March 12, 2013

ENGROSSED
SENATE BILL No. 213

DIGEST OF SB 213 (Updated March 12, 2013 11:36 am - DI 96)

Citations Affected: IC 22-2.

Synopsis: Employee benefits. Provides that, unless federal or state law provides otherwise, a county, city, town, or township (unit) may not establish, mandate, or otherwise require an employer to provide to an employee who is employed within the jurisdiction of the unit: (1) a benefit; (2) a term of employment; (3) a working condition; or (4) an attendance or leave policy; that exceeds the requirements of federal or state law, rules, or regulations. Provides that this prohibition does not apply to: (1) employees of a unit; (2) contracts entered into by a unit and the third party; (3) economic development incentives awarded by a unit or a redevelopment commission established by a unit; or (4) training and other qualifications established for a private provider of public health and safety services within the jurisdiction of the unit.

Effective: July 1, 2013.

Boots
(HOUSE SPONSOR — SPEEDY)

January 7, 2013, read first time and referred to Committee on Rules and Legislative Procedure.
February 14, 2013, amended; reported favorably — Do Pass; reassigned to Committee on Pensions and Labor.
February 21, 2013, reported favorably — Do Pass.
February 25, 2013, read second time, amended, ordered engrossed.
February 26, 2013, engrossed. Read third time, passed. Yeas 38, nays 12.

HOUSE ACTION

March 4, 2013, read first time and referred to Committee on Employment, Labor and Pensions.
March 12, 2013, reported — Do Pass.

C o p y

March 12, 2013

First Regular Session 118th General Assembly (2013)

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 2012 Regular Session of the General Assembly.

C o p y

ENGROSSED
SENATE BILL No. 213

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

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

SECTION 1. IC 22-2-16 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

Chapter 16. Employee Benefits

Sec. 1. This chapter does not apply to any of the following:

(1) An employee of a unit.

(2) The terms of a contract entered into by a unit and a third party.

(3) The terms and conditions required by a unit or a redevelopment commission established by a unit for the grant or approval of:

(A) a tax credit;

(B) a tax deduction;

(C) a tax abatement;

(D) a tax exemption;

(E) a grant;

(F) a loan;

(G) a loan guarantee;
(H) financial or economic development assistance; or
(I) another economic development incentive.

(4) Training requirements or other qualifications established by a unit for a private ambulance service, security service, or other provider of public health and safety services within the jurisdiction of the unit.

Sec. 2. As used in this chapter, "unit" has the meaning set forth in IC 36-1-2-23.

Sec. 3. Unless federal or state law provides otherwise, a unit may not establish, mandate, or otherwise require an employer to provide to an employee who is employed within the jurisdiction of the unit:

(1) a benefit;
(2) a term of employment;
(3) a working condition; or
(4) an attendance or leave policy;

that exceeds the requirements of federal or state law, rules, or regulations.

C o p y

COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 213, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning labor and safety.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Pensions and Labor.

(Reference is to SB 213 as introduced.)

LONG, Chairperson

COMMITTEE REPORT

Madam President: The Senate Committee on Pensions and Labor, to which was referred Senate Bill No. 213, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 213 as printed February 15, 2013.)

BOOTS, Chairperson

Committee Vote: Yeas 7, Nays 2.

C o p y

SENATE MOTION

Madam President: I move that Senate Bill 213 be amended to read as follows:

Page 1, line 5, delete "an" and insert "**any of the following:**

(1) An".

Page 1, between lines 5 and 6, begin a new line block indented and insert:

"**(2) The terms of a contract entered into by a unit and a third party.**

(3) The terms and conditions required by a unit or a redevelopment commission established by a unit for the grant or approval of:

(A) a tax credit;

(B) a tax deduction;

(C) a tax abatement;

(D) a tax exemption;

(E) a grant;

(F) a loan;

(G) a loan guarantee;

(H) financial or economic development assistance; or

(I) another economic development incentive.

(4) Training requirements or other qualifications established by a unit for a private ambulance service, security service, or other provider of public health and safety services within the jurisdiction of the unit.".

(Reference is to SB 213 as printed February 22, 2013.)

BOOTS

COMMITTEE REPORT

Mr. Speaker: Your Committee on Employment, Labor and Pensions, to which was referred Senate Bill 213, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

GUTWEIN, Chair

Committee Vote: yeas 6, nays 3.

C o p y