

# SENATE BILL No. 314

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 1-1-1.1-16; IC 4-4; IC 5-14-3-4; IC 5-28-6-8; IC 5-28-16.

**Synopsis:** Twenty-first century research and technology fund. Repeals the Indiana twenty-first century research and technology fund (fund) law. Repeals the law authorizing the Indiana finance authority to issue bonds for the fund.

**Effective:** Upon passage; July 1, 2013.

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**Smith J**

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January 8, 2013, read first time and referred to Committee on Commerce, Economic Development & Technology.

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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.

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## SENATE BILL No. 314



A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

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

- 1 SECTION 1. IC 1-1-1.1-16, AS ADDED BY P.L.220-2011,
- 2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 3 JULY 1, 2013]: Sec. 16. Section 2 of this chapter does not repeal the
- 4 following statutes concerning miscellaneous appropriations and fiscal
- 5 matters:
- 6 (1) P.L.282-1985, SECTION 5 (concerning an appropriation to
- 7 the state board of health from the state general fund).
- 8 (2) P.L.372-1985, SECTION 14 (requiring certain persons
- 9 receiving appropriations to be subject to audit by the state board
- 10 of accounts).
- 11 (3) P.L.372-1985, SECTION 22 (relating to approval granted to
- 12 state agencies for the expenditure of certain federal funds).
- 13 (4) P.L.372-1985, SECTIONS 32 through 36 (concerning certain
- 14 highway and transportation matters).
- 15 (5) P.L.107-1986, SECTION 4 (concerning a general fund
- 16 appropriation to the distressed township supplemental poor relief
- 17 fund).



- 1 (6) P.L.236-1986, SECTION 1 (concerning distribution of money  
2 by the department of mental health to Developmental Services,  
3 Inc.).
- 4 (7) P.L.237-1986, SECTION 8 (concerning a general fund  
5 appropriation for the work of the general corporation law study  
6 commission).
- 7 (8) P.L.248-1986, SECTION 1 (concerning a general fund  
8 appropriation for restoring the Soldiers' and Sailors' Monument  
9 and Monument Circle).
- 10 (9) P.L.154-1987, SECTION 5 (concerning a general fund  
11 appropriation to the budget agency to carry out that act).
- 12 (10) P.L.370-1987, SECTION 1 (concerning reversion of an  
13 appropriation made by Acts 1975, P.L.146, SECTION 3(a), for  
14 the residual malpractice insurance authority).
- 15 (11) P.L.396-1987, SECTION 34 (making deficiency  
16 appropriations).
- 17 (12) P.L.109-1988, SECTION 22 (concerning a general fund  
18 appropriation to the oil and gas environmental fund).
- 19 (13) The following statutes relating to general fund appropriations  
20 to the St. Joseph River basin commission: P.L.191-1988,  
21 SECTION 2; P.L.307-1989, SECTION 2.
- 22 (14) P.L.334-1989, SECTION 49 (concerning a general fund  
23 appropriation to the judicial conference of Indiana).
- 24 (15) P.L.341-1989, SECTION 18 (concerning a general fund  
25 appropriation to the state lottery commission).
- 26 (16) P.L.357-1989, SECTION 36 (concerning reversion of  
27 appropriations to the legislative council contingency fund).
- 28 (17) P.L.13-1990, SECTION 26 (concerning transfer of money  
29 from the underground petroleum storage tank excess liability  
30 fund).
- 31 (18) P.L.51-1990, SECTION 54 (concerning general fund  
32 appropriations for performance based awards program under  
33 IC 20-1-1.3 (before its repeal)).
- 34 (19) P.L.185-1990, SECTION 6 (concerning appropriations made  
35 to the Chicago third airport site selection).
- 36 (20) P.L.240-1991, SECTION 112 (concerning transfer of money  
37 between state funds).
- 38 (21) The following statutes concerning Build Indiana Fund  
39 appropriations: P.L.278-1993, SECTION 2; P.L.340-1995,  
40 SECTION 37; P.L.273-1999, SECTION 33; P.L.291-2001,  
41 SECTION 38; P.L.291-2001, SECTION 40.
- 42 (22) P.L.278-1993, SECTIONS 32 and 33 (concerning

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- 1 interpretation of P.L.277-1993 and P.L.278-1993).  
2 (23) P.L.18-1995, SECTION 145 (concerning increasing  
3 appropriations to the Indiana judicial center).  
4 (24) P.L.18-1995, SECTION 147 (concerning general fund  
5 appropriations to the public defense fund).  
6 (25) P.L.70-1995, SECTION 12 (concerning appropriations from  
7 the fire and building services fund to the firefighting equipment  
8 revolving loan fund).  
9 (26) P.L.104-1995, SECTIONS 5 through 14 (concerning several  
10 appropriations to the state police department or the state police  
11 pension fund for carrying out the purposes of IC 10-1-1-4.5  
12 (subsequently repealed)).  
13 (27) P.L.340-1995, SECTION 34 (concerning the liability of the  
14 Indiana port commission to repay the state for certain  
15 appropriations made in 1965).  
16 (28) P.L.13-1996, SECTION 4 (concerning appropriations for  
17 construction of certain correctional facilities).  
18 (29) P.L.202-1997, SECTION 8 (concerning general fund  
19 appropriations for the Indiana conference for legal education  
20 opportunity).  
21 (30) P.L.260-1997, SECTION 30 (concerning appropriations for  
22 the computer contingency fund).  
23 (31) P.L.260-1997, SECTION 33 (concerning transfers from the  
24 state general fund to the local road and street fund).  
25 (32) P.L.260-1997, SECTION 37 (authorizing the state armory  
26 board to transfer money to the Indiana war memorials  
27 commission).  
28 (33) P.L.260-1997, SECTION 98 (directing the auditor of state to  
29 make certain distributions).  
30 (34) P.L.260-1997, SECTION 100 (canceling a certain  
31 appropriation made by P.L.340-1995).  
32 (35) P.L.260-1997, SECTION 103 (concerning an appropriation  
33 from the lottery and gaming surplus account of the build Indiana  
34 fund to the electronic and enhanced access fund).  
35 (36) P.L.273-1999, SECTION 34 (canceling certain  
36 appropriations).  
37 (37) P.L.273-1999, SECTION 35 (directing the auditor of state to  
38 make certain distributions).  
39 (38) P.L.21-2000, SECTION 12 as amended by P.L.291-2001,  
40 SECTION 79 (concerning transfer of money between the tobacco  
41 settlement fund and the Indiana tobacco master settlement  
42 agreement fund and related appropriations).

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- 1 (39) P.L.26-2001, SECTION 2 (concerning the use of  
2 appropriations from the Indiana economic development  
3 partnership fund).  
4 (40) P.L.291-2001, SECTION 36 (concerning additional  
5 appropriations).  
6 (41) P.L.291-2001, SECTION 39 (concerning the cancellation of  
7 appropriations made under P.L.273-1999, SECTION 33 relating  
8 to the Mount Hermon Youth Organization and making an  
9 appropriation to GEMS, Inc.).  
10 (42) P.L.291-2001, SECTION 45 (concerning deposits to the  
11 Build Indiana Fund).  
12 (43) P.L.291-2001, SECTION 48 (concerning Medicaid  
13 appropriations).  
14 (44) P.L.291-2001, SECTION 79 (concerning transfer of money  
15 between the tobacco settlement fund and the Indiana tobacco  
16 master settlement agreement fund and related appropriations).  
17 (45) P.L.291-2001, SECTION 235 (concerning build Indiana fund  
18 appropriations for the Jennings County Economic Development  
19 Corporation).  
20 (46) P.L.178-2002, SECTION 155 as amended by P.L.1-2003,  
21 SECTION 110 (concerning appropriations to state educational  
22 institutions).  
23 ~~(47) P.L.192-2002, SECTION 209 as amended by P.L.224-2003;~~  
24 ~~SECTION 176 (concerning appropriations for the twenty-first~~  
25 ~~century research and technology fund).~~  
26 ~~(48)~~ (47) P.L.1-2003, SECTION 110 (concerning appropriations  
27 to state educational institutions).  
28 ~~(49) P.L.224-2003; SECTION 176 (concerning appropriations~~  
29 ~~from the build Indiana fund to the twenty-first century research~~  
30 ~~and technology fund).~~  
31 (50) (48) The following statutes (concerning appropriations to the  
32 department of local government finance from the assessment  
33 training fund): P.L.1-2004, SECTION 83; P.L.23-2004,  
34 SECTION 86.  
35 ~~(51)~~ (49) P.L.51-2004, SECTION 12 (concerning appropriations  
36 to the budget agency to implement IC 27-8-10-2.1(g)).  
37 (52) (50) P.L.58-2006, SECTION 11 (concerning appropriations  
38 for statutory fee remission related to dependents of veterans with  
39 disabilities).  
40 ~~(53)~~ (51) P.L.187-2006, SECTION 20 (concerning appropriations  
41 to the department of homeland security to provide training).  
42 ~~(54)~~ (52) P.L.218-2007, SECTION 62 (annually transferring

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1 money from the state general fund to the Indiana tobacco use  
 2 prevention and cessation trust fund and related appropriations).  
 3 ~~(55)~~ **(53)** P.L.227-2007, SECTION 73 (concerning return of  
 4 excess money by a county to the state from the property tax  
 5 refunds appropriation made by HEA 1001-2007).  
 6 ~~(56)~~ **(54)** P.L.234-2007, SECTION 299 (concerning  
 7 appropriations from the build Indiana fund for public water  
 8 supply systems serving Ripley, Decatur, and Jennings counties).  
 9 ~~(57)~~ **(55)** P.L.1-2008, SECTION 10 (concerning transfers of  
 10 money between the state general fund and the property tax  
 11 reduction trust fund).  
 12 ~~(58)~~ **(56)** P.L.32-2008, SECTION 9 (transferring an appropriation  
 13 from the department of labor, bureau of safety education and  
 14 training to INSafe).  
 15 ~~(59)~~ **(57)** P.L.107-2008, SECTION 19 (transferring money from  
 16 bureau of motor vehicles to the Indiana criminal justice institute  
 17 for licensing of commercial driver training schools and  
 18 instructors).  
 19 ~~(60)~~ **(58)** P.L.146-2008, SECTION 851 (appropriating money  
 20 from the state general fund to the property tax replacement fund  
 21 board).  
 22 ~~(61)~~ **(59)** P.L.146-2008, SECTION 859 (appropriating money  
 23 from the state general fund to the state forestry fund).  
 24 ~~(62)~~ **(60)** P.L.146-2008, SECTION 860 (appropriating money  
 25 from the state general fund to the state fair fund).  
 26 ~~(63)~~ **(61)** P.L.182-2009, SECTIONS 36, 37, 47, and 48  
 27 (concerning use of funds under the American Recovery and  
 28 Reinvestment Act of 2009).  
 29 ~~(64)~~ **(62)** P.L.182-2009, SECTION 39 (requiring certain  
 30 reversions of appropriations).  
 31 ~~(65)~~ **(63)** P.L.182-2009, SECTION 46 (concerning appropriations  
 32 for a trauma care center in Gary).  
 33 SECTION 2. IC 4-4-10.9-1.2, AS AMENDED BY P.L.1-2010,  
 34 SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 35 JULY 1, 2013]: Sec. 1.2. "Affected statutes" means all statutes that  
 36 grant a power to or impose a duty on the authority, including but not  
 37 limited to IC 4-4-11, ~~IC 4-4-11.4~~, IC 4-4-11.6, IC 4-4-21, IC 4-13.5,  
 38 IC 5-1-16, IC 5-1-16.5, IC 8-9.5, IC 8-14.5, IC 8-15, IC 8-15.5, IC 8-16,  
 39 IC 13-18-13, IC 13-18-21, IC 13-19-5, and IC 14-14.  
 40 SECTION 3. IC 4-4-11.4 IS REPEALED [EFFECTIVE JULY 1,  
 41 2013]. (Additional Authority: Twenty-First Century Research and  
 42 Technology Fund).

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1 SECTION 4. IC 4-4-32-1 IS AMENDED TO READ AS FOLLOWS  
 2 [EFFECTIVE JULY 1, 2013]: Sec. 1. ~~As used in this chapter, The~~  
 3 **following definitions apply throughout this chapter:**

4 **(1) "IEDC board" refers to the board of the Indiana economic**  
 5 **development corporation.**

6 **(2) "Office" refers to the grant office established by section 3 of**  
 7 **this chapter.**

8 SECTION 5. IC 4-4-32-2 IS REPEALED [EFFECTIVE JULY 1,  
 9 2013]. ~~Sec. 2. As used in this chapter, "fund" refers to the Indiana~~  
 10 ~~twenty-first century research and technology fund established by~~  
 11 ~~IC 5-28-16-2.~~

12 SECTION 6. IC 4-4-32-3, AS AMENDED BY P.L.2-2007,  
 13 SECTION 26, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 14 JULY 1, 2013]: Sec. 3. The ~~fund~~ **IEDC** board may establish and  
 15 administer a grant office to assist state agencies, units of local  
 16 government, postsecondary educational institutions, private sector  
 17 for-profit and nonprofit entities, and other entities in Indiana in  
 18 researching, developing, and receiving grants and funding from:

- 19 (1) the federal government;  
 20 (2) private foundations; or  
 21 (3) any other source of funding.

22 SECTION 7. IC 4-4-32-6 IS AMENDED TO READ AS FOLLOWS  
 23 [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) The office may assist  
 24 potential funding recipients described in section 5 of this chapter in  
 25 preparing applications and all other documentation to aggressively seek  
 26 funding.

27 (b) The office may give priority to assisting the following:

- 28 ~~(1) Highly ranked applicants for grants from the fund.~~  
 29 ~~(2) (1) Entities with proposal concepts that the ~~fund~~ IEDC board~~  
 30 ~~determines are consistent with state strategic objectives.~~  
 31 ~~(3) (2) Opportunities with strong commercial potential for~~  
 32 ~~Indiana.~~  
 33 ~~(4) (3) Opportunities that have substantial private entity interest~~  
 34 ~~and participation.~~

35 SECTION 8. IC 5-14-3-4, AS AMENDED BY P.L.134-2012,  
 36 SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 37 JULY 1, 2013]: Sec. 4. (a) The following public records are excepted  
 38 from section 3 of this chapter and may not be disclosed by a public  
 39 agency, unless access to the records is specifically required by a state  
 40 or federal statute or is ordered by a court under the rules of discovery:

- 41 (1) Those declared confidential by state statute.  
 42 (2) Those declared confidential by rule adopted by a public

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1 agency under specific authority to classify public records as  
2 confidential granted to the public agency by statute.

3 (3) Those required to be kept confidential by federal law.

4 (4) Records containing trade secrets.

5 (5) Confidential financial information obtained, upon request,  
6 from a person. However, this does not include information that is  
7 filed with or received by a public agency pursuant to state statute.

8 (6) Information concerning research, including actual research  
9 documents, conducted under the auspices of a state educational  
10 institution, including information:

11 (A) concerning any negotiations made with respect to the  
12 research; and

13 (B) received from another party involved in the research.

14 (7) Grade transcripts and license examination scores obtained as  
15 part of a licensure process.

16 (8) Those declared confidential by or under rules adopted by the  
17 supreme court of Indiana.

18 (9) Patient medical records and charts created by a provider,  
19 unless the patient gives written consent under IC 16-39 or as  
20 provided under IC 16-41-8.

21 (10) Application information declared confidential by the board  
22 of the Indiana economic development corporation under  
23 IC 5-28-16 **(before its repeal)**.

24 (11) A photograph, a video recording, or an audio recording of an  
25 autopsy, except as provided in IC 36-2-14-10.

26 (12) A Social Security number contained in the records of a  
27 public agency.

28 (13) The following information that is part of a foreclosure action  
29 subject to IC 32-30-10.5:

30 (A) Contact information for a debtor, as described in  
31 IC 32-30-10.5-8(d)(2)(B).

32 (B) Any document submitted to the court as part of the debtor's  
33 loss mitigation package under IC 32-30-10.5-10(a)(3).

34 (b) Except as otherwise provided by subsection (a), the following  
35 public records shall be excepted from section 3 of this chapter at the  
36 discretion of a public agency:

37 (1) Investigatory records of law enforcement agencies. However,  
38 certain law enforcement records must be made available for  
39 inspection and copying as provided in section 5 of this chapter.

40 (2) The work product of an attorney representing, pursuant to  
41 state employment or an appointment by a public agency:

42 (A) a public agency;

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- 1 (B) the state; or  
 2 (C) an individual.
- 3 (3) Test questions, scoring keys, and other examination data used  
 4 in administering a licensing examination, examination for  
 5 employment, or academic examination before the examination is  
 6 given or if it is to be given again.
- 7 (4) Scores of tests if the person is identified by name and has not  
 8 consented to the release of the person's scores.
- 9 (5) The following:
- 10 (A) Records relating to negotiations between the Indiana  
 11 economic development corporation, the ports of Indiana, the  
 12 Indiana state department of agriculture, the Indiana finance  
 13 authority, an economic development commission, a local  
 14 economic development organization (as defined in  
 15 IC 5-28-11-2(3)), or a governing body of a political  
 16 subdivision with industrial, research, or commercial prospects,  
 17 if the records are created while negotiations are in progress.
- 18 (B) Notwithstanding clause (A), the terms of the final offer of  
 19 public financial resources communicated by the Indiana  
 20 economic development corporation, the ports of Indiana, the  
 21 Indiana finance authority, an economic development  
 22 commission, or a governing body of a political subdivision to  
 23 an industrial, a research, or a commercial prospect shall be  
 24 available for inspection and copying under section 3 of this  
 25 chapter after negotiations with that prospect have terminated.
- 26 (C) When disclosing a final offer under clause (B), the Indiana  
 27 economic development corporation shall certify that the  
 28 information being disclosed accurately and completely  
 29 represents the terms of the final offer.
- 30 (6) Records that are intra-agency or interagency advisory or  
 31 deliberative material, including material developed by a private  
 32 contractor under a contract with a public agency, that are  
 33 expressions of opinion or are of a speculative nature, and that are  
 34 communicated for the purpose of decision making.
- 35 (7) Diaries, journals, or other personal notes serving as the  
 36 functional equivalent of a diary or journal.
- 37 (8) Personnel files of public employees and files of applicants for  
 38 public employment, except for:
- 39 (A) the name, compensation, job title, business address,  
 40 business telephone number, job description, education and  
 41 training background, previous work experience, or dates of  
 42 first and last employment of present or former officers or

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- 1 employees of the agency;
- 2 (B) information relating to the status of any formal charges
- 3 against the employee; and
- 4 (C) the factual basis for a disciplinary action in which final
- 5 action has been taken and that resulted in the employee being
- 6 suspended, demoted, or discharged.
- 7 However, all personnel file information shall be made available
- 8 to the affected employee or the employee's representative. This
- 9 subdivision does not apply to disclosure of personnel information
- 10 generally on all employees or for groups of employees without the
- 11 request being particularized by employee name.
- 12 (9) Minutes or records of hospital medical staff meetings.
- 13 (10) Administrative or technical information that would
- 14 jeopardize a record keeping or security system.
- 15 (11) Computer programs, computer codes, computer filing
- 16 systems, and other software that are owned by the public agency
- 17 or entrusted to it and portions of electronic maps entrusted to a
- 18 public agency by a utility.
- 19 (12) Records specifically prepared for discussion or developed
- 20 during discussion in an executive session under IC 5-14-1.5-6.1.
- 21 However, this subdivision does not apply to that information
- 22 required to be available for inspection and copying under
- 23 subdivision (8).
- 24 (13) The work product of the legislative services agency under
- 25 personnel rules approved by the legislative council.
- 26 (14) The work product of individual members and the partisan
- 27 staffs of the general assembly.
- 28 (15) The identity of a donor of a gift made to a public agency if:
- 29 (A) the donor requires nondisclosure of the donor's identity as
- 30 a condition of making the gift; or
- 31 (B) after the gift is made, the donor or a member of the donor's
- 32 family requests nondisclosure.
- 33 (16) Library or archival records:
- 34 (A) which can be used to identify any library patron; or
- 35 (B) deposited with or acquired by a library upon a condition
- 36 that the records be disclosed only:
- 37 (i) to qualified researchers;
- 38 (ii) after the passing of a period of years that is specified in
- 39 the documents under which the deposit or acquisition is
- 40 made; or
- 41 (iii) after the death of persons specified at the time of the
- 42 acquisition or deposit.

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However, nothing in this subdivision shall limit or affect contracts entered into by the Indiana state library pursuant to IC 4-1-6-8.

(17) The identity of any person who contacts the bureau of motor vehicles concerning the ability of a driver to operate a motor vehicle safely and the medical records and evaluations made by the bureau of motor vehicles staff or members of the driver licensing medical advisory board regarding the ability of a driver to operate a motor vehicle safely. However, upon written request to the commissioner of the bureau of motor vehicles, the driver must be given copies of the driver's medical records and evaluations.

(18) School safety and security measures, plans, and systems, including emergency preparedness plans developed under 511 IAC 6.1-2-2.5.

(19) A record or a part of a record, the public disclosure of which would have a reasonable likelihood of threatening public safety by exposing a vulnerability to terrorist attack. A record described under this subdivision includes:

- (A) a record assembled, prepared, or maintained to prevent, mitigate, or respond to an act of terrorism under IC 35-47-12-1 or an act of agricultural terrorism under IC 35-47-12-2;
- (B) vulnerability assessments;
- (C) risk planning documents;
- (D) needs assessments;
- (E) threat assessments;
- (F) intelligence assessments;
- (G) domestic preparedness strategies;
- (H) the location of community drinking water wells and surface water intakes;
- (I) the emergency contact information of emergency responders and volunteers;
- (J) infrastructure records that disclose the configuration of critical systems such as communication, electrical, ventilation, water, and wastewater systems; and
- (K) detailed drawings or specifications of structural elements, floor plans, and operating, utility, or security systems, whether in paper or electronic form, of any building or facility located on an airport (as defined in IC 8-21-1-1) that is owned, occupied, leased, or maintained by a public agency. A record described in this clause may not be released for public inspection by any public agency without the prior approval of the public agency that owns, occupies, leases, or maintains the

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airport. The public agency that owns, occupies, leases, or maintains the airport:

(i) is responsible for determining whether the public disclosure of a record or a part of a record has a reasonable likelihood of threatening public safety by exposing a vulnerability to terrorist attack; and

(ii) must identify a record described under item (i) and clearly mark the record as "confidential and not subject to public disclosure under IC 5-14-3-4(b)(19)(J) without approval of (insert name of submitting public agency)".

This subdivision does not apply to a record or portion of a record pertaining to a location or structure owned or protected by a public agency in the event that an act of terrorism under IC 35-47-12-1 or an act of agricultural terrorism under IC 35-47-12-2 has occurred at that location or structure, unless release of the record or portion of the record would have a reasonable likelihood of threatening public safety by exposing a vulnerability of other locations or structures to terrorist attack.

(20) The following personal information concerning a customer of a municipally owned utility (as defined in IC 8-1-2-1):

- (A) Telephone number.
- (B) Address.
- (C) Social Security number.

(21) The following personal information about a complainant contained in records of a law enforcement agency:

- (A) Telephone number.
- (B) The complainant's address. However, if the complainant's address is the location of the suspected crime, infraction, accident, or complaint reported, the address shall be made available for public inspection and copying.

(22) Notwithstanding subdivision (8)(A), the name, compensation, job title, business address, business telephone number, job description, education and training background, previous work experience, or dates of first employment of a law enforcement officer who is operating in an undercover capacity.

(23) Records requested by an offender that:

- (A) contain personal information relating to:
  - (i) a correctional officer (as defined in IC 5-10-10-1.5);
  - (ii) a law enforcement officer (as defined in IC 35-31.5-2-185);
  - (iii) a judge (as defined in IC 33-38-12-3);
  - (iv) the victim of a crime; or

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1 (v) a family member of a correctional officer, law  
 2 enforcement officer (as defined in IC 35-31.5-2-185), judge  
 3 (as defined in IC 33-38-12-3), or victim of a crime; or  
 4 (B) concern or could affect the security of a jail or correctional  
 5 facility.  
 6 (24) Information concerning an individual less than eighteen (18)  
 7 years of age who participates in a conference, meeting, program,  
 8 or activity conducted or supervised by a state educational  
 9 institution, including the following information regarding the  
 10 individual or the individual's parent or guardian:  
 11 (A) Name.  
 12 (B) Address.  
 13 (C) Telephone number.  
 14 (D) Electronic mail account address.  
 15 (c) Nothing contained in subsection (b) shall limit or affect the right  
 16 of a person to inspect and copy a public record required or directed to  
 17 be made by any statute or by any rule of a public agency.  
 18 (d) Notwithstanding any other law, a public record that is classified  
 19 as confidential, other than a record concerning an adoption or patient  
 20 medical records, shall be made available for inspection and copying  
 21 seventy-five (75) years after the creation of that record.  
 22 (e) Only the content of a public record may form the basis for the  
 23 adoption by any public agency of a rule or procedure creating an  
 24 exception from disclosure under this section.  
 25 (f) Except as provided by law, a public agency may not adopt a rule  
 26 or procedure that creates an exception from disclosure under this  
 27 section based upon whether a public record is stored or accessed using  
 28 paper, electronic media, magnetic media, optical media, or other  
 29 information storage technology.  
 30 (g) Except as provided by law, a public agency may not adopt a rule  
 31 or procedure nor impose any costs or liabilities that impede or restrict  
 32 the reproduction or dissemination of any public record.  
 33 (h) Notwithstanding subsection (d) and section 7 of this chapter:  
 34 (1) public records subject to IC 5-15 may be destroyed only in  
 35 accordance with record retention schedules under IC 5-15; or  
 36 (2) public records not subject to IC 5-15 may be destroyed in the  
 37 ordinary course of business.  
 38 SECTION 9. IC 5-28-6-8 IS ADDED TO THE INDIANA CODE  
 39 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE  
 40 UPON PASSAGE]: **Sec. 8. (a) Before July 1, 2013, the corporation**  
 41 **shall do the following:**  
 42 **(1) Assign any debt instrument held by the corporation as a**

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1            loan issued from the Indiana twenty-first century research  
 2            and technology fund established by IC 5-28-16-2 (before its  
 3            repeal) to the treasurer of state.

4            (2) Convey any assets other than money and the assets  
 5            described in subdivision (1) that are held by the corporation  
 6            as part of the Indiana twenty-first century research and  
 7            technology fund established by IC 5-28-16-2 (before its  
 8            repeal), including company shares, partnership interests,  
 9            member interests, and options, to the treasurer of state.

10           (b) Notwithstanding IC 5-28-16-2(g) (before its repeal), money  
 11           in the Indiana twenty-first century research and technology fund  
 12           established by IC 5-28-16-2 (before its repeal) at the end of the  
 13           state fiscal year ending on June 30, 2013, reverts to the state  
 14           general fund.

15           (c) The treasurer of state shall deposit the following in the state  
 16           general fund:

17                (1) Money received as payment on a debt instrument assigned  
 18                to the treasurer of state under subsection (a)(1).

19                (2) The proceeds from the disposition of assets described in  
 20                subsection (a)(2).

21           (d) The treasurer of state may delay the sale of an asset  
 22           described in subsection (a)(2) until sale of the asset is determined,  
 23           in the discretion of the treasurer of state, to be the prudent  
 24           investment decision.

25           SECTION 10. IC 5-28-16 IS REPEALED [EFFECTIVE JULY 1,  
 26           2013]. (Indiana Twenty-First Century Research and Technology Fund).

27           SECTION 11. An emergency is declared for this act.

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