEALTH CENTERS
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 7,000,000

The above appropriation from the Tobacco Master Settlement Agreement Fund is in addition to other funds. The above appropriations for comprehensive community mental health services include the intragovernmental transfers necessary to provide the nonfederal share of reimbursement under the Medicaid rehabilitation option.

The comprehensive community mental health centers shall submit their proposed annual budgets (including income and operating statements) to the budget agency on or before August 1 of each year. All federal funds shall be applied in augmentation of the foregoing funds rather than in place of any part of the funds. The office of the secretary, with the approval of the budget agency, shall determine an equitable allocation of the appropriation among the mental health centers.

GAMBLERS' ASSISTANCE
Gamblers' Assistance Fund (IC 4-33-12-6)
Total Operating Expense 4,490,809
MVOV CONFERENCE
Gamblers' Assistance Fund (IC 4-33-12-6)
Total Operating Expense 199,763
SUBSTANCE ABUSE TREATMENT
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 4,855,820

The above appropriation for total operating expense for Substance Abuse Treatment includes an amount of $12,500 each year of the biennium for the employment of a drug and alcohol abuse counselor for the Jefferson County Transitional Services, Inc. The amount provided for these purposes may not be used for any other purpose.

QUALITY ASSURANCE/RESEARCH
Total Operating Expense 812,860
PREVENTION
Gamblers' Assistance Fund (IC 4-33-12-6)
Total Operating Expense 2,858,528
Augmentation allowed.
METHADONE DIVERSION CONTROL AND OVERSIGHT (MDCO) PROGRAM
MDCO Fund (IC 12-23-18)
Total Operating Expense 243,486
Augmentation allowed.
DMHA YOUTH TOBACCO REDUCTION SUPPORT PROGRAM
DMHA Youth Tobacco Reduction Support Program (IC 4-33-12-6)
Total Operating Expense 250,000
Augmentation allowed.
EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER
Personal Services 496,318
Other Operating Expense 123,252
EVANSVILLE STATE HOSPITAL
From the General Fund
20,276,654
From the Mental Health Fund (IC 12-24-14-4)
677,943
Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services 15,636,749
Other Operating Expense 5,317,848

LARUE CARTER MEMORIAL HOSPITAL
From the General Fund
22,483,147
From the Mental Health Fund (IC 12-24-14-4)
476,465
Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services 16,020,593
Other Operating Expense 6,939,019

LOGANSPORT STATE HOSPITAL
From the General Fund
40,772,672
From the Mental Health Fund (IC 12-24-14-4)
1,378,232
Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services 32,407,597
Other Operating Expense 9,743,307

MADISON STATE HOSPITAL
From the General Fund
16,403,876
From the Mental Health Fund (IC 12-24-14-4)
666,308
Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services 13,135,516
Other Operating Expense 3,934,668

RICHMOND STATE HOSPITAL
From the General Fund
37,112,498
From the Mental Health Fund (IC 12-24-14-4)
650,335
Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	**29,512,684**
Other Operating Expense	**8,250,149**

PATIENT PAYROLL

Total Operating Expense	**285,785**

The federal share of revenue accruing to the state mental health institutions under IC 12-15, based on the applicable Federal Medical Assistance Percentage (FMAP), shall be deposited in the mental health fund established by IC 12-24-14-1, and the remainder shall be deposited in the general fund.

In addition to the above appropriations, each institution may qualify for an additional appropriation, or allotment, subject to approval of the governor and the budget agency, from the mental health fund of up to twenty percent (20%), but not to exceed $50,000 in each fiscal year, of the amount by which actual net collections exceed an amount specified in writing by the division of mental health and addiction before July 1 of each year beginning July 1, 2009.

DIVISION OF FAMILY RESOURCES ADMINISTRATION

Personal Services	**6,061,903**
Other Operating Expense	**1,963,063**

COMMISSION ON THE SOCIAL STATUS OF BLACK MALES

Total Operating Expense	**173,179**

CHILD CARE LICENSING FUND

Child Care Fund (IC 12-17.2-2-3)

Total Operating Expense	**100,000**

Augmentation allowed.

ELECTRONIC BENEFIT TRANSFER PROGRAM

Total Operating Expense	**2,529,915**

The foregoing appropriations for the division of family resources Title IV-D of the federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.

STATE WELFARE - COUNTY ADMINISTRATION

Total Operating Expense	**56,464,688**

INDIANA CLIENT ELIGIBILITY SYSTEM (ICES)

Total Operating Expense	**7,402,387**

IMPACT PROGRAM

Total Operating Expense	**689,001**

TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF)

Total Operating Expense	**31,776,757**

IMPACT - TANF

Total Operating Expense	**1,880,252**

CHILD CARE & DEVELOPMENT FUND

Total Operating Expense	**34,418,255**

The foregoing appropriations for information systems/technology, education and training, temporary assistance to needy families (TANF), and child care services are for the purpose of enabling the division of family resources to carry out all services as provided in IC 12-14. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the division of family resources for the respective purposes for which such money was allocated and paid to the state.

BURIAL EXPENSES
Total Operating Expense 1,607,219
DOMESTIC VIOLENCE PREVENTION AND TREATMENT
General Fund
Total Operating Expense 1,734,014
Domestic Violence Prevention and Treatment Fund (IC 12-18-4)
Total Operating Expense 1,115,590
Augmentation allowed.
SCHOOL AGE CHILD CARE PROJECT FUND
Total Operating Expense 955,780

DIVISION OF AGING ADMINISTRATION
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Personal Services 594,659
Other Operating Expense 852,751

The above appropriations for the division of aging administration are for administrative expenses. Any federal fund reimbursements received for such purposes are to be deposited in the general fund.

ROOM AND BOARD ASSISTANCE (R-CAP)
Total Operating Expense 13,477,844
C.H.O.I.C.E. IN-HOME SERVICES
Total Operating Expense 48,765,643

The foregoing appropriations for C.H.O.I.C.E. In-Home Services include intragovernmental transfers to provide the nonfederal share of the Medicaid aged and disabled waiver. The intragovernmental transfers for use in the Medicaid aged and disabled waiver may not exceed in the state fiscal year beginning July 1, 2009, and ending June 30, 2010, $12,900,000. After July 1, 2009, and before August 1, 2010, the office (as defined in IC 12-7-2-135) shall submit a report to the legislative council in an electronic format under IC 5-14-6 and the governor in each July, October, January, and April specifying the number of persons on the waiting list for C.H.O.I.C.E. In-Home Services at the end of the month preceding the date of the report, a schedule indicating the length of time persons have been on the waiting list, a description of the conditions or problems that contribute to the waiting list, the plan in the next six (6) months after the end of the reporting period to reduce the waiting list, and any other information that is necessary or appropriate to interpret the information provided in the report.

The division of aging shall conduct an annual evaluation of the cost effectiveness

of providing home care. Before January of each year, the division shall submit a report to the budget committee, the budget agency, and the legislative council that covers all aspects of the division's evaluation and such other information pertaining thereto as may be requested by the budget committee, the budget agency, or the legislative council, including the following:
(1) the number and demographic characteristics of the recipients of home care during the preceding fiscal year;
(2) the total cost and per recipient cost of providing home care services during the preceding fiscal year;
(3) the number of recipients of home care services who would have been placed in long term care facilities had they not received home care services; and
(4) the total cost savings during the preceding fiscal year realized by the state due to recipients of home care services (including Medicaid) being diverted from long term care facilities.

The division shall obtain from providers of services data on their costs and expenditures regarding implementation of the program and report the findings to the budget committee, the budget agency, and the legislative council. The report to the legislative council must be in an electronic format under IC 5-14-6.

The foregoing appropriations for C.H.O.I.C.E. In-Home Services do not revert to the state general fund or any other fund at the close of any state fiscal year but remain available for the purposes of C.H.O.I.C.E. In-Home Services in subsequent state fiscal years.

OLDER HOOSIERS ACT	
Total Operating Expense	**1,573,446**
ADULT PROTECTIVE SERVICES	
Total Operating Expense	**1,956,528**
ADULT GUARDIANSHIP SERVICES	
Total Operating Expense	**477,135**
TITLE V EMPLOYMENT GRANT (OLDER WORKERS)	
Total Operating Expense	**229,034**
MEDICAID WAIVER	
Total Operating Expense	**322,275**
OBRA/PASSARR	
Total Operating Expense	**91,108**
TITLE III ADMINISTRATION GRANT	
Total Operating Expense	**252,163**
OMBUDSMAN	
Total Operating Expense	**310,124**

DIVISION OF DISABILITY AND REHABILITATIVE SERVICES ADMINISTRATION
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	**360,764**

VOCATIONAL REHABILITATION SERVICES	
Personal Services	**3,525,457**
Other Operating Expense	**12,348,257**

AID TO INDEPENDENT LIVING
Total Operating Expense 46,927

INDIANAPOLIS RESOURCE CENTER FOR INDEPENDENT LIVING
Total Operating Expense 244,399
SOUTHERN INDIANA CENTER FOR INDEPENDENT LIVING
Total Operating Expense 244,399
ATTIC, INCORPORATED
Total Operating Expense 244,399
LEAGUE FOR THE BLIND AND DISABLED
Total Operating Expense 244,399
FUTURE CHOICES, INC.
Total Operating Expense 440,800
THE WABASH INDEPENDENT LIVING AND LEARNING CENTER, INC.
Total Operating Expense 440,800
INDEPENDENT LIVING CENTER OF EASTERN INDIANA
Total Operating Expense 440,800

Notwithstanding any other law, the budget agency, the state board of finance, or the governor may not transfer or use any of the above appropriations to a particular purpose or facility other than the above stated purpose or facility. The office (as defined in IC 12-7-2-135) shall act as the paymaster for the above appropriations.

OFFICE OF DEAF AND HEARING IMPAIRED
Personal Services 185,104
Other Operating Expense 131,670
BLIND VENDING OPERATIONS
Total Operating Expense 129,905
DEVELOPMENTAL DISABILITY RESIDENTIAL FACILITIES COUNCIL
Personal Services 2,970
Other Operating Expense 12,038
OFFICE OF SERVICES FOR THE BLIND AND VISUALLY IMPAIRED
Personal Services 56,751
Other Operating Expense 24,985
EMPLOYEE TRAINING
Total Operating Expense 6,112
BUREAU OF QUALITY IMPROVEMENT SERVICES - BQIS
Total Operating Expense 3,936,983
DAY SERVICES - DEVELOPMENTALLY DISABLED
Other Operating Expense 11,759,384
DIAGNOSIS AND EVALUATION
Other Operating Expense 400,125
FEDERAL EARLY INTERVENTION
Total Operating Expense 6,149,513
SUPPORTED EMPLOYMENT
Other Operating Expense 3,880,000
EPILEPSY PROGRAM
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Other Operating Expense 463,758

CAREGIVER SUPPORT
Other Operating Expense 809,500
BDDS OPERATING
General Fund
Total Operating Expense 5,286,709
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 1,869,887
Augmentation allowed.
OASIS - OBJECTIVE ASSISTANCE SYSTEM FROM INDEPENDENT SERVICES
Total Operating Expense 5,529,000
CRISIS MANAGEMENT
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 4,136,080
Augmentation allowed.
STATE-WIDE SELF ADVOCACY PROGRAM FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES
Total Operating Expense 160,000
OUTREACH - STATE OPERATING SERVICES
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 2,232,973
Augmentation allowed.
RESIDENTIAL SERVICES FOR DEVELOPMENTALLY DISABLED PERSONS
General Fund
Total Operating Expense 93,996,290
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 15,229,000

The above appropriations for client services include the intragovernmental transfers necessary to provide the nonfederal share of reimbursement under the Medicaid program for day services provided to residents of group homes and nursing facilities.

In the development of new community residential settings for persons with developmental disabilities, the division of disability and rehabilitative services must give priority to the appropriate placement of such persons who are eligible for Medicaid and currently residing in intermediate care or skilled nursing facilities and, to the extent permitted by law, such persons who reside with aged parents or guardians or families in crisis.

SOCIAL SERVICES BLOCK GRANT (SSBG)
Total Operating Expense 3,722,731

The funds appropriated above to the social services block grant are allocated in the following manner during the biennium:

Division of Disability and Rehabilitative Services
343,481
Division of Family Resources
1,100,000
Division of Aging

687,396
Department of Health
296,504
Department of Correction
1,295,350

B. PUBLIC HEALTH

FOR THE STATE DEPARTMENT OF HEALTH
Personal Services 21,315,999
Other Operating Expense 7,885,840

All receipts to the state department of health from licenses or permit fees shall be deposited in the state general fund. Augmentation allowed in amounts not to exceed revenue from penalties or fees collected by the state department of health.

AREA HEALTH EDUCATION CENTERS
Total Operating Expense 1,610,000

Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for area health education centers does not revert to the general fund or another fund at the close of a state fiscal year but remains available in subsequent state fiscal years for the funding of the purposes of the appropriation.

CANCER REGISTRY
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 610,647
MINORITY HEALTH INITIATIVE
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 3,500,000

The foregoing appropriations shall be allocated to the Indiana Minority Health Coalition to work with the state department on the implementation of IC 16-46-11.

SICKLE CELL
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 250,000
AID TO COUNTY TUBERCULOSIS HOSPITALS
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 96,883

These funds shall be used for eligible expenses according to IC 16-21-7-3 for tuberculosis patients for whom there are no other sources of reimbursement, including patient resources, health insurance, medical assistance payments, and hospital care for the indigent.

MEDICARE-MEDICAID CERTIFICATION
Total Operating Expense 6,269,426

Personal services augmentation allowed in amounts not to exceed revenue from health facilities license fees or from health care providers (as defined in IC 16-18-2-163) fee increases or those adopted by the Executive Board of the Indiana State Department of health pursuant to IC 16-19-3.

AIDS EDUCATION
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Personal Services 286,161
Other Operating Expense 381,084
HIV/AIDS SERVICES
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 2,312,254
TEST FOR DRUG AFFLICTED BABIES
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 58,121

The above appropriations for drug afflicted babies shall be used for the following purposes:

(1) All newborn infants shall be tested for the presence of a controlled substance in the infant's meconium if they meet the criteria established by the state department of health. These criteria will, at a minimum, include all newborns, if at birth:
(A) the infant's weight is less than two thousand five hundred (2,500) grams;
(B) the infant's head is smaller than the third percentile for the infant's gestational age; and
(C) there is no medical explanation for the conditions described in clauses (A) and (B).
(2) If a meconium test determines the presence of a controlled substance in the infant's meconium, the infant may be declared a child in need of services as provided in IC 31-34-1-10 through IC 31-34-1-13. However, the child's mother may not be prosecuted in connection with the results of the test.
(3) The state department of health shall provide forms on which the results of a meconium test performed on an infant under subdivision (1) must be reported to the state department of health by physicians and hospitals.
(4) The state department of health shall, at least semi-annually:
(A) ascertain the extent of testing under this chapter; and
(B) report its findings under subdivision (1) to:
(i) all hospitals;
(ii) physicians who specialize in obstetrics and gynecology or work with infants and young children; and
(iii) any other group interested in child welfare that requests a copy of the report from the state department of health.
(5) The state department of health shall designate at least one (1) laboratory to perform the meconium test required under subdivisions (1) through (8). The designated laboratories shall perform a meconium test on each infant described in subdivision (1) to detect the presence of a controlled substance.
(6) Subdivisions (1) through (7) do not prevent other facilities from conducting tests on infants to detect the presence of a controlled substance.
(7) Each hospital and physician shall:
(A) take or cause to be taken a meconium sample from every infant born under the hospital's and physician's care who meets the description under subdivision (1); and
(B) transport or cause to be transported each meconium sample described in clause (A)

to a laboratory designated under subdivision (5) to test for the presence of a controlled substance as required under subdivisions (1) through (7).
(8) The state department of health shall establish guidelines to carry out this program, including guidance to physicians, medical schools, and birthing centers as to the following:
(A) Proper and timely sample collection and transportation under subdivision (7) of this appropriation.
(B) Quality testing procedures at the laboratories designated under subdivision (5) of this appropriation.
(C) Uniform reporting procedures.
(D) Appropriate diagnosis and management of affected newborns and counseling and support programs for newborns' families.
(9) A medically appropriate discharge of an infant may not be delayed due to the results of the test described in subdivision (1) or due to the pendency of the results of the test described in subdivision (1).

STATE CHRONIC DISEASES
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Personal Services 120,459
Other Operating Expense 1,457,968

At least $82,560 of the above appropriations shall be for grants to community groups and organizations as provided in IC 16-46-7-8.

WOMEN, INFANTS, AND CHILDREN SUPPLEMENT
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 190,000

MATERNAL AND CHILD HEALTH SUPPLEMENT
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 190,000

CANCER EDUCATION AND DIAGNOSIS - BREAST CANCER
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 86,490
CANCER EDUCATION AND DIAGNOSIS - PROSTATE CANCER
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 93,000
ADOPTION HISTORY
Adoption History Fund (IC 31-19-18-6)
Total Operating Expense 215,543
Augmentation allowed.
CHILDREN WITH SPECIAL HEALTH CARE NEEDS
Total Operating Expense 13,862,070
Augmentation allowed.
NEWBORN SCREENING PROGRAM
Newborn Screening Fund (IC 16-41-17-11)
Personal Services 366,971
Other Operating Expense 2,294,672

Augmentation allowed.
RADON GAS TRUST FUND
Radon Gas Trust Fund (IC 16-41-38-8)
Total Operating Expense 11,458
Augmentation allowed.
BIRTH PROBLEMS REGISTRY
Birth Problems Registry Fund (IC 16-38-4-17)
Personal Services 62,071
Other Operating Expense 62,389
Augmentation allowed.
MOTOR FUEL INSPECTION PROGRAM
Motor Fuel Inspection Fund (IC 16-44-3-10)
Total Operating Expense 174,464
Augmentation allowed.
PROJECT RESPECT
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 537,904
DONATED DENTAL SERVICES
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 42,932

The above appropriation shall be used by the Indiana foundation for dentistry for the handicapped.

OFFICE OF WOMEN'S HEALTH
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 121,248
SPINAL CORD AND BRAIN INJURY
Spinal Cord and Brain Injury Fund (IC 16-41-42)
Total Operating Expense 1,175,770
SOLDIERS' AND SAILORS CHILDREN'S HOME
Personal Services 9,100,938
Other Operating Expense 1,322,500
FARM REVENUE
Total Operating Expense 22,715
INDIANA CHECK-UP PLAN IMMUNIZATION
Indiana Check-Up Plan Trust Fund (IC 12-15-44.2)
Total Operating Expense 11,000,000
FEEDING INDIANA'S HUNGRY
Total Operating Expense 300,000

Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for feeding Indiana's hungry does not revert to the general fund or another fund at the close of a state fiscal year but remains available in subsequent state fiscal years for the purposes of the appropriation.

INDIANA VETERANS' HOME
From the General Fund
12,815,594

From the Comfort-Welfare Fund (IC 10-17-9-7(c))
9,381,362
Augmentation allowed from the comfort-welfare fund in amounts not to exceed revenue collected for Medicaid and Medicare reimbursement.

The amounts specified from the General Fund and the Comfort-Welfare Fund are for the following purposes:

Personal Services	**16,956,676**
Other Operating Expense	**5,240,280**

COMFORT AND WELFARE PROGRAM
Comfort-Welfare Fund (IC 10-17-9-7(c))
Total Operating Expense **10,127,221**
Augmentation allowed.
WEIGHTS AND MEASURES FUND
Weights and Measures Fund (IC 16-19-5-4)
Total Operating Expense **22,824**
Augmentation allowed.
MINORITY EPIDEMIOLOGY
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense **697,500**
COMMUNITY HEALTH CENTERS
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense **30,000,000**

Of the above appropriation for community health centers, $15,000,000 may be used for capital projects and, $500,000 shall be allocated to Willowcreek Community Health Center in Porter County. The amount allocated to Willowcreek Community Health Center does not reduce the amount that may be used for capital projects.

PRENATAL SUBSTANCE USE & PREVENTION
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense **150,000**
LOCAL HEALTH MAINTENANCE FUND
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense **3,860,000**
Augmentation allowed.

The amount appropriated from the tobacco master settlement agreement fund is in lieu of the appropriation provided for this purpose in IC 6-7-1-30.5 or any other law. Of the above appropriations for the local health maintenance fund, $60,000 each year shall be used to provide additional funding to adjust funding through the formula in IC 16-46-10 to reflect population increases in various counties. Money appropriated to the local health maintenance fund must be allocated under the following schedule each year to each local board of health whose application for funding is approved by the state department of health:

COUNTY POPULATION	AMOUNT OF GRANT
over 499,999	94,112

100,000 - 499,999	**72,672**
50,000 - 99,999	**48,859**
under 50,000	**33,139**

LOCAL HEALTH DEPARTMENT ACCOUNT
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 3,000,000

The foregoing appropriations for the local health department account are statutory distributions pursuant to IC 4-12-7.

FOR THE TOBACCO USE PREVENTION AND CESSATION BOARD
TOBACCO USE PREVENTION AND CESSATION PROGRAM
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)
Total Operating Expense 14,500,000

A minimum of 75% of the above appropriations shall be used for grants to local agencies and other entities with programs designed to reduce smoking.

FOR THE INDIANA SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED
Personal Services 10,525,311
Other Operating Expense 1,028,728

FOR THE INDIANA SCHOOL FOR THE DEAF
Personal Services 16,817,364
Other Operating Expense 1,959,367

C. VETERANS' AFFAIRS

FOR THE INDIANA DEPARTMENT OF VETERANS' AFFAIRS
Personal Services 538,944
Other Operating Expense 80,108

DISABLED AMERICAN VETERANS OF WORLD WARS
Total Operating Expense 40,000
AMERICAN VETERANS OF WORLD WAR II, KOREA, AND VIETNAM
Total Operating Expense 30,000
VETERANS OF FOREIGN WARS
Total Operating Expense 30,000
VIETNAM VETERANS OF AMERICA
Total Operating Expense 10,000
MILITARY FAMILY RELIEF FUND
Military Family Relief Fund (IC 10-17-12)
Total Operating Expense 450,000

SECTION 9. [EFFECTIVE JULY 1, 2009]

EDUCATION

A. HIGHER EDUCATION

FOR INDIANA UNIVERSITY
BLOOMINGTON CAMPUS
Total Operating Expense 207,093,666
Fee Replacement 26,901,091

FOR INDIANA UNIVERSITY REGIONAL CAMPUSES
EAST
Total Operating Expense 8,405,358
Fee Replacement 2,132,457
KOKOMO
Total Operating Expense 10,925,630
Fee Replacement 2,365,313
NORTHWEST
Total Operating Expense 18,241,909
Fee Replacement 4,383,501
SOUTH BEND
Total Operating Expense 23,468,367
Fee Replacement 6,361,827
SOUTHEAST
Total Operating Expense 21,365,290
Fee Replacement 5,675,050

TOTAL APPROPRIATION - INDIANA UNIVERSITY REGIONAL CAMPUSES
103,324,702

FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY
AT INDIANAPOLIS (IUPUI)
HEALTH DIVISIONS
Total Operating Expense 111,681,333
Fee Replacement 4,189,020

FOR INDIANA UNIVERSITY SCHOOL OF MEDICINE ON
THE CAMPUS OF THE UNIVERSITY OF SOUTHERN INDIANA
Total Operating Expense 1,617,375
THE CAMPUS OF INDIANA UNIVERSITY-PURDUE UNIVERSITY FORT WAYNE
Total Operating Expense 1,496,244
THE CAMPUS OF INDIANA UNIVERSITY-NORTHWEST
Total Operating Expense 2,125,620
THE CAMPUS OF PURDUE UNIVERSITY
Total Operating Expense 1,897,415
THE CAMPUS OF BALL STATE UNIVERSITY
Total Operating Expense 1,706,086
THE CAMPUS OF THE UNIVERSITY OF NOTRE DAME
Total Operating Expense 1,582,190
THE CAMPUS OF INDIANA STATE UNIVERSITY
Total Operating Expense 1,886,312

The Indiana University School of Medicine - Indianapolis shall submit to the Indiana commission for higher education before May 15 of each year an accountability report containing data on the number of medical school graduates who entered primary care physician residencies in Indiana from the school's most recent graduating class.

FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)
GENERAL ACADEMIC DIVISIONS
Total Operating Expense 84,144,678
Fee Replacement 20,004,544

TOTAL APPROPRIATIONS - IUPUI
232,330,817

Transfers of allocations between campuses to correct for errors in allocation among the campuses of Indiana University can be made by the institution with the approval of the commission for higher education and the budget agency. Indiana University shall maintain current operations at all statewide medical education sites.

FOR INDIANA UNIVERSITY
OPTOMETRY EDUCATION
Total Operating Expense 29,000
ABILENE NETWORK OPERATIONS CENTER
Total Operating Expense 867,288
SPINAL CORD AND HEAD INJURY RESEARCH CENTER
Spinal Cord and Brain Injury Fund (IC 16-41-42)
Total Operating Expense 546,073
STATE DEPARTMENT OF TOXICOLOGY
Total Operating Expense 2,463,380
INSTITUTE FOR THE STUDY OF DEVELOPMENTAL DISABILITIES
Total Operating Expense 2,580,667
GEOLOGICAL SURVEY
Total Operating Expense 3,231,504
LOCAL GOVERNMENT ADVISORY COMMISSION
Total Operating Expense 58,899
I-LIGHT NETWORK OPERATIONS
Total Operating Expense 2,000,000

The above appropriation for I-Light Network Operations is in addition to the appropriation in P.L. 234-2007, SECTION 6 to the Indiana Higher Education Telecommunication System for I-Light 2-Black Fiber. Notwithstanding IC 4-9.1-1-7, IC 4-12-1-12, or IC 4-13-2-23, the appropriation in P.L. 234-2007, SECTION 6 for I-Light 2-Black Fiber is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose except as necessary to carry out the purposes of the appropriation. Notwithstanding IC 4-13-2-19 and any other law, the above appropriation in P.L. 234-2007, SECTION 6 for I-Light 2-Black Fiber does not revert to the general fund or another fund at the close of a state fiscal year but remains available in subsequent state fiscal years for the purposes of the appropriation. A reversion, transfer, assignment, or reassignment made after December 31, 2008, that does not comply with this subsection shall be reversed to make the appropriation available for the purposes

of the appropriation in P.L. 234-2007, SECTION 6 for I-Light 2-Black Fiber.

SCHOOL OF HEALTH
Total Operating Expense 50,000

FOR PURDUE UNIVERSITY
WEST LAFAYETTE
Total Operating Expense 264,654,074
Fee Replacement 26,722,911

FOR PURDUE UNIVERSITY - REGIONAL CAMPUSES
CALUMET
Total Operating Expense 28,851,831
Fee Replacement 1,692,092
NORTH CENTRAL
Total Operating Expense 12,782,522
Fee Replacement 83,679

TOTAL APPROPRIATION - PURDUE UNIVERSITY REGIONAL CAMPUSES 43,410,124

FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY
AT FORT WAYNE (IPFW)
Total Operating Expense 40,206,202
Fee Replacement 5,995,241

Transfers of allocations between campuses to correct for errors in allocation among the campuses of Purdue University can be made by the institution with the approval of the commission for higher education and the budget agency.

FOR PURDUE UNIVERSITY
ANIMAL DISEASE DIAGNOSTIC LABORATORY SYSTEM
Total Operating Expense 3,593,444

The above appropriations shall be used to fund the animal disease diagnostic laboratory system (ADDL), which consists of the main ADDL at West Lafayette, the bangs disease testing service at West Lafayette, and the southern branch of ADDL Southern Indiana Purdue Agricultural Center (SIPAC) in Dubois County. The above appropriations are in addition to any user charges that may be established and collected under IC 15-2.1-5-6. Notwithstanding IC 15-2.1-5-5, the trustees of Purdue University may approve reasonable charges for testing for pseudorabies.

STATEWIDE TECHNOLOGY
Total Operating Expense 6,702,020
COUNTY AGRICULTURAL EXTENSION EDUCATORS
Total Operating Expense 7,536,047
AGRICULTURAL RESEARCH AND EXTENSION - CROSSROADS
Total Operating Expense 7,540,584
CENTER FOR PARALYSIS RESEARCH

Total Operating Expense	**544,331**
UNIVERSITY-BASED BUSINESS ASSISTANCE	
Total Operating Expense	**1,967,749**

FOR INDIANA STATE UNIVERSITY

Total Operating Expense	**78,530,742**
Fee Replacement	**9,469,906**
Nursing Program	**250,000**

FOR UNIVERSITY OF SOUTHERN INDIANA

Total Operating Expense	**41,323,303**
Fee Replacement	**11,920,469**
HISTORIC NEW HARMONY	
Total Operating Expense	**576,488**

FOR BALL STATE UNIVERSITY

Total Operating Expense	**131,685,056**
Fee Replacement	**12,477,785**
ENTREPRENEURIAL COLLEGE	
Total Operating Expense	**1,000,000**
ACADEMY FOR SCIENCE, MATHEMATICS, AND HUMANITIES	
Total Operating Expense	**4,451,913**

FOR VINCENNES UNIVERSITY

Total Operating Expense	**40,217,812**
Fee Replacement	**5,945,085**

FOR IVY TECH COMMUNITY COLLEGE

Total Operating Expense	**171,539,204**
Fee Replacement	**32,821,167**
VALPO NURSING PARTNERSHIP	
Total Operating Expense	**104,671**
FT. WAYNE PUBLIC SAFETY TRAINING CENTER	
Total Operating Expense	**1,000,000**

The above appropriations do not include funds for the course development grant program.

The sums herein appropriated to Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College are in addition to all income of said institutions, respectively, from all permanent fees and endowments and from all land grants, fees, earnings, and receipts, including gifts, grants, bequests, and devises, and receipts from any miscellaneous sales from whatever source derived.

All such income and all such fees, earnings, and receipts on hand June 30, 2009, and all such income and fees, earnings, and receipts accruing thereafter are hereby appropriated to the boards of trustees or directors of the aforementioned institutions and may be expended for any necessary expenses of the respective institutions, including university hospitals, schools of medicine, nurses' training schools, schools

of dentistry, and agricultural extension and experimental stations. However, such income, fees, earnings, and receipts may be used for land and structures only if approved by the governor and the budget agency.

The foregoing appropriations to Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College, include the employers' share of Social Security payments for university employees under the public employees' retirement fund, or institutions covered by the Indiana state teachers' retirement fund. The funds appropriated also include funding for the employers' share of payments to the public employees' retirement fund and to the Indiana state teachers' retirement fund at a rate to be established by the retirement funds for both fiscal years for each institution employees covered by these retirement plans.

The treasurers of Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College shall, at the end of each three (3) month period, prepare and file with the auditor of state a financial statement that shall show in total all revenues received from any source, together with a consolidated statement of disbursements for the same period. The budget director shall establish the requirements for the form and substance of the reports.

The reports of the treasurer also shall contain in such form and in such detail as the governor and the budget agency may specify, complete information concerning receipts from all sources, together with any contracts, agreements, or arrangements with any federal agency, private foundation, corporation, or other entity from which such receipts accrue.

All such treasurers' reports are matters of public record and shall include without limitation a record of the purposes of any and all gifts and trusts with the sole exception of the names of those donors who request to remain anonymous.

Notwithstanding IC 4-10-11, the auditor of state shall draw warrants to the treasurers of Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College on the basis of vouchers stating the total amount claimed against each fund or account, or both, but not to exceed the legally made appropriations.

Notwithstanding IC 4-12-1-14, for universities and colleges supported in whole or in part by state funds, grant applications and lists of applications need only be submitted upon request to the budget agency for review and approval or disapproval and, unless disapproved by the budget agency, federal grant funds may be requested and spent without approval by the budget agency. Each institution shall retain the applications for a reasonable period of time and submit a list of all grant applications, at least monthly, to the commission for higher education for informational purposes.

For all university special appropriations, an itemized list of intended expenditures, in such form as the governor and the budget agency may specify, shall be submitted to support the allotment request. All budget requests for university special appropriations

shall be furnished in a like manner and as a part of the operating budgets of the state universities.

The trustees of Indiana University, the trustees of Purdue University, the trustees of Indiana State University, the trustees of University of Southern Indiana, the trustees of Ball State University, the trustees of Vincennes University, and the trustees of Ivy Tech Community College are hereby authorized to accept federal grants, subject to IC 4-12-1.

Fee replacement funds are to be distributed as requested by each institution, on payment due dates, subject to available appropriations.

FOR THE MEDICAL EDUCATION BOARD
FAMILY PRACTICE RESIDENCY FUND
Total Operating Expense 2,340,683

Of the foregoing appropriations for the medical education board-family practice residency fund, $1,000,000 each year shall be used for grants for the purpose of improving family practice residency programs serving medically underserved areas.

FOR THE INDIANA INNOVATION ALLIANCE
Total Operating Expense 35,000,000

FOR THE COMMISSION FOR HIGHER EDUCATION
Total Operating Expense 1,538,266

STATEWIDE TRANSFER WEBSITE
Total Operating Expense 671,139
LEARN MORE INDIANA
Total Operating Expense 300,000

FOR THE DEPARTMENT OF ADMINISTRATION
ANIMAL DISEASE DIAGNOSTIC LABORATORY LEASE RENTAL
Total Operating Expense 1,045,098
ANIMAL DISEASE DIAGNOSTIC LABORATORY BSL-3 LEASE RENTAL
Total Operating Expense 2,600,000
COLUMBUS LEARNING CENTER LEASE PAYMENT
Total Operating Expense 4,988,000

FOR THE STATE BUDGET AGENCY
GIGAPOP PROJECT
Total Operating Expense 771,951
SOUTH CENTRAL EDUCATIONAL ALLIANCE - BEDFORD SERVICE AREA
Total Operating Expense 775,802
SOUTHEAST INDIANA EDUCATION SERVICES
Total Operating Expense 695,226

The above appropriation for southeast Indiana education services may be expended with the approval of the budget agency after review by the commission for higher

education.

DEGREE LINK
Total Operating Expense 541,465

The above appropriations shall be used for the delivery of Indiana State University baccalaureate degree programs at Ivy Tech Community College and Vincennes University locations through Degree Link. Distributions shall be made upon the recommendation of the Indiana commission for higher education and with approval by the budget agency after review by the budget committee.

WORKFORCE CENTERS
Total Operating Expense 862,110
MIDWEST HIGHER EDUCATION COMMISSION
Total Operating Expense 95,000

FOR THE STATE STUDENT ASSISTANCE COMMISSION
Total Operating Expense 1,117,606
FREEDOM OF CHOICE GRANTS
Total Operating Expense 55,406,496
HIGHER EDUCATION AWARD PROGRAM
Total Operating Expense 165,235,115
NURSING SCHOLARSHIP PROGRAM
Total Operating Expense 418,389
HOOSIER SCHOLAR PROGRAM
Total Operating Expense 404,500

For the higher education awards and freedom of choice grants made for the 2009-2011 biennium, the following guidelines shall be used, notwithstanding current administrative rule or practice:
(1) Financial Need: For purposes of these awards, financial need shall be limited to actual undergraduate tuition and fees for the prior academic year as established by the commission.
(2) Maximum Base Award: The maximum award shall not exceed the lesser of:
(A) eighty percent (80%) of actual prior academic year undergraduate tuition and fees; or
(B) eighty percent (80%) of the sum of the highest prior academic year undergraduate tuition and fees at any public institution of higher education and the lowest appropriation per full-time equivalent (FTE) undergraduate student at any public institution of higher education.
(3) Minimum Award: No actual award shall be less than $200.
(4) Award Size: A student's maximum award shall be reduced one (1) time:
(A) for dependent students, by the expected contribution from parents based upon information submitted on the financial aid application form; and
(B) for independent students, by the expected contribution derived from information submitted on the financial aid application form.
(5) Award Adjustment: The maximum base award may be adjusted by the commission, for any eligible recipient who fulfills college preparation requirements defined by the commission.

(6) Adjustment:
(A) If the dollar amounts of eligible awards exceed appropriations and program reserves, all awards may be adjusted by the commission by reducing the maximum award under subdivision (2)(A) or (2)(B).
(B) If appropriations and program reserves are sufficient and the maximum awards are not at the levels described in subdivision (2)(A) and (2)(B), all awards may be adjusted by the commission by proportionally increasing the awards to the maximum award under that subdivision so that parity between those maxima is maintained but not exceeded.

For the Hoosier scholar program for the 2009-2011 biennium, each award shall not exceed five hundred dollars ($500) and shall be made available for one (1) year only. Receipt of this award shall not reduce any other award received under any state funded student assistance program.

STATUTORY FEE REMISSION
Total Operating Expense 20,557,932

PART-TIME STUDENT GRANT DISTRIBUTION
Total Operating Expense 5,462,100

Priority for awards made from the above appropriation shall be given first to eligible students meeting TANF income eligibility guidelines as determined by the family and social services administration and second to eligible students who received awards from the part-time grant fund during the school year associated with the biennial budget year. Funds remaining shall be distributed according to procedures established by the commission. The maximum grant that an applicant may receive for a particular academic term shall be established by the commission but shall in no case be greater than a grant for which an applicant would be eligible under IC 20-12-21 if the applicant were a full-time student. The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR Part 265.

The family and social services administration, division of family resources, shall apply all qualifying expenditures for the part-time grant program toward Indiana's maintenance of effort under the federal Temporary Assistance to Needy Families (TANF) program (45 CFR 260 et seq.).

CONTRACT FOR INSTRUCTIONAL OPPORTUNITIES IN SOUTHEASTERN INDIANA
Total Operating Expense 458,253
MINORITY TEACHER SCHOLARSHIP FUND
Total Operating Expense 415,919
COLLEGE WORK STUDY PROGRAM
Total Operating Expense 837,719
21ST CENTURY ADMINISTRATION
Total Operating Expense 2,102,648
21ST CENTURY SCHOLAR AWARDS
Total Operating Expense 30,658,675
Augmentation for 21st Century Scholar Awards allowed from the general fund.

The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR 265.

Family and social services administration, division of family resources, shall apply all qualifying expenditures for the 21st century scholars program toward Indiana's maintenance of effort under the federal Temporary Assistance to Needy Families (TANF) program (45 CFR 260 et seq.)

NATIONAL GUARD SCHOLARSHIP
Total Operating Expense 2,874,264

The above appropriations for national guard scholarship and any program reserves existing on June 30, 2009, shall be the total allowable state expenditure for the program in the 2009-2011 biennium. If the dollar amounts of eligible awards exceed appropriations and program reserves, the state student assistance commission shall develop a plan to ensure that the total dollar amount does not exceed the above appropriations and any program reserves.

INSURANCE EDUCATION SCHOLARSHIPS
Insurance Education Scholarship Fund (IC 20-12-22.3)
Total Operating Expense 100,000
Augmentation allowed.

B. ELEMENTARY AND SECONDARY EDUCATION

FOR THE DEPARTMENT OF EDUCATION
STATE BOARD OF EDUCATION
Total Operating Expense 3,094,762

The foregoing appropriations for the Indiana state board of education are for the education roundtable established by IC 20-19-4; for the academic standards project to distribute copies of the academic standards and provide teachers with curriculum frameworks; for special evaluation and research projects including national and international assessments; and for roundtable administrative expenses.

PUBLIC TELEVISION DISTRIBUTION
Total Operating Expense 3,220,000

These appropriations are for grants for public television. The Indiana Public Broadcasting Stations, Inc. shall submit a distribution plan for the eight Indiana public education television stations that shall be approved by the budget agency after review by the budget committee. The above appropriation includes the costs of transmission for the "GED-on-TV" program. Of the above appropriations, $500,000 each year shall be distributed equally among the eight radio stations.

Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for public television distribution does not revert to the general fund or another fund at the

close of a state fiscal year but remains available in subsequent state fiscal years for the funding of the purposes of the appropriation.

FOR THE INDIANA STATE TEACHERS' RETIREMENT FUND
POSTRETIREMENT PENSION INCREASES
Other Operating Expense 58,190,084

The appropriations for postretirement pension increases are made for those benefits and adjustments provided in IC 5-10.4 and IC 5-10.2-5.

TEACHERS' RETIREMENT FUND DISTRIBUTION
From the General Fund
599,116,164
From the Administrative Trust Fund (IC 4-30-16-3)
30,000,000

The amounts specified from the general fund and the administrative trust fund are for the following purposes:

Other Operating Expense 629,116,164
Augmentation allowed.

If the amount actually required under the pre-1996 account of the teachers' retirement fund for actual benefits for the Post Retirement Pension Increases that are funded on a "pay as you go" basis plus the base benefits under the pre-1996 account of the teachers' retirement fund is:
(1) greater than the above appropriations for a year, after notice to the governor and the budget agency of the deficiency, the above appropriation for the year shall be augmented from the general fund. Any augmentation shall be included in the required pension stabilization calculation under IC 5-10.4; or
(2) less than the above appropriations for a year, the excess shall be retained in the general fund. The portion of the benefit funded by the annuity account and the actuarially funded Post Retirement Pension Increases shall not be part of this calculation.

C. OTHER EDUCATION

FOR THE EDUCATION EMPLOYMENT RELATIONS BOARD
Personal Services 587,688
Other Operating Expense 52,720

FOR THE STATE LIBRARY
Personal Services 2,589,615
Other Operating Expense 850,689
STATEWIDE LIBRARY SERVICES
Total Operating Expense 1,593,503

The foregoing appropriations for statewide library services will be used to provide services to libraries across the state. These services may include, but will not be limited to, programs

including Wheels, I*Ask, and professional development. The state library shall identify statewide library services that are to be provided by a vendor. Those services identified by the library shall be procured through a competitive process using one or more requests for proposals covering the service.

LIBRARY SERVICES FOR THE BLIND - ELECTRONIC NEWSLINES
Other Operating Expense 36,400
ACADEMY OF SCIENCE
Total Operating Expense 8,811

FOR THE ARTS COMMISSION
Personal Services 373,720
Other Operating Expense 3,309,003

The foregoing appropriation to the arts commission includes $575,000 each year to provide grants under IC 4-23-2.5 to:
(1) the arts organizations that have most recently qualified for general operating support as major arts organizations as determined by the arts commission; and
(2) the significant regional organizations that have most recently qualified for general operating support as mid-major arts organizations, as determined by the arts commission and its regional re-granting partners.

FOR THE HISTORICAL BUREAU
Personal Services 361,055
Other Operating Expense 10,479
HISTORICAL MARKER PROGRAM
Total Operating Expense 0

FOR THE COMMISSION ON PROPRIETARY EDUCATION
Personal Services 299,783
Other Operating Expense 22,040

SECTION 10. [EFFECTIVE JULY 1, 2009]

DISTRIBUTIONS

FOR THE AUDITOR OF STATE
HEA 1001 (2008) HOMESTEAD CREDITS
Total Operating Expense 110,000,000

The above appropriations are for additional homestead credits for property taxes paid in 2009 and 2010.

GAMING TAX
Total Operating Expense 139,753,902

SECTION 11. [EFFECTIVE JULY 1, 2009]

The following allocations of federal funds are available for vocational and technical education under the Carl D. Perkins Vocational and Technical Education Act of 1998 (20 U.S.C. 2301, et seq. for Vocational and Technical Education) (20 U.S.C. 2371 for Tech Prep Education). These funds shall be received by the department of workforce development, commission on vocational and technical education, and shall be allocated by the budget agency after consultation with the commission on vocational and technical education, the department of education, the commission for higher education, and the department of correction. Funds shall be allocated to these agencies in accordance with the allocations specified below:

STATE PROGRAMS AND LEADERSHIP
2,557,290
SECONDARY VOCATIONAL PROGRAMS
14,318,661
POSTSECONDARY VOCATIONAL PROGRAMS
8,202,039
TECHNOLOGY - PREPARATION EDUCATION
2,463,650

SECTION 12. [EFFECTIVE JULY 1, 2009]

In accordance with IC 22-4.1-13, the budget agency, with the advice of the commission on vocational and technical education and the budget committee, may augment or reduce an allocation of federal funds made under SECTION 11 of this act.

SECTION 13. [EFFECTIVE JULY 1, 2009]

Utility bills for the month of June, travel claims covering the period June 16 to June 30, payroll for the period of the last half of June, any interdepartmental bills for supplies or services for the month of June, and any other miscellaneous expenses incurred during the period June 16 to June 30 shall be charged to the appropriation for the succeeding year. No interdepartmental bill shall be recorded as a refund of expenditure to any current year allotment account for supplies or services rendered or delivered at any time during the preceding June period.

SECTION 14. [EFFECTIVE JULY 1, 2009]

The budget agency, under IC 4-10-11, IC 4-12-1-13, and IC 4-13-1, in cooperation with the Indiana department of administration, may fix the amount of reimbursement for traveling expenses (other than transportation) for travel within the limits of Indiana. This amount may not exceed actual lodging and miscellaneous expenses incurred. A person in travel status, as defined by the state travel policies and procedures established by the Indiana department of administration and the budget agency, is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service.

All appropriations provided by this act or any other statute, for traveling and hotel expenses for any department, officer, agent, employee, person, trustee, or commissioner, are to be used only for travel within the state of Indiana, unless those expenses

are incurred in traveling outside the state of Indiana on trips that previously have received approval as required by the state travel policies and procedures established by the Indiana department of administration and the budget agency. With the required approval, a reimbursement for out-of-state travel expenses may be granted in an amount not to exceed actual lodging and miscellaneous expenses incurred. A person in travel status is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service for properly approved travel within the continental United States and a minimum of $50 during any twenty-four (24) hour period for properly approved travel outside the continental United States. However, while traveling in Japan, the minimum meal allowance shall not be less than $90 for any twenty-four (24) hour period. While traveling in Korea and Taiwan, the minimum meal allowance shall not be less than $85 for any twenty-four (24) hour period. While traveling in Singapore, China, Great Britain, Germany, the Netherlands, and France, the minimum meal allowance shall not be less than $65 for any twenty-four (24) hour period.

In the case of the state supported institutions of postsecondary education, approval for out-of-state travel may be given by the chief executive officer of the institution, or the chief executive officer's authorized designee, for the chief executive officer's respective personnel.

Before reimbursing overnight travel expenses, the auditor of state shall require documentation as prescribed in the state travel policies and procedures established by the Indiana department of administration and the budget agency. No appropriation from any fund may be construed as authorizing the payment of any sum in excess of the standard mileage rates for personally owned transportation equipment established by the federal Internal Revenue Service when used in the discharge of state business. The Indiana department of administration and the budget agency may adopt policies and procedures relative to the reimbursement of travel and moving expenses of new state employees and the reimbursement of travel expenses of prospective employees who are invited to interview with the state.

SECTION 15. [EFFECTIVE JULY 1, 2009]

Notwithstanding IC 4-10-11-2.1, the salary per diem of members of boards, commissions, and councils who are entitled to a salary per diem is $50 per day. However, members of boards, commissions, or councils who receive an annual or a monthly salary paid by the state are not entitled to the salary per diem provided in IC 4-10-11-2.1.

SECTION 16. [EFFECTIVE JULY 1, 2009]

No payment for personal services shall be made by the auditor of state unless the payment has been approved by the budget agency or the designee of the budget agency.

SECTION 17. [EFFECTIVE JULY 1, 2009]

No warrant for operating expenses, capital outlay, or fixed charges shall be issued to any department or an institution unless the receipts of the department or institution have been deposited into the state treasury for the month. However, if a department

or an institution has more than $10,000 in daily receipts, the receipts shall be deposited into the state treasury daily.

SECTION 18. [EFFECTIVE JULY 1, 2009]

In case of loss by fire or any other cause involving any state institution or department, the proceeds derived from the settlement of any claim for the loss shall be deposited in the state treasury, and the amount deposited is hereby reappropriated to the institution or department for the purpose of replacing the loss. If it is determined that the loss shall not be replaced, any funds received from the settlement of a claim shall be deposited into the general fund.

SECTION 19. [EFFECTIVE JULY 1, 2009]

If an agency has computer equipment in excess of the needs of that agency, then the excess computer equipment may be sold under the provisions of surplus property sales, and the proceeds of the sale or sales shall be deposited in the state treasury. The amount so deposited is hereby reappropriated to that agency for other operating expenses of the then current year, if approved by the director of the budget agency.

SECTION 20. [EFFECTIVE JULY 1, 2009]

If any state penal or benevolent institution other than the Indiana state prison, Pendleton correctional facility, or Putnamville correctional facility shall, in the operation of its farms, produce products or commodities in excess of the needs of the institution, the surplus may be sold through the division of industries and farms, the director of the supply division of the Indiana department of administration, or both. The proceeds of any such sale or sales shall be deposited in the state treasury. The amount deposited is hereby reappropriated to the institution for expenses of the then current year if approved by the director of the budget agency. The exchange between state penal and benevolent institutions of livestock for breeding purposes only is hereby authorized at valuations agreed upon between the superintendents or wardens of the institutions. Capital outlay expenditures may be made from the institutional industries and farms revolving fund if approved by the budget agency and the governor.

SECTION 21. [EFFECTIVE JULY 1, 2009]

This act does not authorize any rehabilitation and repairs to any state buildings, nor does it allow that any obligations be incurred for lands and structures, without the prior approval of the budget director or the director's designee. This SECTION does not apply to contracts for the state universities supported in whole or in part by state funds.

SECTION 22. [EFFECTIVE JULY 1, 2009]

If an agency has an annual appropriation fixed by law, and if the agency also receives an appropriation in this act for the same function or program, the appropriation in this act supersedes any other appropriations and is the total appropriation for the agency for that program or function.

SECTION 23. [EFFECTIVE JULY 1, 2009]

The balance of any appropriation or funds heretofore placed or remaining to the credit of any division of the state of Indiana, and any appropriation or funds provided in this act placed to the credit of any division of the state of Indiana, the powers, duties, and functions whereof are assigned and transferred to any department for salaries, maintenance, operation, construction, or other expenses in the exercise of such powers, duties, and functions, shall be transferred to the credit of the department to which such assignment and transfer is made, and the same shall be available for the objects and purposes for which appropriated originally.

SECTION 24. [EFFECTIVE JULY 1, 2009]

The director of the division of procurement of the Indiana department of administration, or any other person or agency authorized to make purchases of equipment, shall not honor any requisition for the purchase of an automobile that is to be paid for from any appropriation made by this act or any other act, unless the following facts are shown to the satisfaction of the commissioner of the Indiana department of administration or the commissioner's designee:
(1) In the case of an elected state officer, it shall be shown that the duties of the office require driving about the state of Indiana in the performance of official duty.
(2) In the case of department or commission heads, it shall be shown that the statutory duties imposed in the discharge of the office require traveling a greater distance than one thousand (1,000) miles each month or that they are subject to official duty call at all times.
(3) In the case of employees, it shall be shown that the major portion of the duties assigned to the employee require travel on state business in excess of one thousand (1,000) miles each month, or that the vehicle is identified by the agency as an integral part of the job assignment.

In computing the number of miles required to be driven by a department head or an employee, the distance between the individual's home and office or designated official station is not to be considered as a part of the total. Department heads shall annually submit justification for the continued assignment of each vehicle in their department, which shall be reviewed by the commissioner of the Indiana department of administration, or the commissioner's designee. There shall be an insignia permanently affixed on each side of all state owned cars, designating the cars as being state owned. However, this requirement does not apply to state owned cars driven by elected state officials or to cases where the commissioner of the Indiana department of administration or the commissioner's designee determines that affixing insignia on state owned cars would hinder or handicap the persons driving the cars in the performance of their official duties.

SECTION 25. [EFFECTIVE JULY 1, 2009]

When budget agency approval or review is required under this act, the budget agency may refer to the budget committee any budgetary or fiscal matter for an advisory

recommendation. The budget committee may hold hearings and take any actions authorized by IC 4-12-1-11, and may make an advisory recommendation to the budget agency.

SECTION 26. [EFFECTIVE JULY 1, 2009]

The governor of the state of Indiana is solely authorized to accept on behalf of the state any and all federal funds available to the state of Indiana. Federal funds received under this SECTION are appropriated for purposes specified by the federal government, subject to allotment by the budget agency. The provisions of this SECTION and all other SECTIONS concerning the acceptance, disbursement, review, and approval of any grant, loan, or gift made by the federal government or any other source to the state or its agencies and political subdivisions shall apply, notwithstanding any other law. Federal funds from Indiana's apportionment of grants provided to the states under the federal American Recovery and Reinvestment Act of 2009 or another federal economic stimulus law enacted in 2009 may not be allotted or spent without review of the expenditure by the legislative council.

SECTION 27. [EFFECTIVE JULY 1, 2009]

Federal funds received as revenue by a state agency or department are not available to the agency or department for expenditure until allotment has been made by the budget agency under IC 4-12-1-12(d).

SECTION 28. [EFFECTIVE JULY 1, 2009]

A contract or an agreement for personal services or other services may not be entered into by any agency or department of state government without the approval of the budget agency or the designee of the budget director.

SECTION 29. [EFFECTIVE JULY 1, 2009]

Except in those cases where a specific appropriation has been made to cover the payments for any of the following, the auditor of state shall transfer, from the personal services appropriations for each of the various agencies and departments, necessary payments for Social Security, public employees' retirement, health insurance, life insurance, and any other similar payments directed by the budget agency.

SECTION 30. [EFFECTIVE JULY 1, 2009]

Subject to SECTION 25 of this act as it relates to the budget committee, the budget agency with the approval of the governor may withhold allotments of any or all appropriations contained in this act for the 2009-2011 biennium, if it is considered necessary to do so in order to prevent a deficit financial situation.

SECTION 31. [EFFECTIVE JULY 1, 2009]

CONSTRUCTION

For the 2009-2011 biennium, the following amounts, from the funds listed as follows,

are hereby appropriated to provide for the construction, reconstruction, rehabilitation, repair, purchase, rental, and sale of state properties, capital lease rentals, and the purchase and sale of land, including equipment for such properties and other projects as specified.

State General Fund - Lease Rentals	**99,423,636**
State General Fund - Construction	**148,338,793**
State Police Building Commission Fund (IC 9-29-1-4)	**1,600,000**
Law Enforcement Academy Building Fund (IC 5-2-1-13(a))	**165,364**
Cigarette Tax Fund (IC 6-7-1-29.1)	**1,800,000**
Veterans' Home Building Fund (IC 10-17-9-7)	**2,724,888**
Postwar Construction Fund (IC 7.1-4-8-1)	**15,705,742**
Regional Health Care Construction Account (IC 4-12-8.5)	**10,744,630**
Build Indiana Fund (IC 4-30-17)	**10,500,000**
State Highway Fund (IC 8-23-9-54)	**12,500,000**
Tippecanoe County Innkeeper's Tax (IC 6-9-7-7)	**2,000,000**
TOTAL	**305,503,052**

The allocations provided under this SECTION are made from the state general fund, unless specifically authorized from other designated funds by this act. The budget agency, with the approval of the governor, in approving the allocation of funds pursuant to this SECTION, shall consider, as funds are available, allocations for the following specific uses, purposes, and projects:

A. GENERAL GOVERNMENT

FOR THE SENATE

Remodeling	**130,000**

FOR THE STATE BUDGET AGENCY

Health and Safety Contingency Fund	**2,500,000**
Aviation Technology Center	**1,235,886**
Airport Facilities Lease	**22,650,720**
Stadium Lease Rental	**41,000,000**

DEPARTMENT OF ADMINISTRATION - PROJECTS

Preventive Maintenance	**3,920,918**

Repair and Rehabilitation	**2,667,500**
DEPARTMENT OF ADMINISTRATION - LEASES	
General Fund	
Lease - Government Center North	**13,936,392**
Lease - Government Center South	**17,036,962**
Lease - State Museum	**7,289,516**
Lease - McCarty Street Warehouse	**754,688**
Lease - Parking Garages	**5,214,132**
Lease - Toxicology Lab	**5,296,550**
Lease - Wabash Valley Correctional	**18,258,783**
Lease - Miami Correctional	**14,682,090**
Lease - Pendleton Juvenile Correctional	**5,108,618**
Lease - New Castle Correctional	**11,845,904**
Postwar Construction Fund (IC 7.1-4-8-1)	
Lease - Rockville Correctional	**5,391,735**
Regional Health Care Construction Account (IC 4-12-8.5)	
Lease - Evansville State Hospital	**2,731,281**
Lease - Southeast Regional Treatment	**5,179,327**
Lease - Logansport State Hospital	**2,834,022**

No construction, renovation, or additions may be made in the Miami Correctional Facility or the Wabash Valley Correctional Facility that results in an increase in the number of inmate beds available in the facility on December 1, 2008.

B. PUBLIC SAFETY

(1) LAW ENFORCEMENT

INDIANA STATE POLICE	
State Police Building Commission Fund (IC 9-29-1-4)	
Preventive Maintenance	**507,500**
Repair and Rehabilitation	**1,092,500**
LAW ENFORCEMENT TRAINING BOARD	
Law Enforcement Academy Building Fund (IC 5-2-1-13(a))	
Preventive Maintenance	**165,364**
ADJUTANT GENERAL	
Preventive Maintenance	**125,000**
Land Acquistion	**2,000,000**

(2) CORRECTIONS

DEPARTMENT OF CORRECTION - PROJECTS	
Preventive Maintenance	**38,414**
CORRECTIONAL UNITS	
Preventive Maintenance	**719,385**
STATE PRISON	
Preventive Maintenance	**477,246**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**1,149,000**

PENDLETON CORRECTIONAL FACILITY	
Preventive Maintenance	**628,532**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**1,732,500**
WOMEN'S PRISON	
Preventive Maintenance	**269,416**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**145,500**
NEW CASTLE CORRECTIONAL FACILITY	
Preventive Maintenance	**175,194**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**182,500**
PUTNAMVILLE CORRECTIONAL FACILITY	
Preventive Maintenance	**432,411**
Postwar Construction Fund (IC 7.1-4-8-1)	
Construct New Fire Station	**125,000**
Repair and Rehabilitation	**785,000**
PLAINFIELD EDUCATION RE-ENTRY FACILITY	
Preventive Maintenance	**161,402**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**370,000**
INDIANAPOLIS JUVENILE CORRECTIONAL FACILITY	
Preventive Maintenance	**197,755**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**106,250**
BRANCHVILLE CORRECTIONAL FACILITY	
Preventive Maintenance	**136,466**
WESTVILLE CORRECTIONAL FACILITY	
Preventive Maintenance	**403,165**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**1,150,000**
ROCKVILLE CORRECTIONAL FACILITY	
Preventive Maintenance	**178,648**
PLAINFIELD CORRECTIONAL FACILITY	
Preventive Maintenance	**331,852**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**527,000**
RECEPTION-DIAGNOSTIC CENTER	
Preventive Maintenance	**107,232**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**346,000**
CORRECTIONAL INDUSTRIAL FACILITY	
Preventive Maintenance	**292,086**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**926,500**
WABASH VALLEY CORRECTIONAL FACILITY	
Preventive Maintenance	**304,410**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**80,000**

CHAIN O' LAKES CORRECTIONAL FACILITY	
Preventive Maintenance	**38,414**
Postwar Construction Fund (IC 7.1-4-8-1)	
Construct New Maintenance Building	**90,000**
Construct New Dormitory	**160,000**
MADISON CORRECTIONAL FACILITY	
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**45,000**
MIAMI CORRECTIONAL FACILITY	
Preventive Maintenance	**332,280**
CAMP SUMMIT CORRECTIONAL FACILITY	
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**235,000**
PENDLETON JUVENILE CORRECTIONAL FACILITY	
Preventive Maintenance	**114,369**

C. CONSERVATION AND ENVIRONMENT

DEPARTMENT OF NATURAL RESOURCES - GENERAL ADMINISTRATION	
Preventive Maintenance	**75,000**
Repair and Rehabilitation	**500,000**
FISH AND WILDLIFE	
Preventive Maintenance	**1,000,000**
Repair and Rehabilitation	**1,825,000**
FORESTRY	
Preventive Maintenance	**1,000,000**
Repair and Rehabilitation	**2,000,000**
MUSEUMS AND HISTORIC SITES	
Preventive Maintenance	**237,500**
Historic Sites Exhibits	**325,000**
Repair and Rehabilitation	**1,360,000**
NATURE PRESERVES	
Preventive Maintenance	**115,000**
Repair and Rehabilitation	**634,271**
OUTDOOR RECREATION	
Preventive Maintenance	**25,000**
Outdoor Rec. SCORP	**20,000**
Repair and Rehabilitation	**236,822**
STATE PARKS AND RESERVOIR MANAGEMENT	
Preventive Maintenance	**1,450,000**
Repair and Rehabilitation	**10,781,844**
State Parks Bond Payments	**458,514**
Falls of the Ohio Lease	**182,000**
Cigarette Tax Fund (IC 6-7-1-29.1)	
Preventive Maintenance	**1,800,000**
DIVISION OF WATER	
Preventive Maintenance	**62,500**
Div. of Water FloodPlain Mapping	**200,000**
Repair and Rehabilitation	**1,212,500**

ENFORCEMENT
Preventive Maintenance 125,000
STATE MUSEUM
Preventive Maintenance 381,250
ENTOMOLOGY
Repair and Rehabilitation 500,000
WAR MEMORIALS COMMISSION
Preventive Maintenance 617,000
IWM Fire Suppression/Material abate 150,000
Indiana War Memorial ADA Access 125,000
Repair and Rehabilitation 346,000
LITTLE CALUMET RIVER BASIN COMMISSION
Build Indiana Fund (IC 4-30-17)
Repair and Rehabilitation 9,000,000

The above appropriation for the Little Calumet River Basin Commission shall be used to match federal funds and may be used only for tangible construction activities. Notwithstanding IC 4-13-2-19 or any other law, the above appropriation for the Little Calumet River Basin Commission does not revert to the general fund or another fund at the close of any state fiscal year but remains available to the Little Calumet River Basin Commission until the purposes of which it was appropriated are fulfilled.

KANKAKEE RIVER BASIN COMMISSION
Build Indiana Fund (IC 4-30-17)
Repair and Rehabilitation 1,500,000

PROPHETSTOWN STATE PARK SWIMMING POOL
Tippecanoe County Innkeeper's Tax (IC 6-9-7-7)
Design, Construction, and Financing Costs 2,000,000

The budget agency shall separately account for money received from the Tippecanoe County innkeeper's tax in a separate fund, and the department of natural resources may use the amounts received solely for the purposes of the above appropriation.

D. TRANSPORTATION

DEPARTMENT OF TRANSPORTATION
State Highway Fund (IC 8-23-9-54)
Buildings and Grounds 12,500,000

The above appropriations for highway buildings and grounds may be used for land acquisition, site development, construction and equipping of new highway facilities and for maintenance, repair, and rehabilitation of existing state highway facilities after review by the budget committee.

AIRPORT DEVELOPMENT
Airport Development 1,200,000

The foregoing allocation for the Indiana department of transportation is for airport

development and shall be used for the purpose of assisting local airport authorities and local units of governments in matching available federal funds under the airport improvement program and for matching federal grants for airport planning and for the other airport studies. Matching grants of aid shall be made in accordance with the approved annual capital improvements program of the Indiana department of transportation and with the approval of the governor and the budget agency.

E. FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS

(1) FAMILY AND SOCIAL SERVICES ADMINISTRATION

EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER	
Preventive Maintenance	**22,500**
Repair and Rehabilitation	**143,830**
EVANSVILLE STATE HOSPITAL	
Preventive Maintenance	**250,000**
Repair and Rehabilitation	**180,000**
MADISON STATE HOSPITAL	
Preventive Maintenance	**485,704**
Repair and Rehabilitation	**478,400**
LOGANSPORT STATE HOSPITAL	
Preventive Maintenance	**481,572**
Repair and Rehabilitation	**2,243,350**
RICHMOND STATE HOSPITAL	
Preventive Maintenance	**605,362**
Repair and Rehabilitation	**1,201,850**
LARUE CARTER MEMORIAL HOSPITAL	
Preventive Maintenance	**1,931,559**

(2) PUBLIC HEALTH

SCHOOL FOR THE BLIND	
Preventive Maintenance	**282,857**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**1,144,006**
SCHOOL FOR THE DEAF	
Preventive Maintenance	**282,857**
Postwar Construction Fund (IC 7.1-4-8-1)	
Repair and Rehabilitation	**1,014,750**

(3) VETERANS' AFFAIRS

INDIANA VETERANS' HOME	
Veterans' Home Building Fund (IC 10-17-9-7)	
Preventive Maintenance	**750,000**
Repair and Rehabilitation	**1,974,888**

F. EDUCATION

HIGHER EDUCATION

INDIANA UNIVERSITY - TOTAL SYSTEM	
General Repair and Rehab	**12,601,282**
PURDUE UNIVERSITY - TOTAL SYSTEM	
General Repair and Rehab	**9,888,659**
INDIANA STATE UNIVERSITY	
General Repair and Rehab	**2,340,990**
UNIVERSITY OF SOUTHERN INDIANA	
General Repair and Rehab	**560,963**
BALL STATE UNIVERSITY	
General Repair and Rehab	**3,363,150**
VINCENNES UNIVERSITY	
General Repair and Rehab	**1,136,484**
IVY TECH COMMUNITY COLLEGE	
General Repair and Rehab	**1,143,521**
FEE REPLACEMENT CONTINGENCY FUND	
Total Operating Expense	**2,000,000**

The budget agency shall establish an account or fund for the above appropriation for the fee replacement contingency fund. The above appropriation shall be used to make fee replacement distributions to state educational institutions (as defined in IC 1-1-4-7) to pay debt service, including principal and interest, for capital uses, purposes, and projects for which bonds were authorized by P.L. 234-2007 but not issued because of the lack of approval or review by the commission for higher education, budget agency, office of management and budget, or the governor before January 1, 2009.

SECTION 32. [EFFECTIVE JULY 1, 2009]

The budget agency may employ one (1) or more architects or engineers to inspect construction, rehabilitation, and repair projects covered by the appropriations in this act or previous acts.

SECTION 33. [EFFECTIVE JULY 1, 2009]

If any part of a construction or rehabilitation and repair appropriation made by this act or any previous acts has not been allotted or encumbered before the expiration of two (2) biennia, the budget agency may determine that the balance of the appropriation is not available for allotment. The appropriation may be terminated, and the balance may revert to the fund from which the original appropriation was made.

SECTION 34. [EFFECTIVE UPON PASSAGE]

The budget agency may retain balances in the mental health fund at the end of any fiscal year to ensure there are sufficient funds to meet the service needs of the developmentally disabled and the mentally ill in any year.

SECTION 35. [EFFECTIVE JULY 1, 2009]

Notwithstanding IC 4-10-18, the budget agency shall transfer one hundred million dollars ($100,000,000) from the counter-cyclical revenue and economic stabilization fund to the general fund after June 30, 2009, and before July 1, 2010, for the purposes of the general fund. If the budget director determines at any time during the biennium that the executive branch of state government cannot meet its statutory obligations due to insufficient funds in the general fund, then notwithstanding IC 4-10-18, the budget agency, with the approval of the governor and after review by the budget committee, may transfer from the counter-cyclical revenue and economic stabilization fund to the general fund any additional amount necessary to maintain a positive balance in the general fund.

SECTION 36. [EFFECTIVE JULY 1, 2009] **(a) In addition to any authorization for a particular project granted in P.L.234-2007 or another SECTION of this act, the trustees of the following institutions may issue and sell bonds under IC 21-34, subject to the approvals required by IC 21-33-3, for the following projects if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:**

Ball State University	
Central Campus Rehabilitation	**19,700,000**
Indiana State University	
Federal Building	**20,000,000**
Indiana University	
Life and Health Science Lab Renovation	**37,000,000**
International Studies Building	**47,000,000**
Land Acquisition	**20,500,000**
Northwest Regional Campus	
Tamarack Hall	**33,000,000**
Indiana University Purdue University at Indianapolis	
Neuroscience Building	**33,000,000**
Bloomington Campus	
Cyber Infrastructure Office	**35,700,000**
Multidisciplinary Sciences III	**42,400,000**
South Bend Campus	
North Hall	**19,100,000**
Southeast Campus	
Education and Technology Building	**22,000,000**
Kokomo Campus	
Health and Wellness Center	**17,500,000**
East Campus	
Health and Wellness Center	**17,500,000**
Ivy Tech Community College	
Anderson Campus	**20,000,000**
Bloomington Campus	**20,000,000**
Gary Campus	**20,000,000**
Muncie Campus	**20,000,000**
Warsaw Campus	**10,100,000**
Purdue University	

West Lafayette Campus
Life Sciences Facility Improvements **67,000,000**
Calumet Campus
Gyte Annex Demolition and
Science Addition **26,500,000**
North Central Campus
Student Services and Activities Complex **23,700,000**
Fort Wayne Campus
Helmke Library and Classroom Medical
Building Renovation **6,000,000**
Parking Garage **16,800,000**
University of Southern Indiana
Teacher Theatre Replacement Project **15,000,000**
Vincennes University
Habig/Ruxer Rennovation (Jasper) **1,500,000**
P.E. Building **5,000,000**
Davis Hall **850,000**

The foregoing projects are eligible for fee replacement appropriations only after June 1, 2011.

(b) The trustees of the following institutions may issue and sell bonds under IC 21-34, subject to the approvals required under IC 21-33-3, to provide funds for the acquisition, renovation, expansion, and improvements for the following projects (including all related and subordinate components of the following projects) and may undertake the project if the total costs financed by the bond issue, excluding any amount necessary to provide money for debt service reserved, credit enhancement, or other costs incidental to the issuance of the bonds, do not exceed the total authority listed below for that institution:

Purdue University
Lafayette Campus
Student Fitness and Wellness Center **98,000,000**
Indiana University Purdue University at Fort Wayne
Parking Garage **16,800,000**

The foregoing projects are not eligible for fee replacement appropriations in any year.

SECTION 37. [EFFECTIVE JULY 1, 2009] **(a) The general assembly finds that the state needs the construction, equipping, renovation, refurbishing, or alteration of a building for the Indiana state archives (as defined in IC 5-15-5.1-1).**

(b) The general assembly finds that the state will have a continuing need for use and occupancy of the building described in subsection (a).

(c) The general assembly authorizes the Indiana finance authority to provide the building described in subsection (a) under IC 4-13.5-1 and IC 4-13.5-4. The Indiana finance authority shall locate the building described in subsection (a) in Indianapolis, Indiana, on land generally located within an area bounded on the south by the West Ohio Street right of way, on the north by the West New York Street right of way, on the west by the Indiana Central Canal, and on the east by the Senate Avenue Garage. The building must be completed not later than December 31, 2011.

(d) There is appropriated five hundred thousand dollars ($500,000) to the Indiana finance authority from the postwar construction fund to carry out architectural and engineering work for the building described in subsection (a), beginning July 1, 2009, and ending June 30, 2010. Any unencumbered amount remaining from this appropriation at the end of a state fiscal year remains available in subsequent state fiscal years for the purposes for which it is appropriated.

SECTION 38. [EFFECTIVE UPON PASSAGE] **Notwithstanding P.L.234-2007, SECTION 32, that permit the budget agency, with the approval of the governor, in approving the allocation of funds appropriated by P.L.234-2007, SECTION 32 to consider, as funds are available, allocations for the**

uses, purposes, and projects specified in P.L.234-2007, SECTION 32, no further review by the budget committee or approval by the governor, the budget agency, or the commission for higher education are necessary to allot the money appropriated by P.L.234-2007, SECTION 32 for the uses, purposes, and projects listed in P.L.234-2007, SECTION 32 for the respective state educational institutions. The board of trustees of the appropriate state educational institution may enter into the necessary contracts to complete the uses, purposes, and projects contemplated by the authorization in P.L.234-2007, SECTION 32 and the budget agency shall allot and pay the necessary amounts to the state educational institution as needed to comply with the contracts up to the amounts authorized in P.L.234-2007, SECTION 32 for the following uses, purposes, and projects listed in P.L.234-2007, SECTION 32:

HIGHER EDUCATION	
INDIANA UNIVERSITY - TOTAL SYSTEM	
General Repair and Rehab	**25,202,564**
PURDUE UNIVERSITY - TOTAL SYSTEM	
General Repair and Rehab	**19,777,318**
Indiana Purdue Ft. Wayne-Northeast	
Indiana Innovation Center	**5,000,000**
INDIANA STATE UNIVERSITY	
General Repair and Rehab	**4,681,980**
UNIVERSITY OF SOUTHERN INDIANA	
General Repair and Rehab	**1,121,925**
BALL STATE UNIVERSITY	
General Repair and Rehab	**6,726,301**
VINCENNES UNIVERSITY	
General Repair and Rehab	**2,272,968**
IVY TECH COMMUNITY COLLEGE	
General Repair and Rehab	**2,287,041**
A&E Phase 2 Bloomington	**350,000**

The appropriations described in this SECTION are not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12 or any other law. Notwithstanding IC 4-13-2-19, the money appropriated by this SECTION does not revert to the state general fund, the build Indiana fund, or any other fund at the close of any state fiscal year but remains available to the Indiana finance authority until the purposes for which it was appropriated are fulfilled.

SECTION 39. P.L.234-2007, SECTION 175 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: The trustees of Vincennes University may issue and sell bonds under IC 21-34 ~~subject to the approvals required by IC 21-33-3,~~ for the purpose of constructing, furnishing, and equipping a center for advanced manufacturing and applied technology on the Jasper campus of Vincennes University, if the sum of principal costs of any bonds issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed eight million dollars ($8,000,000). **No further review by the budget committee or approval by the governor, the budget agency, or the commission for higher education is necessary to issue and sell bonds for this project.**

SECTION 40. P.L.234-2007, SECTION 176 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: ~~(a)~~ There is appropriated to Vincennes University five million dollars ($5,000,000) from the state general fund for the construction of a center for advanced manufacturing in Gibson County. The center shall be owned and operated by Vincennes University. The appropriation may be used for:

(1) the construction, furnishing, and equipping of the center;

(2) purchasing any land necessary for the center; and

(3) employing one (1) or more architects or engineers.

~~(b) If any part of the appropriation made by subsection (a) has not been allotted or encumbered before July 1, 2011, the budget agency may determine that:~~

~~(1) the balance of the appropriation is not available for allotment;~~

~~(2) the appropriation shall be terminated; and~~

~~(3) the balance of the appropriation shall revert to the state general fund.~~

No further review by the state budget committee or approval by the governor, the state budget agency, or the commission for higher education is necessary to allot the money appropriated for this project. The board of trustees of Vincennes University may enter into the necessary contracts to complete the construction of the center and the budget agency shall allot and pay the appropriation to Vincennes University as needed to meet the terms of the contracts.

SECTION 41. P.L.234-2007, SECTION 177 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: The trustees of Vincennes University are authorized to acquire, construct, renovate, improve, and equip a multicultural center to be funded from sources other than student fees or state funds or bonds payable from student fees or state funds if the total cost of the project does not exceed five million dollars ($5,000,000). **No further review by the state budget committee or approval by the governor, the state budget agency, or the commission for higher education is necessary to acquire, construct, renovate, improve and equip this project.**

SECTION 42. P.L.234-2007, SECTION 178 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: (a) There is appropriated to the Indiana University School of Medicine - South Bend ten million dollars ($10,000,000) from the state general fund for the construction of the Cancer Research Institute. The facility shall be owned and operated by Indiana University School of Medicine - South Bend.

(b) The money appropriated by this SECTION does not revert to the state general fund at the close of any state fiscal year but remains available to Indiana University School of Medicine - South Bend until the purpose for which it was appropriated is fulfilled.

(c) No further review by the state budget committee or approval by the governor, the state budget agency, or the commission for higher education is necessary to allot the money appropriated for this project. The board of trustees of Indiana University may enter into the necessary contracts to complete the construction of the project and the budget agency shall allot and pay up to the amount of the appropriation to Indiana University as needed to meet the terms of the contracts. The appropriation described in subsection (a) is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12, or any other law. Notwithstanding IC 4-13-2-19, the money appropriated by this SECTION does not revert to the state general fund, the build Indiana fund, or to any other fund at the close of any state fiscal year but remains available until the purposes for which it was appropriated are fulfilled.

SECTION 43. P.L.234-2007, SECTION 179, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007 (RETROACTIVE)]: SECTION 179. (a) The trustees of the following institutions may issue and sell bonds under IC 21-34 ~~subject to the approvals required by IC 21-33-3,~~ for the following projects if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Indiana University South Bend - Arts Building Renovation	$27,000,000
Indiana University Bloomington - Cyber Infrastructure Building	18,300,000
Indiana University, Purdue University at	

Indianapolis - Neurosciences Research Building	20,000,000
Indiana University Southeast Medical Education Center A & E	1,000,000
Indiana State University - Life Sciences/Chemistry Laboratory Renovations **and Satellite Chiller Capacity**	14,800,000
Ball State University - Central Campus Academic Project, Phase I & Utilities	33,000,000
Ivy Tech-Fort Wayne Technology Center and Demolition Costs	26,700,000
Ivy Tech - Indianapolis Community College for the Fall Creek Expansion Project	69,370,000
Ivy Tech - Lamkin Center for Instructional Development and Leadership	1,000,000
Ivy Tech - Logansport	16,000,000
Ivy Tech - Sellersburg	20,000,000
Ivy Tech - Warsaw A & E	1,000,000
Ivy Tech - Muncie\Anderson A & E	4,800,000
Ivy Tech - Elkhart Phase I	16,000,000
Ivy Tech - Greencastle	8,000,000
Purdue University Calumet - Gyt Building A & E	2,400,000
Purdue University North Central - Student Services & Recreation Center A & E	1,000,000
University of Southern Indiana College of Business - General Classroom Building	29,900,000
Vincennes University - Health and Science Lab Rehabilitation	2,000,000
Indiana University, Purdue University at Fort Wayne Student Services and Library Complex	24,000,000

(b) The trustees of the following institution may issue and sell bonds under IC 21-34 ~~subject to the approvals required by IC 21-33-3,~~ for the following project if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Purdue University West Lafayette - Mechanical Engineering Addition	$33,000,000

The foregoing project is not eligible for fee replacement appropriations.

(c) The trustees of the following institution may issue and sell bonds under IC 21-34 ~~subject to the approvals required by IC 21-33-3,~~ for the following project if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Purdue University West Lafayette - Boiler No. 6	$53,000,000

The institution shall invite bids as provided under IC 21-37-3-3. The bids shall be open to inspection by the public.

(d) No further review by the state budget committee or approval by the governor, the state budget agency, or the commission for higher education is necessary to issue and sell bonds for the projects described in subsection (a), (b), or (c).

SECTION 44. P.L.234-2007, SECTION 180 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: (a) The trustees of the following institution may issue and sell bonds under IC 21-34 ~~subject to the approvals required by IC 21-33-3,~~ for the following project if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Purdue University West Lafayette -	
Animal Disease Diagnostic Laboratory (BSL-3)	$30,000,000

(b) The Indiana department of administration, acting on behalf of the Indiana state board of animal health, in recognition of the state board of animal health's statutory functions involving the animal disease diagnostic laboratory, is hereby authorized and directed to enter into a lease agreement, as lessee, with the trustees of Purdue University as lessor, covering animal disease diagnostic laboratory (BSL-3).

(c) No further review by the state budget committee or approval by the governor, the state budget agency, or the commission for higher education is necessary to issue and sell bonds for this project.

SECTION 45. P.L.234-2007, SECTION 181 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: The trustees of Indiana University may issue and sell bonds under IC 21-35 ~~subject to the approvals required under IC 21-33-3,~~ to provide funds for the acquisition, renovation, expansion, and improvements for the new Athletic Facilities (including all related and subordinate components of the new Athletic facilities) and may undertake the project if the total costs financed by the bond issue, excluding any amount necessary to provide money for debt service reserved, credit enhancement, or other costs incidental to the issuance of the bonds, do not exceed forty-five million dollars ($45,000,000). Income from the property may include general athletic revenues. **No further review by the state budget committee or approval by the governor, the state budget agency, or the commission for higher education is necessary to issue and sell bonds for this project.**

SECTION 46. P.L.234-2007, SECTION 183 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: There is appropriated from the state general fund to Ivy Tech Community College one million six hundred thousand dollars ($1,600,000) for the purpose of making lease payments for the Portage Campus beginning July 1, 2008, and ending June 30, 2009. Any unencumbered amount from the appropriation under this SECTION remaining at the end of a state fiscal year does not revert to the state general fund but remains available for the purposes of the appropriation in subsequent state fiscal years. **No further review by the state budget committee or approval by the governor, the state budget agency, or the commission for higher education is necessary to allot the money appropriated for this project. The budget agency shall allot and pay the appropriation to Ivy Tech Community College as needed to meet the terms of the lease payments. The appropriation described in this SECTION is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12, or any other law. Notwithstanding IC 4-13-2-19, the money appropriated by this SECTION does not revert to the state general fund, the build Indiana fund, or to any other fund at the close of any state fiscal year but remains available until the purposes for which it was appropriated are fulfilled.**

SECTION 47. P.L.234-2007, SECTION 186 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Notwithstanding SECTION 244 of HEA 1001-2005, the trustees of Purdue University may issue and sell bonds under IC 21-34 ~~subject to the review by the budget committee required by IC 21-33-3,~~ for the following project if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below:

Purdue University North Central Campus	
Parking Garage No. 1	8,000,000

No further review by the state budget committee or approval by the governor, the state budget agency, or the commission for higher education is necessary to issue and sell bonds for this project.

SECTION 48. P.L.234-2007, SECTION 299 IS AMENDED TO READ AS FOLLOWS. [EFFECTIVE JULY 1, 2007 (RETROACTIVE)]: **(a)** There is appropriated ten million dollars ($10,000,000) from the build Indiana fund under IC 4-30-17 to the Indiana finance authority to provide funding for the construction or financing of public water supply systems serving Ripley, Decatur, and Jennings counties, beginning July 1, 2007, and ending June 30, 2009.

(b) The purposes for which the appropriation **described in subsection (a)** may be used include use of the appropriation by the Indiana finance authority to hire engineers, financial analysts and other experts to investigate problems with the availability or quality of public water and develop proposed solutions.

(c) After review by the budget committee the Indiana finance authority may enter into agreements and take any actions necessary to finance projects designed to improve the availability and delivery of water to the public, including the distribution of one (1) or more grants to an entity providing water in any combination of Ripley County, Decatur County, or Jennings County.

(d) The appropriation described in subsection (a) is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12, or any other law. Notwithstanding IC 4-13-2-19, the money appropriated by this SECTION does not revert to the state general fund, the build Indiana fund, or any other fund at the close of any state fiscal year but remains available to the Indiana finance authority until the purposes for which it was appropriated are fulfilled. If an action has been taken to transfer the amount of the appropriation out of the build Indiana fund or revert the amount to the build Indiana fund before passage of this act, the budget agency shall take the actions necessary to return the money to the build Indiana fund and make the money available to carry out the purposes of this appropriation.

SECTION 49. [EFFECTIVE UPON PASSAGE] **The department of state revenue shall conduct a study of the feasibility of changing the design and method for verifying, tracking, and tracing cigarette stamps (as defined in IC 6-7-1-9), including issues related to the use of electronic cigarette stamp readers, to incorporate the latest technical advances used by other states to reduce counterfeiting and misuse of cigarette stamps. The study must at least:**

(1) describe the changes that could be made;

(2) describe the sources where necessary products and services could be obtained, including whether there is more than one (1) potential source for necessary products and services;

(3) described and estimate the capital and operating costs necessary to implement a new system;

(4) estimate the likely effects on revenue collection and evaluate any other benefits that would accrue from implementing a new system; and

(5) if beneficial to the state, estimate a schedule on which a conversion could be made and describe any changes in statutory law that would be necessary to implement the changes.

The department shall pay for the study from unrestricted funds that are otherwise available to the department of state revenue. The department of state revenue shall report the results of the study to the legislative council in an electronic format under IC 5-14-6 before November 1, 2009.

SECTION 50. IC 4-2-6-12, AS AMENDED BY P.L.89-2006, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 12. If the commission finds a violation of this chapter, IC 4-2-7, or IC 4-2-8, or a rule adopted under this chapter, IC 4-2-7, or IC 4-2-8, in a proceeding under section 4 of this chapter, the commission may take any of the following actions:

(1) Impose a civil penalty upon a respondent not to exceed three (3) times the value of any benefit received from the violation.

(2) Cancel a contract.

(3) Bar a person from entering into a contract with an agency or a state officer for a period specified by the commission.
(4) Order restitution or disgorgement.
(5) Reprimand, suspend, or terminate an employee or a special state appointee.
(6) Reprimand or recommend the impeachment of a state officer.
(7) Bar a person from future state employment as an employee or future appointment as a special state appointee.
(8) Revoke a license or permit issued by an agency.
(9) Bar a person from obtaining a license or permit issued by an agency.
(10) Revoke the registration of a person registered as a lobbyist under IC 4-2-8.
(11) Bar a person from future lobbying activity with a state officer or agency.
(12) If the violation is a violation described in section 13(a)(4) or 15 of this chapter, impose a civil penalty not to exceed five hundred dollars ($500) for each violation.

A civil penalty imposed under subdivision (12) shall be deposited in the state general fund.

SECTION 51. IC 4-2-6-13, AS AMENDED BY P.L.89-2006, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 13. (a) Except as provided in subsection (b), a state officer, an employee, or a special state appointee shall not retaliate or threaten to retaliate against an employee, a former employee, a special state appointee, or a former special state appointee because the employee, former employee, special state appointee, or former special state appointee did any of the following:
(1) Filed a complaint with the commission or the inspector general.
(2) Provided information to the commission or the inspector general.
(3) Testified at a commission proceeding.
(4) Communicated with a member of the general assembly concerning any matter related to the duties of the employee, a former employee, a special state appointee, or a former special state appointee.

(b) A state officer, an employee, or a special state appointee may take appropriate action against an employee who took any of the actions listed in subsection (a) if the employee or special state appointee:
(1) did not act in good faith; or
(2) knowingly or recklessly provided false information or testimony to the commission.

(c) A person who violates this section is subject to action under section 12 of this chapter.

(d) A person who knowingly or intentionally violates this section commits a Class A misdemeanor. In addition to any criminal penalty imposed under IC 35-50-3, a person who commits a misdemeanor under this section is subject to action under section 12 of this chapter.

SECTION 52. IC 4-2-6-15 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 15. (a) Except as provided in subsection (b), a state officer, an employee, or a special state appointee shall not:**
(1) withhold any part of an appropriation, fail to allot any part of an appropriation, or withhold distribution of any part of an allotment; or
(2) threaten to withhold any part of an appropriation, fail to allot any part of an appropriation, or withhold distribution of any part of an allotment;

against an employee, a former employee, a special state appointee, a former special state appointee, or another individual or entity providing or formerly providing services payable from state appropriations or federal grants to the state if the employee, former employee, special state appointee, former special state appointee, provider, or former provider fails to acquiesce to a request of the state officer, employee, or special state employee other than a request to comply with a law, rule adopted by a state agency under IC 4-22-2, or federal regulation or requirement that applies to the subject of the request.

(b) A state officer, an employee, or a special state appointee may take appropriate action against

an employee or a special state appointee who took any of the actions listed in subsection (a) if the employee or special state appointee:

(1) did not act in good faith; or

(2) knowingly or recklessly provided false information or testimony to the commission.

(c) A person who violates this section is subject to action under section 12 of this chapter.

SECTION 53. IC 4-12-1-19 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 19. At least quarterly in April, July, November, and January, the budget agency shall report to the legislative council in an electronic format under IC 5-14-6 any:**

(1) reversion, reassignment, or transfer of money or appropriations from any fund that has a dedicated purpose to the state general fund that exceeds two hundred fifty thousand dollars ($250,000) and that occurred in the immediately preceding three (3) month period; and

(2) reversions, reassignments, or transfers of money or appropriations from any fund that has a dedicated purpose to the state general fund that the budget agency, state board of finance, office of management and budget, or any state agency proposes or reasonably believes will occur in the month of the report or in the following five (5) months and will exceed, in the aggregate, two hundred fifty thousand dollars ($250,000).

The report must include the name of the affected programs, accounts, and fund center numbers. The budget agency shall establish and maintain a reporting system for all state agencies that is sufficient to provide the information required by this section.

SECTION 54. IC 4-30-16-3, AS AMENDED BY P.L.146-2008, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 3. (a) The commission shall transfer the surplus revenue in the administrative trust fund as follows:

(1) Before the last business day of January, April, July, and October, the commission shall transfer to the treasurer of state, for deposit in the Indiana state teachers' retirement fund (IC 5-10.4-2), seven million five hundred thousand dollars ($7,500,000). ~~Notwithstanding any other law, including any appropriations law resulting from a budget bill (as defined in IC 4-12-1-2),~~ **After June 30, 2010,** the money transferred under this subdivision shall be set aside in the pension stabilization fund (IC 5-10.4-2-5) to be used as a credit against the unfunded accrued liability of the pre-1996 account (as defined in IC 5-10.4-1-12) of the Indiana state teachers' retirement fund. **After June 30, 2010,** the money transferred is in addition to the appropriation needed to pay benefits for the state fiscal year.

(2) Before the last business day of January, April, July, and October, the commission shall transfer seven million five hundred thousand dollars ($7,500,000) of the surplus revenue to the treasurer of state for deposit in the pension relief fund (IC 5-10.3-11).

(3) The surplus revenue remaining in the fund on the last day of January, April, July, and October after the transfers under subdivisions (1) and (2) shall be transferred by the commission to the treasurer of state for deposit on that day in the build Indiana fund.

(b) The commission may make transfers to the treasurer of state more frequently than required by subsection (a). However, the number of transfers does not affect the amount that is required to be transferred for the purposes listed in subsection (a)(1) and (a)(2). Any amount transferred during the month in excess of the amount required to be transferred for the purposes listed in subsection (a)(1) and (a)(2) shall be transferred to the build Indiana fund.

SECTION 55. IC 4-31-3-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. **Subject to section 14 of this chapter,** the commission may:

(1) adopt rules under IC 4-22-2, including emergency rules under IC 4-22-2-37.1, to implement this article, including rules that prescribe:

(A) the forms of wagering that are permitted;

(B) the number of races;

(C) the procedures for wagering;

(D) the wagering information to be provided to the public;
(E) fees for the issuance and renewal of:
(i) permits under IC 4-31-5;
(ii) satellite facility licenses under IC 4-31-5.5; and
(iii) licenses for racetrack personnel and racing participants under IC 4-31-6;
(F) investigative fees;
(G) fines and penalties; and
(H) any other regulation that the commission determines is in the public interest in the conduct of recognized meetings and wagering on horse racing in Indiana;
(2) appoint employees in the manner provided by IC 4-15-2 and fix their compensation, subject to the approval of the budget agency under IC 4-12-1-13;
(3) enter into contracts necessary to implement this article; and
(4) receive and consider recommendations from an advisory development committee established under IC 4-31-11.

SECTION 56. IC 4-31-3-14 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 14. (a) The following rules are void:**

(1) 71 IAC 11-1-13(d), as added by the emergency rule adopted by the commission in LSA Document #07-341.

(2) Any other emergency or formal rule adopted after May 31, 2007, making the commission's approval of a proposed transfer of an ownership interest in a permit issued under IC 4-31-5 subject to the commission's consideration of the economic benefits realized by the person transferring the ownership interest and the state's receipt of a voluntary or involuntary payment from the person transferring the ownership interest.

(b) The commission may not do the following:

(1) Impose, charge, or collect by rule a fee that is not authorized by this article on any party to a proposed transfer of an ownership interest in a permit issued under IC 4-31-5.

(2) Make the commission's approval of a proposed transfer of an ownership interest in a permit issued under IC 4-31-5 contingent upon the payment of any amount that is not authorized by this article.

SECTION 57. IC 4-33-4-21 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 21. (a) A licensed owner or any other person must apply for and receive the commission's approval before:
(1) an owner's license is:
(A) transferred;
(B) sold; or
(C) purchased; or
(2) a voting trust agreement or other similar agreement is established with respect to the owner's license.

(b) **Subject to section 24 of this chapter,** the commission shall adopt rules governing the procedure a licensed owner or other person must follow to take an action under subsection (a). The rules must specify that a person who obtains an ownership interest in a license must meet the criteria of this article and any rules adopted by the commission. A licensed owner may transfer an owner's license only in accordance with this article and rules adopted by the commission.

(c) A licensed owner or any other person may not:
(1) lease;
(2) hypothecate; or
(3) borrow or loan money against;
an owner's license.

(d) A transfer fee is imposed on a licensed owner who purchases or otherwise acquires a controlling

interest, as determined under the rules of the commission, in a second owner's license. The fee is equal to two million dollars ($2,000,000). The commission shall collect and deposit a fee imposed under this subsection in the state general fund.

SECTION 58. IC 4-33-4-24 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 24. (a) The following rules are void:**

(1) An emergency rule adopted by the commission on April 21, 2005, under Indiana gaming commission resolution 2005-17 concerning the imposition of a transfer fee on the transfer of an ownership interest in a riverboat owner's license or an operating permit.

(2) Any other rule adopted after April 1, 2005, that establishes a transfer fee for the transfer of an ownership interest in a riverboat owner's license or an operating permit.

(3) An emergency rule adopted by the commission after June 7, 2007, under Indiana gaming commission resolution 2007-56 in which the commission's approval of a proposed transfer of an ownership interest in a riverboat owner's license is made subject to the commission's consideration of the economic benefits realized by the person transferring the ownership interest and the state's receipt of a voluntary or involuntary payment from the person transferring the ownership interest.

(4) Any other emergency or formal rule adopted by the commission after May 31, 2007, concerning the subject matter described in subdivision (3).

(b) The commission may not do the following:

(1) Impose by rule a fee that is not authorized by this article on any party to a proposed transfer of an ownership interest in a riverboat owner's license or an operating permit.

(2) Make the commission's approval of a proposed transfer of an ownership interest in a riverboat owner's license or an operating permit contingent upon the payment of any amount that is not authorized by this article.

SECTION 59. IC 4-35-4-13 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 13. The commission may not do the following:**

(1) Impose, charge, or collect by rule a fee that is not authorized by this article on any party to a proposed transfer of an ownership interest in a license issued under IC 4-35-5.

(2) Make the commission's approval of a proposed transfer of an ownership interest in a license issued under IC 4-35-5 contingent upon the payment of any amount that is not authorized by this article.

SECTION 60. IC 5-10.4-2-5, AS ADDED BY P.L.2-2006, SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 5. (a) The pension stabilization fund is established. The pension stabilization fund is a part of the pre-1996 account and shall be administered by the board in accordance with the powers and duties granted to the board by IC 5-10.4-3-6, IC 5-10.4-3-8, and IC 5-10.4-3-10 through IC 5-10.4-3-14.

(b) The following shall be deposited in the pension stabilization fund:

(1) Amounts allocated **before July 1, 2009,** to the pension stabilization fund under IC 4-30-16-3.

(2) A part of the employer reserve balance as determined by the budget director so that the employer reserve is sufficient for the cash flow needs.

(3) Other amounts appropriated to the pension stabilization fund by the general assembly.

(c) Payments from the pension stabilization fund must equal the pre-1996 account liabilities for the current fiscal year minus the prior year's state general fund payments for the pre-1996 account multiplied by the pension stabilization percentage set forth in subsection (d).

(d) The pension stabilization percentage is one hundred ~~six~~ **four** percent ~~(106%).~~ **(104%).** The budget agency, after review by the budget committee and with the approval of the governor, may change the pension stabilization percentage so that the present value of future payments from the fund equal the fund's balance plus the present value of future receipts to the fund, but the payments may not allow the fund balance to be negative.

(e) Money in the pension stabilization fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 61. IC 6-1.1-46 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]:

Chapter 46. Circuit Breaker Replacement Grant

Sec. 1. This chapter applies to a taxing unit other than a school corporation.

Sec. 2. As used in this chapter, "circuit breaker replacement amount" refers to the amount determined under section 9 of this chapter.

Sec. 3. As used in this chapter, "credit" refers to a credit granted under IC 6-1.1-20.6.

Sec. 4. As used in this chapter, "essential services" refers to the following:

(1) Public safety (as defined in IC 6-3.5-6-31).

(2) Collection, processing, and disposition of storm water, waste substances, and domestic or sanitary sewage, and establishment, maintenance, and operation of sewage works (as defined in IC 36-9-1-8).

(3) Establishment, maintenance, and operation of waterworks.

(4) Collection and disposal of trash, garbage, and solid waste (as defined in IC 36-9-30-2) and the establishment, maintenance, and operation of facilities for the collection and disposal of trash, garbage, and solid waste.

Sec. 5. As used in this chapter, "grant" refers to a grant distributed under this chapter from the state to a taxing unit.

Sec. 6. If property taxes are first due and payable in a year as a result of property taxes imposed for more than one (1) March 1 assessment date, the calculations under sections 8 and 8 of this chapter shall be made separately for property taxes imposed for each March 1 assessment date and the related January 15 assessment date.

Sec. 7. Notwithstanding any other law, a taxing unit is eligible for a grant under this chapter in a particular year if for that year the total property tax revenue of the taxing unit is expected to be reduced by more than twenty percent (20%) because of the application of credits to property taxes first due and payable in that year regardless of the assessment date for which the property taxes were imposed.

Sec. 8. The amount of the grant to which a taxing unit is entitled for a particular year is equal to the circuit breaker replacement amount for the taxing unit for that year

Sec. 9. A circuit breaker replacement amount for a year is equal to ninety percent (90%) of the total amount by which the property tax levy imposed and budgeted by a taxing unit for essential services was reduced by credits granted from property taxes first due and payable in the year.

Sec. 10. The budget agency shall administer the grant program.

Sec. 11. (a) Not later than July 15, 2009, and May 1 of each subsequent year, the budget agency shall certify to each taxing unit an initial estimate of the circuit breaker replacement amount attributable to each taxing unit for the year.

(b) Not later than November 1 of a year, the budget agency shall certify to the budget agency a final estimate of the circuit breaker replacement amount attributable to each taxing unit for the year.

(c) The budget agency shall compute an amount certified under this section using the best information available to the budget agency at the time the certification is made.

Sec. 12. Subject to section 13 of this chapter, the budget agency shall distribute a grant to an eligible taxing unit equal to fifty percent (50%) of the estimated circuit breaker replacement amount of a taxing unit for the year in two (2) installments. An installment shall be paid not later than:

(1) June 20; and

(2) December 20;

of the year.

Sec. 13. (a) In 2009, the first installment required under section 12(1) of this chapter shall be paid not later than August 15, 2009.

(b) Based on the final estimate of the circuit breaker replacement amount certified by the budget agency, the budget agency shall settle any overpayment or underpayment of circuit breaker replacement amounts to a taxing unit. The budget agency may offset overpayments of circuit breaker replacement amounts to a taxing unit against subsequent distributions of grants under this chapter or other money due from the state to the taxing unit.

Sec. 14. Grants may be used for any purpose for which the property tax revenues being replaced could have been used.

Sec. 15. There is annually appropriated a sufficient amount to the budget agency from the state general fund to make the distributions required by this chapter.

SECTION 62. IC 6-9-7-7, AS AMENDED BY P.L.96-2008, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 7. (a) The county treasurer shall establish an innkeeper's tax fund. The treasurer shall deposit in that fund all money received under section 6 of this chapter that is attributable to an innkeeper's tax rate that is not more than five percent (5%).

(b) Money in the innkeeper's tax fund shall be distributed as follows:

(1) Thirty percent (30%) shall be distributed to the department of natural resources for the development of projects in the state park on the county's largest river, including its tributaries.

(2) Forty percent (40%) shall be distributed to the commission to carry out its purposes, including making any distributions or payments to the Lafayette - West Lafayette Convention and Visitors Bureau, Inc.

(3) Ten percent (10%) shall be distributed to a community development corporation that serves a metropolitan area in the county that includes:

(A) a city having a population of more than fifty-five thousand (55,000) but less than fifty-nine thousand (59,000); and

(B) a city having a population of more than twenty-eight thousand seven hundred (28,700) but less than twenty-nine thousand (29,000);

for the community development corporation's use in tourism, recreation, and economic development activities.

(4) Ten percent (10%) shall be distributed to:

(A) the department of natural resources for the purpose of paying any:

(ii) costs associated with the financing and construction of a swimming pool at Prophetstown State Park; or

(ii) refund bonds issued, leases entered into, or other obligations incurred in connection with the construction of a swimming pool at Prophetstown State Park so long as any bonds issued, leases entered into, or other obligations incurred to refund bonds or retire other obligations do not extend the date that the previous bonds, leases, or other obligations will be completely paid;

beginning July 1, 2009, until the last of the bonds, leases, or other obligations are completely paid; and

(B) thereafter to Historic Prophetstown to be used by Historic Prophetstown for carrying out its purposes.

(5) Ten percent (10%) shall be distributed to the Wabash River Enhancement Corporation to assist the Wabash River Enhancement Corporation in carrying out its purposes. Money distributed under this subdivision may not be used to pay any:

(A) employee salaries; or

(B) other ongoing administrative or operating costs;

of the Wabash River Enhancement Corporation.

(c) An advisory commission consisting of the following members is established:

(1) The director of the department of natural resources or the director's designee.
(2) The public finance director or the public finance director's designee.
(3) A member appointed by the Native American Indian affairs commission.
(4) A member appointed by Historic Prophetstown.
(5) A member appointed by the community development corporation described in subsection (b)(2)(B).
(6) A member appointed by the Wabash River Enhancement Corporation.
(7) A member appointed by the commission.
(8) A member appointed by the county fiscal body.
(9) A member appointed by the town board of the town of Battleground.
(10) A member appointed by the mayor of the city of Lafayette.
(11) A member appointed by the mayor of the city of West Lafayette.

(d) The following apply to the advisory commission:
(1) The governor shall appoint a member of the advisory commission as chairman of the advisory commission.
(2) Six (6) members of the advisory commission constitute a quorum. The affirmative votes of at least six (6) advisory commission members are necessary for the advisory commission to take official action other than to adjourn or to meet to hear reports or testimony.
(3) The advisory commission shall make recommendations concerning the use of any proceeds of bonds issued to finance the development of Prophetstown State Park.
(4) Members of the advisory commission who are state employees:
(A) are not entitled to any salary per diem; and
(B) are entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and to reimbursement for other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(e) The Indiana finance authority, in its capacity as the recreational development commission, may issue bonds for the development of Prophetstown State Park under IC 14-14-1.

SECTION 63. IC 7.1-4-8-2, AS AMENDED BY P.L.234-2007, SECTION 274, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 2. The monies deposited in the postwar construction fund shall be used for construction ~~by the state for the use~~ of:
(1) penal, benevolent, charitable and educational institutions of the state;
(2) public safety projects of the state; ~~and~~
(3) **facilities for the activities of state agencies or branches of state government; and**
(4) municipal water and sewer infrastructure improvements necessary or useful for an institution or project described in subdivision (1) ~~or~~ (2), **or (3).**

SECTION 64. IC 9-25-9-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]: Sec. 7. (a) The financial responsibility compliance verification fund is established to defray expenses incurred by the bureau in verifying compliance with financial responsibility requirements under this chapter.

(b) The expenses of administering the fund shall be paid from money in the fund.

(c) The sources of money for the fund are as follows:
(1) The portion of the driving license reinstatement fee that is to be deposited in the fund under IC 9-29-10-1.
(2) Accrued interest and other investment earnings of the fund.
(3) Appropriations made by the general assembly.
(4) Gifts and donations from any person to the fund.

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested.

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund. **Notwithstanding IC 4-9.1-1-7, IC 4-12-1-12, or IC 4-13-2-23, money in the fund is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose except as necessary to carry out the purposes of the fund described in this section. A transfer, assignment, or reassignment made after December 31, 2008, that does not comply with this subsection shall be returned to the fund for the purposes of the fund.**

SECTION 65. IC 9-29-14-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]: Sec. 3. Money in the fund at the end of a state fiscal year does not revert to the state general fund. **Notwithstanding IC 4-9.1-1-7, IC 4-12-1-12, or IC 4-13-2-23, money in the fund is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose except as necessary to carry out the purposes of the fund described in sections 1 and 4 of this chapter. A transfer, assignment, or reassignment made after December 31, 2008, that does not comply with this subsection shall be returned to the fund for the purposes of the fund.**

SECTION 66. IC 12-15-12-4.5, AS ADDED BY P.L.101-2005, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4.5. A managed care provider's contract or provider agreement with the office ~~may~~ **must** include a prescription drug program, subject to IC 12-15-5-5, IC 12-15-35, and IC 12-15-35.5.

SECTION 67. IC 12-15-44.2-4, AS ADDED BY P.L.3-2008, SECTION 98, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4. (a) The plan must include the following in a manner and to the extent determined by the office:

(1) Mental health care services.
(2) Inpatient hospital services.
(3) Prescription drug coverage.
(4) Emergency room services.
(5) Physician office services.
(6) Diagnostic services.
(7) Outpatient services, including therapy services.
(8) Comprehensive disease management.
(9) Home health services, including case management.
(10) Urgent care center services.
(11) Preventative care services.
(12) Family planning services:
(A) including contraceptives and sexually transmitted disease testing, as described in federal Medicaid law (42 U.S.C. 1396 et seq.); and
(B) not including abortion or abortifacients.
(13) Hospice services.
(14) Substance abuse services.
(15) Chiropractic services.

(b) The plan must do the following:
(1) Offer coverage for dental and vision services to an individual who participates in the plan.
(2) Pay at least fifty percent (50%) of the premium cost of dental and vision services coverage described in subdivision (1).

(c) An individual who receives the dental or vision coverage offered under subsection (b) shall pay an amount determined by the office for the coverage. The office shall limit the payment to not more than five percent (5%) of the individual's annual household income. The payment required under this subsection is in addition to the payment required under section 11(b)(2) of this chapter for coverage under the plan.

(d) Vision services offered by the plan must include services provided by an optometrist.

(e) The plan must comply with any coverage requirements that apply to an accident and sickness

insurance policy issued in Indiana.

(f) The plan may not permit treatment limitations or financial requirements on the coverage of mental health care services or substance abuse services if similar limitations or requirements are not imposed on the coverage of services for other medical or surgical conditions.

SECTION 68. IC 12-15-44.2-17, AS ADDED BY P.L.3-2008, SECTION 98, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 17. (a) The Indiana check-up plan trust fund is established for the following purposes:

(1) Administering a plan created by the general assembly to provide health insurance coverage for low income residents of Indiana under this chapter.

(2) Providing copayments, preventative care services, and premiums for individuals enrolled in the plan.

(3) Funding tobacco use prevention and cessation programs, childhood immunization programs, and other health care initiatives designed to promote the general health and well being of Indiana residents.

(4) In the state fiscal year beginning July 1, 2009, and ending June 30, 2010, funding a state retiree health plan under IC 5-10-8.5.

(5) In the state fiscal year beginning July 1, 2009, and ending June 30, 2010, distributions to disproportionate share providers described in IC 12-15-16-1(a), IC 12-15-16-1(b), or IC 12-15-16-1(c).

The fund is separate from the state general fund.

(b) The fund shall be administered by the office of the secretary of family and social services.

(c) The expenses of administering the fund shall be paid from money in the fund.

(d) The fund shall consist of the following:

(1) Cigarette tax revenues designated by the general assembly to be part of the fund.

(2) Other funds designated by the general assembly to be part of the fund.

(3) Federal funds available for the purposes of the fund.

(4) Gifts or donations to the fund.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested.

(f) Money must be appropriated before funds are available for use.

(g) Money in the fund does not revert to the state general fund at the end of any fiscal year.

(h) The fund is considered a trust fund for purposes of IC 4-9.1-1-7. Money may not be transferred, assigned, or otherwise removed from the fund by the state board of finance, the budget agency, or any other state agency.

SECTION 69. IC 20-19-3-9 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 9. Beginning with the school year beginning July 1, 2009, the department shall obtain and maintain student test number information in a manner and form that permits any person who is authorized to review the information, to:**

(1) access the information at any time; and

(2) accurately determine:

(A) where each student is enrolled and attending classes; and

(B) the number of students enrolled in a school corporation or charter school and residing in the area served by a school corporation;

as of any date after June 30, 2009, occurring prior to two (2) regular instructional days before the date of the inquiry.

Each school corporation and charter school shall provide the information to the department in the form and on a schedule that permits the department to comply with this section. The department shall provide technical assistance to school corporations and charter schools to assist school corporations and charter schools in complying with this section.

SECTION 70. IC 20-40-8-19, AS AMENDED BY P.L.146-2008, SECTION 528, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2009 (RETROACTIVE)]: Sec. 19. Money in the fund may be used to pay for up to one hundred percent (100%) of the following costs of a school corporation:

(1) Utility services.

(2) Property or casualty insurance.

(3) Both utility services and property or casualty insurance.

A school corporation's expenditures under this section may not exceed ~~in 2008 and~~ in 2009 ~~three~~ **and 2010 five** and five-tenths percent ~~(3.5%)~~ **(5.5%)** of the school corporation's 2005 calendar year distribution.

SECTION 71. IC 21-18-6-1, AS ADDED BY P.L.234-2007, SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. The general purposes of the commission are the following:

(1) **Advise the governor, budget agency, or the general assembly concerning a** plan for and ~~coordinate~~ **coordination of** Indiana's state supported system of postsecondary education.

(2) Review **and make recommendations to the governor, budget agency, or the general assembly concerning** appropriation requests of state educational institutions.

(3) Make recommendations to the governor, budget agency, or the general assembly concerning postsecondary education.

(4) Perform other functions assigned by the governor or the general assembly, except those functions specifically assigned by law to the commission for career and technical education.

SECTION 72. IC 21-18-6-6 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 6. The commission is a non-binding advisory body that has only the specific powers granted by statute.**

SECTION 73. IC 21-18-8-1, AS ADDED BY P.L.2-2007, SECTION 259, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. The commission may develop **and** update ~~and implement~~ a long range plan for postsecondary education.

SECTION 74. IC 21-18-9-5, AS ADDED BY P.L.2-2007, SECTION 259, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 5. The commission may ~~approve or disapprove~~ **review and make recommendations to state educational institutions, the governor, the budget agency, and the general assembly concerning** the:

(1) establishment of any new branches, regional or other campuses, or extension centers;

(2) establishment of any new college or school; or

(3) offering on any campus of any:

(A) additional associate, baccalaureate, or graduate degree; or

(B) additional program of two (2) semesters or their equivalent in duration leading to a certificate or other indication of accomplishment.

SECTION 75. IC 21-41-2-2, AS ADDED BY P.L.2-2007, SECTION 282, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 2. After March 29, 1971, a state educational institution may not:

(1) establish any new branch, regional campus, or extension center;

(2) establish any new or additional academic college or school; or

(3) offer any:

(A) new associate, baccalaureate, or graduate degree; or

(B) additional program of two (2) semesters or an equivalent duration leading to a certificate or other indication of accomplishment;

without the ~~approval~~ **review** of the commission for higher education or without specific authorization by the general assembly.

SECTION 76. IC 21-42-5-3, AS ADDED BY P.L.2-2007, SECTION 283, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 3. The commission for higher education shall ~~exercise~~

~~its powers and duties under this chapter to facilitate the use of:~~ **encourage state educational institutions to participate in recognizing the**

(1) the core transfer library at state educational institutions; and

(2) articulation degree programs at Ivy Tech Community College and Vincennes University.

SECTION 77. IC 21-42-5-5, AS ADDED BY P.L.2-2007, SECTION 283, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 5. The commission for higher education shall adopt **nonbinding** rules under IC 4-22-2 and prescribe **nonbinding** procedures to facilitate the use of the core transfer library, including designating courses in the course transfer library in the materials that colleges and universities use to communicate widely with students, such as online catalogs and course schedules.

SECTION 78. IC 21-42-5-6, AS ADDED BY P.L.2-2007, SECTION 283, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 6. The commission for higher education shall adopt **nonbinding** rules under IC 4-22-2 and prescribe **nonbinding** procedures to facilitate the use of the articulation degree programs at Ivy Tech Community College and Vincennes University.

SECTION 79. IC 21-43-4-20, AS ADDED BY P.L.2-2007, SECTION 284, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 20. The:

(1) Indiana state board of education; and

(2) commission for higher education;

shall adopt **nonbinding** rules under IC 4-22-2 to carry out this chapter.

SECTION 80. IC 22-4-10-4.6 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: **Sec. 4.6. (a) The unemployment insurance solvency fund is established for the purpose of repaying advances, including interest on the advances, made to the state from the federal unemployment account in the federal unemployment trust fund under 42 U.S.C. 1321. The fund shall be administered by the department.**

(b) Money received by the department from the unemployment insurance surcharge for the purposes described in section 4.5(d)(1) shall be deposited in the fund for the purposes of the fund.

(c) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the fund.

(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 81. IC 33-37-5-21, AS AMENDED BY P.L.234-2007, SECTION 69, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 21. (a) This section applies to all civil, criminal, infraction, and ordinance violation actions.

(b) The clerk shall collect ~~a seven dollar ($7)~~ **an** automated record keeping fee **in the following amounts:**

(1) Seven dollars ($7) after June 30, 2003, and before July 1, ~~2011.~~ **2009.**

(2) ~~Four~~ **Ten** dollars ~~($4)~~ **($10)** after June 30, ~~2011.~~ **2009, and before July 1, 2013.**

(3) Seven dollars ($7) after June 30, 2013.

SECTION 82. P.L.246-2005, SECTION 259, IS REPEALED [EFFECTIVE UPON PASSAGE].

SECTION 83. [EFFECTIVE UPON PASSAGE] **(a) The publisher of the Indiana Administrative Code and Indiana Register shall remove any rule voided by this act from the Indiana Administrative Code.**

(b) The treasurer of state shall refund any amount paid to the state under the authority of a rule voided by this act.

(c) This SECTION expires January 1, 2009.

SECTION 84. IC 5-28-30-17, AS ADDED BY P.L.162-2007, SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 17. **(a)** To further the purposes of this chapter, and in addition to the corporation's other powers under this chapter, the corporation may, upon a written finding as described in section 10 of this chapter, make direct loans from money in the guaranty fund to or for the benefit of:

(1) any industrial development project, mining operation, or agricultural operation that involves the processing of agricultural products; **or**

(2) a supplier, contractor, or subcontractor for an industrial development project for which:

(A) bankruptcy was declared with respect to the project before January 1, 2009;

(B) the estimated value of the project or operation before bankruptcy was declared was at least five hundred million dollars ($500,000,000); and

(C) the estimated number of employees upon completion the project or operation was expected to be at least one thousand two hundred (1,200) persons;

upon the terms and conditions that the corporation prescribes.

(b) Loans made under this section are subject to the following conditions:

(1) A new or additional loan may not be made if the loan would cause the then outstanding total guarantee obligations with respect to all loans and leases guaranteed under this section and the other provisions of this chapter to exceed eight (8) times the amount of money then in the guaranty fund, or would cause the then outstanding total principal balance of all loans made under this section and then owing to the corporation to exceed twenty percent (20%) of the amount of money then in the guaranty fund.

(2) The principal amount of such a loan to or for the benefit of a project or operation may not exceed one million dollars ($1,000,000), less the then outstanding total guarantee obligations with respect to any loans or leases guaranteed under this chapter to or for the benefit of that project or operation.

(3) With respect to any loan made under this section, a loan agreement with the corporation must contain the following terms:

(A) A requirement that the loan proceeds be used for specified purposes consistent with and in furtherance of the purposes of the corporation under this chapter.

(B) The term of the loan, which may not be later than twenty (20) years from the date of the loan.

(C) The repayment schedule.

(D) The interest rate or rates of the loan, which may include variations in the rate, but which may not be less than the amount necessary to cover all expenses of the corporation in making the loan.

(E) Any other terms and provisions that the corporation requires.

(4) A loan agreement under this section may also contain a requirement that the loan be insured directly or indirectly by a loan insurer or be guaranteed by a loan guarantor, and a requirement of any other type or types of security or collateral that the corporation considers reasonable or necessary.

(5) A loan made under this section may be sold by the corporation, and the corporation may permit other lenders to participate in a loan made under this section, at the time or times and upon the terms and conditions that the corporation considers reasonable or necessary. A loan sold or in which other lenders participate may be guaranteed by the corporation, upon terms and conditions established by the corporation.

SECTION 85. **An emergency is declared for this act.**

COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1001, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning state and local administrtaion and to make an appropriation.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1001 as introduced.)

CRAWFORD, Chair

Committee Vote: yeas 14, nays 9.