

**LEGISLATIVE COUNCIL RESOLUTION 12-01**  
(As Adopted May 23, 2012)

BE IT RESOLVED BY THE INDIANA LEGISLATIVE COUNCIL:

SECTION 1. Any interim study committee created by statute, and required to operate under the rules of the Council, unless otherwise provided by statute or Legislative Council resolution, and any interim committee created by the Legislative Council, shall be composed of twelve (12) voting members, with six (6) appointed from the House by the chairman of the Council, and six (6) appointed from the Senate by the vice-chairman of the Council. Appointments from each chamber shall be divided equally between the two major political parties. The chairman and vice-chairman of the Council may each appoint non-legislators to serve as non-voting members of a committee. The chairman and vice-chairman of the Council and the minority leader of the House and Senate shall each appoint one additional non-voting member who has experience with Department of Child Services to the Department of Child Services Study Committee. Except as provided by statute, the chairman of the Council, with the advice of the vice-chairman, shall designate the chairman of each committee, and may in the same manner designate a vice-chairman of each committee.

SECTION 2. The committee identified in this SECTION is established and shall study and make findings and recommendations concerning the topics assigned to it.

**INTERIM STUDY COMMITTEE ON AGRICULTURE (HEA 1312)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. Obstacles to local food production, processing, and distribution in Indiana (HEA 1312); and
- B. Encouragement for farmers and residents to produce, process, and distribute locally grown food (HEA 1312).

SECTION 3. The Legislative Council charges the following entities to study the topics indicated, and to submit findings and recommendations to the Council before November 1, 2012:

**1. CENSUS DATA ADVISORY COMMITTEE (IC 2-5-19)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. Ballot security for an absentee ballot transmitted to and from a voter by mail (SEA 175); and
- B. Connection of the statewide voter registration list established under IC 3-7-26.3 and files maintained by the department of revenue (SEA 175).

**2. COMMISSION ON COURTS (IC 33-23-10-1)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. Creation of a centralized department of administrative law judges within the office of the attorney general (HEA 1273);
- B. The experiences of Texas and other states that have implemented the "Texas model" (HEA 1273);
- C. The experiences of other states that have implemented similar models (HEA 1273);
- D. The fiscal impact of implementing a centralized department of administrative law judges (HEA 1273); and
- E. The practicality and logistics of implementing a centralized department of administrative law judges (HEA 1273).

**3. CRIMINAL LAW AND SENTENCING POLICY STUDY COMMITTEE (IC 2-5-31.4)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. The provisions of IC 24-4-18 concerning criminal history providers and the need for any legislation to amend IC 24-4-18 before IC 24-4-18 takes effect on July 1, 2013 (HEA 1033); and
- B. The sex and violent offender registry (HR 20).

**4. DEPARTMENT OF CHILD SERVICES INTERIM STUDY COMMITTEE (SEA 286)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. Review and study the progress and improvements made by the department of child services (DCS) since its creation in 2005 (SEA 286);
- B. Review best practices concerning child welfare, child mental health, and delinquent children (SEA 286);
- C. Receive and review status reports from the DCS ombudsman (SEA 286);
- D. Review and study the DCS child abuse and neglect hotline, including the process used to refer a report to a local office (SEA 286);

- E. Make legislative recommendations concerning the DCS (SEA 286);
- F. Conduct a study of the laws relating to:
  - (a) DCS procedures;
  - (b) Funding of the DCS;
  - (c) Funding for the placement of children;
  - (d) DCS personnel issues;
  - (e) Children in need of services;
  - (f) Child support;
  - (g) Procedures concerning the determination of placements of children inside and outside Indiana;
  - (h) Homeless children;
  - (i) The youth service bureau;
  - (j) Child welfare programs;
  - (k) Family preservation services;
  - (l) The regulation of residential child care;
  - (m) Termination of parent-child relationships;
  - (n) Missing children; and
  - (o) The DCS ombudsman.(SB 270);
- G. Federal requirements or incentives for states to pass certain laws or establish specific programs (SB 270);
- H. Determine the long range needs of the DCS and recommend policy priorities (SB 270);
- I. Identify critical problems in the DCS and recommend strategies to solve the problems (SB 270);
- J. Propose plans, programs, and legislation for improving the effectiveness of the DCS (SB 270);
- K. How it is determined whether a family and/or child is eligible for services by the DCS (SR 47);
- L. The wrap-around services available to families involved in DCS proceedings (SR 47);
- M. The follow-up provided by DCS staff to determine whether services were provided and the adequacy of those services (SR 47); and
- N. The communication between family court and DCS to collaborate on families' involvement in each entity (SR 47).

**5. SELECT COMMISSION ON EDUCATION (HEA 1376)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. The feasibility of establishing a process by which residents of a part of an existing school corporation may elect to disannex from an existing school corporation and either annex to another existing school corporation or establish a new school corporation (HEA 1047);
- B. The process of adoption and content of rules adopted by the Indiana state board of education concerning categories or designations of school improvement including the matrices used for the A-F designations (HEA 1376);
- C. Proposed rules, adopted rules, and policies of the department of education and the Indiana state board of education to implement the provisions of P.L.90-2011, concerning teacher evaluations and licensing (HEA 1376);
- D. More clearly defining what is included in instructional spending by school corporations and what is included in noninstructional spending by school corporations for purposes of the law concerning reporting of expenditures allocated to school instruction (IC 20-42.5-3-5) (HEA 1072, SB 344, SR 7);
- E. The current oversight structure applicable to IPFW and make recommendations for any changes in the current structure that the committee determines should be considered (SC 19); and
- F. Public schools 'cherry-picking' students (Representatives Karickhoff and Mahan).

**6. ENVIRONMENTAL QUALITY SERVICE COUNCIL (IC 13-13-7)**

THE COUNCIL IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

- The powers of solid waste management districts to:
- (1) Establish and issue permits; and
  - (2) Impose and collect fees that are not specifically authorized by a statute. (SEA 131).

**7. HEALTH FINANCE COMMISSION (IC 2-5-23)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. Licensing of paramedics (HEA 1186);
- B. The effectiveness of current laws and rules in Indiana to regulate and monitor pain management facilities and prescribers of controlled substances (SEA 24);

- C. Programs and regulations in other states that effectively regulate and monitor pain management facilities and prescribers of controlled substances (SEA 24);
- D. Whether any limitation should be placed on the dispensing of a prescription drug by pharmacies (SEA 407, SB 334, HR 66);
- E. Specified health insurance plans and the number of covered people with copayments, coinsurance amounts, and out-of-pocket costs incurred for prescription drugs that exceed specified amounts for the coverage (SEA 407, SB 334, HR 66);
- F. Tobacco harm reduction strategies to reduce smoking-attributable death and disease (HR 59); and
- G. The feasibility of establishing a teaching hospital and trauma center to operate in conjunction with the IU School of Medicine at IU Northwest (Representative C. Brown).

**8. INDIANA ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS (IC 4-23-24.2-4)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

Appropriate roles and responsibilities of the state, counties, municipalities, townships, and other political subdivisions in providing 911 and enhanced 911 services in Indiana (SEA 345).

**9. COMMISSION ON MENTAL HEALTH AND ADDICTION (IC 12-21-6.5-2)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. Whether prosecuting attorneys should be allowed to file a petition alleging that a child is a child in need of services under IC 31-34-1-6 (SEA 286);
- B. The unmet mental health needs of children within the juvenile justice system, including children in need of services and delinquent children (SEA 286); and
- C. Involuntary commitment of persons with substance use disorders, including the following:
  - (1) Whether the involuntary commitment statute is underutilized;
  - (2) Whether the state should inform the public, law enforcement, and the judiciary of the current Indiana laws on involuntary commitment; and
  - (3) Whether the state has adequate resources to provide treatment for persons with substance use disorders.

(SC 7).

**10. OUTDOOR STAGE EQUIPMENT SAFETY COMMITTEE (IC 2-5-34.7)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

Regulating the use of outdoor stage equipment in Indiana for the purpose of protecting the safety of persons at an outdoor performance (SEA 273).

**11. PENSION MANAGEMENT OVERSIGHT COMMISSION (IC 2-5-12)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. A system under which a retirement plan of the state or a political subdivision shall periodically report its operating and financial condition to the state and the general assembly (SEA 128);
- B. The information to be included in the reporting system described in "A" (SEA 128);
- C. The entity or entities to receive and analyze the information submitted under the reporting system described in "A" (SEA 128); and
- D. The anticipated costs of administering the reporting system described in "A", including a funding mechanism to pay the system's administrative costs (SEA 128).

**12. INTERIM STUDY COMMITTEE ON SPECIAL GROUP RECOGNITION LICENSE PLATES (SEA 257)**

THE COMMITTEE IS CHARGED WITH STUDYING THE FOLLOWING TOPIC:

Policies and procedures concerning the issuance of special group recognition license plates (SEA 257).

**13. COMMISSION ON STATE TAX AND FINANCING POLICY (IC 2-5-3-2)**

THE COMMISSION IS CHARGED WITH STUDYING THE FOLLOWING TOPICS:

- A. Whether the exemption provided by IC 6-2.5-5-46 (exemption from sales tax for personal property transactions involving certain foreign aircraft), should be made to apply to all aircraft and avionic devices (HEA 1325);
- B. Assessment of outdoor signs (HEA 1072, SB 344);
- C. Whether the value of tax credits under Section 42 of the Internal Revenue Code should be considered in determining the assessed value of low income housing tax credit property (HEA 1072);

- D. All income tax credits using a schedule that provides for approximately half the credits to be studied each year and for the credits to be studied in the order they were enacted. The STFP shall prepare a report that covers each credit and that includes the following:
- (1) A review of the original scope and purpose of the credit and whether the scope or purpose has changed since the credit's enactment;
  - (2) The economic parameters of the credit, including the credit percentage and credit limits, and whether these parameters have changed since the credit's enactment;
  - (3) A description of the taxpayers that qualify for the credit and how effective the credit has been in assisting these targeted taxpayers;
  - (4) The type of activities on which the credit is based and how effective the credit has been in promoting these targeted activities;
  - (5) The amount of the credits granted over time;
  - (6) A determination of the dollar amount of credits granted but not taken that can be carried forward;
  - (7) A summary of audit findings for each credit and whether there has been any misuse of the credit; and
  - (8) Suggested changes in the law with regard to each credit, including whether the credit should be retained or not.
- (HEA 1072, SB 344);
- E. Financing of solid waste management districts, including:
- (1) Property tax levies allowed under IC 13-21 and related statutes under IC 6-1.1;
  - (2) District final disposal fees set forth in IC 13-21-13;
  - (3) District solid waste management fees set forth in IC 13-21-14; and
  - (4) Any other funding sources that are available to and used by districts.
- (SEA 131); and
- F. Developing a comprehensive plan and set of parameters for distressed local units of government and school corporations to borrow funds from the state on an emergency basis (HR 89).