

2013 SESSION DIGEST OF ENACTMENTS

DIGEST OF HB 1001 (Updated April 27, 2013 12:59 am - DI 92)

Biennial budget. Appropriates money for capital expenditures, the operation of the state, the delivery of Medicaid and other services, and various other distributions and purposes. Abolishes the health finance advisory committee, the health policy advisory committee, and the select joint commission on Medicaid oversight, and transfers their duties to the health finance commission. Restores citation numbering in Article V convention law as adopted by the senate in SB 224. Requires the county chairman of a major political party to provide the name and address of the precinct committeemen and vice committeemen to an elected official, upon request of the elected official. Provides that the office of management and budget may not consider a balance in the state tuition reserve fund when calculating the amount of state reserves at the end of a state fiscal year for purposes of the automatic taxpayer refund. Provides that the racino slot machine wagering tax is imposed on 91.5% of adjusted gross receipts. Specifies that such adjusted gross receipts include the 15% distribution from racinos. Caps supplemental distributions of wagering tax revenues at \$48,000,000 statewide. Provides that the exception to the circuit-breaker credit for bonds and lease issued or entered into before July 1, 2008, in St. Joseph County or Lake County also applies to certain bonds or leases issued or entered into to refund those preexisting obligations. Reduces the adjusted gross income tax rate on noncorporate taxpayers to: (1) 3.3% for taxable years beginning after 2014 and before 2017; and (2) to 3.23% for taxable years beginning after 2016. Increases the annual cap on school scholarship tax credits to \$7,500,000. Permits a county income tax council to impose a motor vehicle excise surtax and a wheel tax for a county. (Current law permits the county council to impose these taxes.) Specifies that the body that initially imposes the excise surtax and wheel tax is the body that is empowered to increase, decrease, or rescind the excise surtax and wheel tax. Provides that the inheritance tax expires on January 1, 2013, rather than on January 1, 2022. Specifies that a county is not entitled to an inheritance tax replacement amount for a state fiscal year beginning after June 30, 2013. Repeals the Indiana estate tax and Indiana generation skipping transfer tax. Reallocates certain cigarette tax revenues. Updates references to the Internal Revenue Code. Changes financial institution tax distributions to local governments. Provides that any increase after January 1, 2013, and before March 1, 2013, in the Marion County supplemental auto rental excise tax rate or the Marion County admissions tax rate may not continue in effect after February 28, 2023. Allocates 1% of state gross retail tax collections to the motor vehicle highway account. Removes state police expenses from motor vehicle highway account distributions. Establishes the major moves 2020 trust fund. Specifies that money is to be used exclusively for major highway expansion projects that enhance the ability to transport goods in and through Indiana, upon appropriation by the general assembly. Provides that the fund is considered a trust fund, and that 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. Provides that, on July 1, 2013, and on July 1, 2014, the auditor of state shall transfer \$200,000,000 to the fund from the state general fund. Provides that the Indiana finance authority may enter into public-private agreements for freeway projects in addition to toll road projects. Defines a freeway project as a nontolled highway project subject to a public-private agreement. Specifies that additional statutory authority is not necessary to issue a request for proposals or to enter into a public-private agreement for a freeway project. Provides that freeway projects are not subject to a preliminary feasibility and economic impact study required by current law before entering into a public-private agreement for a toll road project. Provides that lodging facilities constructed on or adjacent to a freeway project are not part of the freeway project. Specifies that the general law concerning public-private partnerships may not be construed to affect a project carried out under the law governing public-private agreements for toll road projects and freeway projects. Provides that if the department of correction or a county incurs medical care expenses in providing medical care to an inmate and the medical care expenses are not reimbursed, the department or the county shall attempt to determine the amount, if

any, of the medical care expenses that may be paid: (1) by a policy of insurance that is maintained by the inmate and that covers medical care, dental care, eye care, or any other health care related service; or (2) by Medicaid. Removes expiration date for the Medicare plus 4% provision concerning certain medical costs incurred by the department of correction or a county. Authorizes a hospital assessment fee through June 30, 2017. Extends the health facility quality assessment fee through June 30, 2017. Provides that FSSA may not implement a waiver or Medicaid state plan amendment without having it reviewed by the budget committee. Doubles the amounts that FSSA must pay to funeral directors and cemeteries for the burial expenses of TANF and Medicaid recipients. Specifies distribution of disproportionate share payments for specified fiscal years to specified hospitals and psychiatric institutions. Authorizes transfers from the state tuition reserve to the state general fund if the budget director, after review by the budget committee, makes a determination that the amount of the distribution for that state fiscal year for basic tuition support has been reduced because the amount of the distributions for the state fiscal year for choice scholarships has exceeded the estimated amount of the distributions for choice scholarships. Provides that such a transfer may not exceed \$25,000,000 per state fiscal year. Specifies that the amounts transferred shall be used to augment the appropriation for state tuition support and shall be distributed to school corporations to restore the distributions for basic tuition support that have been reduced. Provides that if the state board of education determines that the Indianapolis public school corporation or any other school corporation is entitled to a distribution to correct the amount that was withheld during July through December 2012 from state tuition support and federal funds otherwise to be distributed to the school corporation under the turnaround academy statute, the state board receives an appropriation of \$7,405,892 to make corrected distributions. Requires the recipient school corporation to dismiss and not pursue any claims against the state, the special management team, or the turnaround academy with regard to distributions. Establishes the science, technology, engineering, and mathematics teacher recruitment fund. Establishes the high need fields and minority student teacher stipend programs. Repeals the nursing scholarship and scholarships for special education, occupational therapy, and physical therapy students. Creates a scholarship program for medical students. Requires the Department of Child Services (DCS) to investigate all reports of child abuse or neglect received from a judge or prosecutor. Requires DCS to forward all reports of child abuse or neglect received from medical personnel, school personnel, a social worker, law enforcement officials or personnel, judiciary personnel, or prosecutor personnel to the appropriate local office. Requires the auditor of state to transfer \$150,000,000 to the tuition reserve fund on July 1, 2013, and on July 1, 2014. Authorizes a state educational institution to develop and finance a hospitality facility through a financing and operating agreement with a developer. Specifies that the hospitality facility must be generally available to students, faculty, staff, or visitors without discrimination and at reasonable charges. Provides for funding of the securities division. Requires political subdivisions to annually report certain information concerning other post employment benefits (OPEB) to the department of local government finance. Requires studies of various topics. Appropriates money to defease bonds on the state museum and forensics and health sciences lab. Repeals obsolete study committees. Provides that on July 1, 2013, the auditor of state shall transfer \$10,000,000 from the mine subsidence insurance fund to the state general fund. Repeals the 2009 appropriation for carrying out architectural and engineering work for a trauma care center in the city of Gary. Repeals certain previously authorized higher education bonding authority.

DIGEST OF HB 1002 (Updated April 11, 2013 6:02 pm - DI 84)

Indiana career council. Establishes the Indiana career council (council) to: (1) align the various participants in the state's education, job skills development, and career training system; (2) match the education and skills training provided by the state's education, job skills development, and career training system with the currently existing and future needs of the state's job market; (3) oversee the Indiana workforce intelligence system; (4) submit to the general assembly by August

1, 2013, and August 1 annually, an inventory of current job and career training activities conducted by state and local agencies and private groups; (5) submit, by July 1, 2014, a strategic plan to the general assembly to improve the state's education, job skills, and career training system; and (6) submit to the general assembly by December 1, 2013, a progress report concerning the strategic plan. Provides that council membership includes: (1) the governor, who serves as chair; (2) the lieutenant governor, who serves as vice chair; (3) the commissioner of the department of workforce development; (4) the secretary of commerce; (5) the state superintendent of public instruction; (6) the commissioner of the commission for higher education; (7) the secretary of the family and social services administration; (8) the president of Ivy Tech Community College; (9) representatives of manufacturing, the business community, and labor appointed by the governor; (10) one member representing the life sciences industry appointed by the governor; (11) two members of the house of representatives appointed by the speaker; and (12) two members of the senate appointed by the president pro tempore. Provides that the legislator members are nonvoting advisory members of the council. Establishes the Indiana workforce intelligence system (system), a statewide longitudinal data system that contains educational and workforce information to improve the effect of the state's educational delivery system on the economic opportunities of individuals and the state's workforce, and to guide state and local decision makers. Requires the system to generate timely and accurate information that is available to the public about the effectiveness of the state's job training programs. Requires the departments of education and workforce development, the commission for higher education, and other state agencies with relevant information to submit data to the system. Permits the system administrator to: (1) receive appropriations, grants, user fees, and other funds to develop and maintain the system; and (2) contract with public or private entities to develop and maintain the system and to conduct research.

DIGEST OF HB 1003 (Updated April 26, 2013 11:47 pm - DI 71)

Nonpublic school scholarships. Provides that a taxpayer may carry forward a school scholarship income tax credit for a taxable year that begins after December 31, 2012. Specifies eligibility standards for choice scholarships. Makes various administrative changes to the choice scholarship program. Removes a provision that allows the department to make only a partial choice scholarship grant. Provides that an eligible choice scholarship student is eligible to receive as part of the choice scholarship any applicable amount that a school corporation (in which the student has legal settlement) would receive for a student as part of a special education grant. Provides that a public school is not required to make available special education and related services to an eligible choice scholarship student who receives special education funding as part of the choice scholarship. Provides that a school corporation may not include in its special education grant count an eligible choice scholarship student who receives an amount related to special education as part of a choice scholarship. Requires the state board to adopt rules, including emergency rules, for the provision of special education or related services to an eligible choice scholarship student who receives special education funds as part of the choice scholarship. Provides that the choice scholarship shall be distributed each semester during the school year. Amends the definition of "eligible student" for purposes of the statutes concerning scholarship

granting organizations. Provides that the legislative council shall assign certain topics to the commission on education interim study committee. Makes conforming amendments.

DIGEST OF HB 1004 (Updated April 25, 2013 7:44 pm - DI 84)

Early education evaluation program. Establishes the early education evaluation program to gather data concerning the school readiness of low income children who have received early education services through providers with programs of demonstrated quality that require parental involvement in the children's education. Establishes the early learning advisory committee.

DIGEST OF HB 1005 (Updated April 26, 2013 9:18 pm - DI 116)

Education. Repeals provisions for certain graduation standards for students before July 1, 2010. Provides that if a student is not progressing toward fulfillment of the student's graduation plan due to not achieving a passing score on the graduation examination, the school counselor shall meet with the: (1) student; (2) student's parent; and (3) student's teacher in the subject matter in which the student has not received a passing score on the graduation examination; to discuss available remediation and to plan to meet the requirements necessary for a graduation waiver. Requires a secondary school's strategic and continuous school improvement and achievement plan to include a provision to reduce the number of graduation waivers. Requires the principal of a public school to inform a student and a parent of the student transferring to a nonaccredited nonpublic school of the legal responsibilities of transferring to a nonaccredited nonpublic school. Provides that the principal and the parent must sign a form to acknowledge that the parent understands the legal requirements of transferring to a nonaccredited nonpublic school. Provides that if the parent refuses to sign the form, the student is considered a dropout and shall be: (1) reported to the bureau of motor vehicles for purposes of revoking the student's driver's license or learner's permit; and (2) considered a dropout for purposes of calculating the high school's dropout rate. Provides that the education roundtable, when making recommendations to the state board regarding the methods of measuring school improvement, may consider the remedial needs of students who are likely to fail a graduation exam or require remedial work while attending a postsecondary educational institution or workforce training program. Provides that the remediation grant program may provide grants to school corporations to prevent the need for postsecondary or workforce training remediation or to decrease the likelihood that a student may fail a graduation examination. Provides that, not later than July 1, 2013, the state board, in consultation with the department of education (department), the education roundtable, the commission for higher education, and the department of workforce development, shall develop guidelines to assist secondary schools in identifying a student who is likely to: (1) fail a graduation examination; or (2) require remedial work at a postsecondary educational institution or workforce training program if the student subsequently attends a postsecondary educational institution or workforce training program upon graduation. Provides that the guidelines must include: (1) indicators to assist school personnel in determining whether a student may be in need of supplemental instruction or remediation; and (2) standards and guidelines for secondary school personnel to use in determining when a student is required to be assessed using a college

and career readiness exam. Provides that the guidelines may provide best practices and strategies for improving services and support provided by a school to assist a student in achieving the level of academic performance that is appropriate for the student's grade level to minimize: (1) the likelihood that a student may fail a graduation exam; or (2) the necessity for postsecondary remedial course work by the student. Provides that if the appropriate school official determines, using the indicators established in the guidelines, that a student before the spring semester, or the equivalent, of grade 11 will likely require remedial work at a postsecondary educational institution or workforce training program or fail a graduation examination, the school official shall require the student to take a college and career readiness exam. Provides that a school official shall, based on the results of the exam, determine if the student is in need of additional remediation or instruction in a particular subject matter contained in the exam. Provides that a student who has been identified to need additional remedial work must pass a college and career readiness exam before the student may enroll in a dual credit course in a subject matter related to the subject matter in which the student has been identified to need additional remedial work. Provides that a school official shall inform the student's parent of the likelihood that the student will require remedial work while the student attends a postsecondary educational institution or workforce development program. Provides that a school official may establish a remediation or supplemental instruction plan with the student's parent. Requires the state board, in consultation with the department, to develop criteria to be used by the department to identify secondary schools with the highest graduation waiver rate percentages in the state that may require the establishment of a school wide remediation plan. Provides that the state board shall place the school and the school corporation on notice that the school has exceeded the percentage of graduation waivers under the criteria established by the state board and require the school to develop a school-wide remediation plan. Provides that, after June 30, 2014, certain students who receive a graduation waiver, other than the work readiness waiver, and who obtain a general curriculum diploma are disqualified from receiving any state scholarships, grants, or assistance administered by the commission for higher education unless the students pass a career and college readiness exam. Provides that, beginning after June 30, 2014, a student must achieve at least the equivalent of a 2.0 on a 4.0 unweighted grading scale in order for the student to receive postsecondary credit on a dual credit course or double up program course taught in a high school setting.

DIGEST OF HB 1006 (Updated April 26, 2013 12:25 pm - DI 106)

Various changes to the criminal code. Makes various changes to the criminal code, including changes to the law concerning community corrections, probation, sentencing, probation funding, drug and alcohol program funding, involuntary manslaughter, communicable disease crimes, battery, hazing, obstruction of traffic crimes, interference with medical services crimes, kidnapping, confinement, criminal mischief, railroad mischief, computer crimes, theft, deception and fraud crimes, timber spiking, offenses against general public administration, criminal gang activity crimes, stalking, offenses against public health, child care provider crimes, weapon crimes, drug crimes, protection zones, and rape. Repeals the law concerning criminal deviate conduct, and consolidates the crime of criminal deviate conduct into the crime of rape. Changes the phrase "deviate sexual conduct" to "other sexual conduct". Repeals laws

concerning car jacking, and failure of a student athlete to disclose recruitment. Removes the current four level felony penalty classification and replaces that classification with a six level felony penalty classification. Assigns new felony penalties to each crime. Permits a judge to contact the local department of child services directly to report suspected cases of child abuse or neglect under certain conditions, and provides that a child who lives in the same household as a person charged with and awaiting trial for certain sex offenses is a child in need of services. Removes the misdemeanor penalty for the entry or attempted entry by a person under the age of 21 into certain facilities that permit gambling and makes the violation an infraction. Urges the legislative council to: (1) require an existing study committee to evaluate the criminal law statutes in IC 7.1 and IC 9 and to make recommendations to the general assembly for the modification of the criminal law statutes in those titles; (2) study recidivism in Indiana; (3) study criminal justice funding issues; (4) study advisory sentences; and (5) study the suspendibility of sentences. Makes technical corrections. Makes conforming amendments. (The introduced version of this bill was prepared by the criminal code evaluation commission.)

DIGEST OF HB 1011 (Updated April 26, 2013 3:39 pm - DI 84)

Public mass transportation. Provides that certain counties in central Indiana may not enter into an interlocal cooperation agreement under which all of those counties participate in or are eligible to participate in a joint district or entity to provide public transportation services throughout those counties. Specifies that this provision expires on March 15, 2014. Provides that certain counties in central Indiana and municipalities in those counties may not establish a new regional transportation authority or become a member of an existing regional transportation authority. Specifies that this provision expires on March 15, 2014. Establishes the central Indiana transit study committee. Requires the committee to report to the legislative council before December 15, 2013, concerning specified transportation issues.

DIGEST OF HB 1012 (Updated March 19, 2013 2:09 pm - DI 84)

Sale of a public school building. Provides that a school corporation may sell a vacant or unused school building after the school building is made available for sale or lease to a charter school for at least two years. (Current law provides that a vacant or unused school building may be sold to an entity other than a charter school after 48 months.) Provides that a governing body shall make available for lease or purchase to any charter school any vacant or unused school building owned by the school corporation or any other entity that is related in any way to, or created by, the school corporation or the governing body, including a building corporation. (Current law provides that a governing body shall make available for lease or purchase to any charter school any vacant or unused school building owned by the school corporation). Provides that a governing body of a school corporation may request a waiver from the department of education (department) from the requirement that a vacant school building must be made available to a charter school. Provides that, after a governing body of a school corporation sends a waiver request to the department, the sponsor or membership organization representing charter schools may submit a qualified objection to the waiver request to the department. Provides that the department must deny a waiver request if it receives a qualified objection. Requires a charter school or related entity to transfer to the school corporation an amount equal to the gain, minus the adjusted basis of the school building, from a subsequent sale of a school building to a third party by the charter school or related

entity. Requires the department to notify a school corporation of a charter school's intent to purchase or lease a vacant school building within 30 days of receiving a written notification from a charter school. Provides that if the department does not receive a qualified objection from a charter school or statewide organization representing charter schools, the governing body may dispose of the vacant or unused school building in any lawful manner. Provides that the definition of a charter school includes an entity or group seeking approval from a sponsor to operate a charter school.

DIGEST OF HB 1015 (Updated April 10, 2013 12:24 pm - DI 84)

School safety. Urges the legislative council to establish an interim study committee to examine issues related to student discipline and safety.

DIGEST OF HB 1016 (Updated April 16, 2013 4:38 pm - DI 84)

Problem solving courts. Provides additional circumstances under which a person can participate in a problem solving court program. Provides that a problem solving court may provide rehabilitative services. Simplifies the problem solving court fee transfer process. Urges the legislative council to require the Commission on Courts to evaluate the funding of veteran's courts during the 2013 interim.

DIGEST OF HB 1018 (Updated April 16, 2013 5:06 pm - DI 84)

Financial institutions matters. Reduces the financial institutions franchise tax rate over four years, from 8.5% for taxable years beginning before January 1, 2014, to 6.5% for taxable years beginning on or after January 1, 2017. Requires budget committee review for an expenditure from the public deposits insurance fund (PDIF) for a purpose other than paying expenses for the administration of the fund, investing, reinvesting, and exchanging specified investments, paying allowable operational expenses, paying claims on insured public deposits, and making deposits of uninvested funds. Terminates the use of interest on the PDIF for local pension relief. Provides for a 10 year payback of the \$50,000,000 loan made to the state general fund from the PDIF. Annually appropriates \$5,000,000 from the state general fund to the budget agency to make the annual loan payments for 2013 through 2022. Repeals and removes provisions that were not used concerning a loan made by the state board of finance and purchased by the board for depositories for economic development projects.

DIGEST OF HB 1027 (Updated April 16, 2013 5:09 pm - DI 84)

Civil immunity for services in emergency. Provides civil immunity to a registered architect, land surveyor, or professional engineer who provides, without compensation, professional services related to a declared emergency.

DIGEST OF HB 1028 (Updated March 26, 2013 2:12 pm - DI 84)

State police death benefit. Increases the maximum amount of a deceased state police officer's supplementary death benefit from \$14,500 to \$20,000 for state police officers who die after June 30,

2013.

DIGEST OF HB 1029 (Updated April 16, 2013 4:40 pm - DI 84)

Adoption history information. Adds a relative of an adoptee and a pre-adoptive sibling to the list of interested persons who may obtain medical history information and file a petition with an appropriate court to request the release of medical information, nonidentifying information, or identifying information. Requires that a petition requesting release of medical, nonidentifying, or identifying information must include the reasons why the release of information may be beneficial to an adoptee, birth parent, relative of an adoptee, or relative of a birth parent. (Current law requires that the petition must include reasons why the release of information may be beneficial to the adoptee or birth parent.) Requires the court to appoint a confidential intermediary if certain requirements are met and the petitioner has shown an emergency medical need or good cause relating to the welfare of an adoptee, birth parent, relative of an adoptee, or relative of a birth parent. (Current law requires the court to appoint a confidential intermediary if certain requirements are met and the petitioner has shown an emergency medical need or good cause relating to the welfare of an adoptee or birth parent.)

DIGEST OF HB 1034 (Updated April 16, 2013 4:53 pm - DI 84)

Physical therapy services without a referral. Allows a physical therapist to evaluate and treat a patient without a referral for not more than 24 calendar days. Requires a physical therapist to obtain a referral from the patient's provider if further treatment by the physical therapist is needed. Provides that a physical therapist may not perform spinal manipulation of the spinal column or the vertebral column unless: (1) the physical therapist is acting on the order or referral of a physician, an osteopath, or a chiropractor; and (2) the referring physician, osteopath, or chiropractor has examined the patient before issuing the order or referral. Provides that a physical therapist may not perform sharp debridement unless a physical therapist has an order or referral of a licensed physician, osteopath, or podiatrist.

DIGEST OF HB 1037 (Updated March 12, 2013 2:17 pm - DI 84)

Railroad crossings. Requires the Indiana department of transportation (INDOT) to adopt rules concerning minimum distance requirements at railroad crossings. Provides that statutory minimum distance requirements expire on the date on which the rules are finally adopted. Provides that a railroad that violates a rule adopted by INDOT concerning minimum distance requirements at railroad crossings is subject to a civil penalty of \$100 for each day the violation continues and that the maximum civil penalty for a continuing violation is \$5,000. Authorizes INDOT to bring an action to recover a civil penalty in the circuit or superior court of the county in which the crossing that is the subject of the violation is located.

DIGEST OF HB 1038 (Updated April 26, 2013 12:18 pm - DI 77)

Blood donation testing. Defines "blood" for purposes of regulating blood centers. Excepts: (1) blood and plasma used for research purposes; and (2) human cells, tissues, or cellular or tissue-based products;

from the requirement that materials tested with an inconclusive result be disposed of. Requires a blood center to obtain a blood donor's Social Security number if the blood donor receives monetary compensation for the donation. Allows a blood center to distribute blood or plasma before the completion of a screening test in a documented medical emergency and sets forth requirements applying to distributions under those circumstances. Amends the exception to the crime of transferring contaminated body fluids for a person who is an autologous blood donor. Makes conforming changes.

DIGEST OF HB 1044 (Updated April 17, 2013 1:44 pm - DI 84)

Public safety training on Alzheimer's and dementia. Specifies that the law enforcement academy must provide training regarding persons with Alzheimer's disease or related senile dementia. Specifies that the law enforcement academy must provide in service training concerning interacting with Alzheimer's disease or related senile dementia and high risk missing persons.

DIGEST OF HB 1045 (Updated April 17, 2013 1:45 pm - DI 84)

Airports. Provides that: (1) a local department of aviation; and (2) an airport authority; are public agencies for purposes of entering into design-build contracts for a public works project. Provides that a lease for the maintenance, operation, or use of an airport is not limited to a 15 year term. (Current law limits contracts and leases for maintenance, operation, or use of an airport to 15 year terms.) Specifies that the jurisdiction granted to an airport authority is superior to that of other local units or entities with respect to airport lands, and removes a requirement that a cumulative building fund be used only to support commercial intrastate air transportation.

DIGEST OF HB 1052 (Updated March 28, 2013 2:32 pm - DI 84)

Electronic meetings. Provides that committees appointed by the commission for higher education are not required to have a minimum number of members present at the place where the meeting is conducted in order to conduct an electronic meeting. (Current law exempts only committees appointed by a board of trustees of a state educational institution from this requirement.)

DIGEST OF HB 1053 (Updated April 26, 2013 1:21 pm - DI 106)

Sex offenses and sex offenders. Requires the department of correction to remove from the public portal of the sex offender registry the information relating to a sex or violent offender who is deceased or no longer required to register. Adds the vehicle identification number of the vehicle owned or regularly operated by the offender to the information required for sex offender registration, requires an offender to report certain information changes within 72 hours, and provides that an offender's driver's license or identification card must contain the offender's current address and physical description. Provides that an offender who is scheduled to move must register in the appropriate location within 72 hours. Removes the requirement that a local law enforcement authority contact offenders by mail and permits local law enforcement authorities to contact the offenders in a manner approved by the department of correction. Makes it possession of child pornography, a Class D felony, for a person to knowingly or intentionally

possess certain items that: (1) depict or describe sexual conduct by a child who the person knows is less than 18 years of age or who appears to be less than 18 years of age; and (2) lack serious literary, artistic, political, or scientific value. Makes knowingly or intentionally: (1) sending or bringing into Indiana obscene matter for sale or distribution; or (2) offering to distribute, distributing, or exhibiting to another person obscene matter; a Class D felony instead of a Class A misdemeanor if the obscene matter depicts or describes sexual conduct involving any person who is or appears to be under 18 years of age. Makes knowingly or intentionally engaging in, participating in, managing, producing, sponsoring, presenting, exhibiting, photographing, filming, or videotaping any obscene performance a Class D felony instead of a Class A misdemeanor if the obscene performance depicts or describes sexual conduct involving any person who is or appears to be under 18 years of age. Merges, effective July 1, 2014, the offense of criminal deviate conduct into the crime of rape and repeals the criminal deviate conduct statute. Increases the sexual assault victims fee to a range between \$500 and \$5,000. (Under current law, the fee ranges from \$250 to \$1,000.) Adds: (1) promotion of human trafficking; (2) promotion of human trafficking of a minor; (3) sexual trafficking of a minor; and (4) human trafficking; to the offenses for which a convicted individual is required to pay the sexual assault victims fee. Makes conforming amendments and technical corrections. (The introduced version of this bill was prepared by the criminal law and sentencing policy study committee.)

DIGEST OF HB 1054 (Updated April 17, 2013 1:47 pm - DI 84)

Secretary of state filings and recordings. Provides that the secretary of state may refuse to accept certain filings or recordings. Provides that the secretary of state does not have a duty to inspect, evaluate, or investigate a financing statement that is presented for filing or recording. Provides that certain individuals may file a motion for judicial review of a financing statement to determine if the financing statement is fraudulent. Allows a court to order certain actions if a financing statement is fraudulent. Prohibits a recorder from recording an instrument contaminated by blood or another bodily fluid.

DIGEST OF HB 1055 (Updated April 17, 2013 1:49 pm - DI 84)

Emergency rulemaking statute. Removes from the statute providing the procedure by which Indiana administrative agencies may adopt emergency rules (emergency rules statute) a list enumerating the statutes that convey emergency rulemaking authority, and codifies in substantive administrative law emergency rulemaking authority that is currently codified only in this list. Relocates exceptions and conditions applicable only to certain emergency rules from the emergency rules statute to the statute establishing the authority for adoption of the emergency rule to which the exception or condition applies. Provides that the publisher of the Indiana administrative code shall annually publish a list of agencies authorized to adopt rules under the emergency rules statute. Makes other technical corrections. (The introduced version of this bill was prepared by the code revision commission.)

DIGEST OF HB 1056 (Updated April 16, 2013 4:51 pm - DI 84)

Probate and trust administration. Makes numerous changes concerning a personal representative's

employment of an attorney, the powers and duties of a personal representative, guardianships, and the rules of trust construction. Provides that a personal representative may acquire an interest in real property from the estate if the transaction is authorized by an order of the court after notice and hearing. Removes a provision stating that the fee of a surrogate attorney is included in the costs and expenses of estate administration for purposes of prioritizing claims against an estate. (The introduced version of this bill was prepared by the probate code study commission.)

DIGEST OF HB 1057 (Updated April 23, 2013 1:47 pm - DI 84)

Prosecuting attorneys retirement fund. Changes various provisions of the law concerning the prosecuting attorneys retirement fund (fund) to incorporate several features that are the same as or similar to features found in the 1985 judges' retirement system, including changing the manner in which a participant's eligibility for permanent disability benefits is determined, the pension benefit for disabled members, and allowing a participant to designate the participant's children to receive the participant's survivor benefit. Changes eligibility for retirement benefits in the fund for a participant in the fund serving prior to and after July 1, 2006. (The introduced version of this bill was prepared by the pension management oversight commission.)

DIGEST OF HB 1061 (Updated April 16, 2013 4:41 pm - DI 84)

Magistrates. Allows the judges of the Marion superior court to appoint 12 full-time magistrates after December 31, 2013. Allows the judges of the Warrick circuit and superior courts to jointly appoint a magistrate.

DIGEST OF HB 1067 (Updated April 17, 2013 1:51 pm - DI 84)

Federal fund exchange program. Establishes the federal fund exchange program (program) to allow a county or municipality that receives funds from the federal surface transportation program to exchange the federal funds for an agreed upon amount of state funds. Provides that the Indiana department of transportation shall administer the program.

DIGEST OF HB 1068 (Updated March 18, 2013 2:45 pm - DI 84)

Transportation relating to agriculture. Provides that certain exemptions to the federal Moving Ahead for Progress in the 21st Century Act (MAP-21) apply to the operation of commercial motor vehicles relating to agriculture.

DIGEST OF HB 1069 (Updated April 17, 2013 1:54 pm - DI 84)

Outdoor event equipment. Makes permanent the temporary statutes that authorize the fire prevention and building safety commission (commission) to adopt rules to regulate as a Class 1 structure outdoor event equipment used in connection with an outdoor performance. (Under current law, the statutes expire on January 1, 2014.) Provides that temporary rules adopted by the commission governing outdoor event

equipment at outdoor performances expire on or before January 1, 2016. (Under current law, the rules expire on or before January 1, 2014.) Provides that the executive director of the Indiana department of homeland security may adopt rules governing emergency action plans or emergency response plans for outdoor performances where outdoor event equipment is used. (The introduced version of this bill was prepared by the outdoor stage equipment safety committee.)

DIGEST OF HB 1070 (Updated April 16, 2013 5:24 pm - DI 84)

Local food and beverage taxes. Authorizes the Cloverdale town council to impose a 1% food and beverage tax on taxable food and beverage transactions in the town. Specifies the uses to which receipts from the food and beverage tax may be applied. Authorizes the Fishers town council to adopt, on or before December 31, 2013, an ordinance to impose a town food and beverage tax of not more than 1% on taxable food and beverage transactions in the town. Specifies that the revenue from the tax must be used to reduce the town's actual property tax levy (but not maximum permissible levy) or for economic development purposes, including the pledge of money to bonds, leases, or other obligations for economic development purposes.

DIGEST OF HB 1077 (Updated March 19, 2013 2:14 pm - DI 84)

Fund transfers. Designates the county, city, or town executive as the governing body authorized to transfer money from an economic development income tax. Requires the executive to adjust the capital improvement plan to reflect the transfer. Provides that after appropriation and transfer, the money may be used for the purposes of the fund to which it is transferred. Provides that a unit may not transfer money if the amount transferred would impair the unit's ability to satisfy any debts, liabilities, or obligations for which county economic development income taxes are pledged or otherwise encumbered, including transfers required by the northwest Indiana regional development authority law.

DIGEST OF HB 1079 (Updated March 19, 2013 2:16 pm - DI 84)

Mortgages and vendor's liens on real property. Provides that if the record of a mortgage or vendor's lien that was created before July 1, 2012, does not show the due date of the last installment, the mortgage or vendor's lien expires 20 years (instead of 10 years under current law) after the date of execution of the mortgage or vendor's lien. Provides that if: (1) the record of a mortgage or vendor's lien does not show the due date of the last installment; (2) the execution date is omitted from the mortgage or vendor's lien; and (3) the mortgage or vendor's lien was created before July 1, 2012; the mortgage or vendor's lien expires 20 years (instead of 10 years under current law) after the mortgage or vendor's lien is recorded. Makes exceptions to the expiration period if a foreclosure action is brought not later than the expiration period. Makes corresponding changes in the provision that allows the mortgagee or lienholder to file an affidavit stating when the debt becomes due. Removes language that prohibits a person from maintaining an action to foreclose a mortgage or enforce a vendor's lien if the last installment of the debt secured by the mortgage or vendor's lien has been due more than 10 years.

DIGEST OF HB 1080 (Updated April 10, 2013 12:35 pm - DI 84)

Pension thirteenth checks. Provides for a thirteenth check for certain members of the: (1) Indiana state teachers' retirement fund; (2) public employees' retirement fund; (3) state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement fund; and (4) state police 1987 benefits system.

DIGEST OF HB 1081 (Updated April 25, 2013 5:22 pm - DI 101)

Financial institutions and consumer credit. Makes various changes to the laws concerning: (1) financial institutions; (2) first lien mortgage lenders; (3) persons regulated under the Uniform Consumer Credit Code, including payday lenders; (4) debt management companies; (5) pawnbrokers; (6) money transmitters; (7) rental purchase agreements; and (8) funeral trusts. Repeals provisions that do the following: (1) Allow a debtor to cancel an agreement with a debt management company before midnight of the third business day after the debtor enters into the agreement. (2) Concern the definition, cancellation, and duration of, and alternatives to, a "surety device" for purposes of the statute concerning money transmitters. (3) Concern the application fee for purposes of the statute concerning money transmitters.

DIGEST OF HB 1082 (Updated March 21, 2013 2:09 pm - DI 84)

Signature on vehicle registration. Removes the requirement that the person whose name appears on the certificate of registration for a vehicle must sign the certificate of registration in ink.

DIGEST OF HB 1084 (Updated April 25, 2013 5:27 pm - DI 44)

Various property issues. Provides that the homeowner protection unit of the attorney general's office shall enforce violations of the statute concerning homeowners associations. Makes changes to the mortgage rescue protection fraud act to make it consistent with the credit services organization act and the home loan practices act, including providing that the statute of limitations on filing claims runs for five years from the occurrence of the violation and not from the time the home loan is made. Permits suspension of the license of an individual licensed under the real estate licensing law for an emergency period if the licensee has engaged in material and intentional misrepresentations or omissions. (The law currently allows for emergency suspension of the licenses of real estate appraisers only.) With certain exceptions, requires a homeowners association to: (1) make financial records available for inspection upon written request by a member of the association; and (2) provide all communications concerning a dispute with a homeowner to that homeowner. Permits a homeowners association to charge a search fee not to exceed \$35 per hour for time spent on records searches in excess of one hour. Provides that the total amount of the fee for a search may not exceed \$200. Provides that the homeowners association statute does not abrogate an agreement by a homeowners association to provide additional inspection rights. Requires a clerk of a court who must collect a civil costs fee from a party filing a civil action to also collect a \$50 mortgage foreclosure counseling and education fee from a party filing a civil action to foreclose a mortgage. Provides that mortgage foreclosure counseling and education fees collected by a clerk must be deposited in the home ownership education account. Urges the legislative council to establish a study committee on the topic of homeowners associations.

DIGEST OF HB 1093 (Updated April 22, 2013 2:07 pm - DI 84)

Killing a law enforcement animal. Requires a court to order a person convicted of the offense of: (1) striking, tormenting, injuring, or otherwise mistreating a law enforcement animal; or (2) interfering with the actions of a law enforcement animal while the animal is engaged in assisting a law enforcement officer; to make restitution to the person or law enforcement agency that owns the animal for reimbursement of replacement costs of the animal if the animal is permanently disabled or killed. Permits a law enforcement agency to apply to the violent crime victims compensation unit to obtain reimbursement for expenses incurred in connection with a law enforcement animal that is killed or permanently disabled. Urges the legislative council to assign to an interim study committee the topic of the appropriate penalty for a person who harms a law enforcement animal.

DIGEST OF HB 1098 (Updated March 28, 2013 2:37 pm - DI 84)

Study concerning uninsured motorists. Requires the interim study committee on insurance to study and report to the legislative council concerning uninsured motorists in Indiana.

DIGEST OF HB 1099 (Updated April 16, 2013 5:27 pm - DI 84)

Physician assistants. Amends the definition of "supervision" for purposes of the physician assistant law concerning where the supervising physician or physician designee is located. Allows a physician assistant that meets certain practice requirements to prescribe schedule II controlled substances. Allows a supervising physician to delegate a physician assistant to prescribe a controlled substance for an aggregate 30 day supply. (Current law limits the prescription to a one time 30 day supply.) Changes the percentages of patient charts that a supervising physician or physician designee must review based on the number of years the physician assistant has been employed or has had the authority to prescribe a controlled substance. Specifies that a physician may supervise not more than two physician assistants at the same time.

DIGEST OF HB 1102 (Updated April 10, 2013 12:36 pm - DI 84)

Open meetings. Provides with regard to the law allowing the governing body of a public agency to conduct an executive session to discuss strategy with respect to the initiation of litigation, "litigation" includes any judicial action or administrative law proceeding under state or federal law. Provides that collective bargaining discussions that a governing body of a school corporation engages in directly with bargaining adversaries (because the governing body has not appointed a collective bargaining agent) are not subject to the requirements of the open door law.

DIGEST OF HB 1105 (Updated March 12, 2013 2:29 pm - DI 84)

Anatomic pathology services. Provides that the provisions governing anatomic pathology services do not apply to anatomic pathology services that are billed to a hospital by a clinical laboratory or billed by the hospital for an inpatient or outpatient facility of the hospital. Provides that the provisions governing

anatomic pathology services do not prohibit a physician who has performed the anatomic pathology service on a patient sample from billing a patient or payer for the histological processing of the sample when the histological processing is performed by another physician or a clinical laboratory.

DIGEST OF HB 1108 (Updated April 16, 2013 4:50 pm - DI 84)

Sentencing alternatives for youthful offenders. Establishes sentencing alternatives for courts with criminal jurisdiction for: (1) offenders who are less than 18 years of age who have been waived from a juvenile court to a court with criminal jurisdiction and who are charged as adult offenders; and (2) offenders who are less than 18 years of age who do not come under the jurisdiction of a juvenile court because the offenders are charged with certain criminal offenses. Provides that if such an offender is convicted of committing a felony or pleads guilty to committing a felony, a criminal court may: (1) impose an appropriate criminal sentence on the offender; (2) suspend the criminal sentence imposed; (3) order the offender to be placed into the custody of the department of correction to be placed in a juvenile facility of the division of youth services, if the department agrees to the placement; and (4) provide that the successful completion of the placement of the offender in the juvenile facility is a condition of the suspended criminal sentence. Provides that when an offender becomes 18 years of age, the sentencing court must hold a review hearing concerning the offender before the offender becomes 19 years of age. Allows the sentencing court, after the review hearing, to: (1) continue the offender's placement in a juvenile facility until the objectives of the sentence imposed on the offender have been met, if the sentencing court finds that the objectives of the sentence imposed on the offender have not been met; (2) discharge the offender if the sentencing court finds that the objectives of the sentence imposed on the offender have been met; (3) order execution of all or part of the offender's suspended criminal sentence in an adult facility of the department of correction; or (4) place the offender in home detention, in a community corrections program, on probation, or in any other appropriate alternative sentencing program. Prohibits a court from modifying the sentences of certain serious offenders following a review hearing if the prosecuting attorney objects.

DIGEST OF HB 1110 (Updated April 22, 2013 2:09 pm - DI 84)

School capital projects fund. Extends the authority for a school corporation to use money in its capital projects fund to pay the costs of insurance and utilities through 2015.

DIGEST OF HB 1111 (Updated April 2, 2013 4:04 pm - DI 84)

Tactical emergency medicine. Allows an individual to practice tactical emergency medicine if the individual: (1) is an emergency medical technician, an advanced emergency medical technician, or a paramedic; (2) is employed by a law enforcement agency or an emergency medical services agency to provide retrieval and field medical treatment to victims of violent confrontations; and (3) has successfully completed an accredited educational training program in tactical emergency medicine. Provides that the individual must act within the scope of the individual's training and as allowed by the supervising medical director. Requires that a law enforcement agency or an emergency medical services agency that allows a person to practice tactical medicine must be certified. Requires the emergency

medical services commission to adopt emergency rules to incorporate existing policy and curriculum requirements.

DIGEST OF HB 1112 (Updated April 25, 2013 5:13 pm - DI 75)

Write-in candidates. Provides that a write-in candidate for an elected office may not, on the candidate's declaration of intent to be a write-in candidate, claim affiliation with a political party in the state whose nominee received at least 2% of the total vote cast for secretary of state at the most recent election for secretary of state.

DIGEST OF HB 1116 (Updated April 25, 2013 2:26 pm - DI 92)

Property taxes. Eliminates provisions establishing department of local government finance (DLGF) control of a county's reassessment fund. Provides that the DLGF is required to conduct a public hearing on a political subdivision's budget, tax rate, and tax levy if requested in writing by a taxpayer. Allows the DLGF to consider budgets, tax rates, and tax levies of multiple political subdivisions at the same hearing. Reconciles past legislation amending the statute for calculating tax rates for rate controlled funds. Authorizes townships to petition the DLGF for permission to increase the township levy by the amount borrowed in 2012 or 2013, but not both. Requires the DLGF to grant permission for the levy increase. Allows the loan subject to the levy increase to be repaid from additional borrowing over three years. Provides that if a township receives such a maximum levy increase in 2014 based on a fire emergency loan, the levy limits imposed on the township may be exceeded in calendar years 2014, 2015, and 2016 by the amount of ad valorem property taxes imposed by the township to repay the money borrowed for the three year repayment schedule. Provides that the taxes imposed in excess of the levy limits are not included in the township's levy for purposes of determining its maximum levy. Removes an obsolete provision under which the DLGF had discretion to approve similar levy increases. Specifies that any school building for academic instruction is: (1) subject to the petition and remonstrance process if the cost of the project is less than or equal to \$10,000,000; or (2) subject to the referendum process if the cost of the project is more than \$10,000,000. (Under current law the threshold is \$10,000,000 for elementary and middle school buildings and \$20,000,000 for high school buildings.) Provides that in determining whether a local government capital project is a controlled project and whether the petition and remonstrance process or the referendum process apply to the capital project, the cost of the capital project does not include expenditures for the capital project that will be paid from donations or other gifts. Eliminates a requirement that a county auditor notify each political subdivision of the property tax reductions resulting from the circuit breaker credit. Permits an owner to pay property taxes attributable to changes in assessment of the owner's property over the same number of years that corresponds to any delay in assessment of the owner's property if the owner complied with the applicable statutes concerning filing an assessment registration notice or obtaining permits for the changes to the real property. Requires redevelopment commissions to submit reports to the appropriate fiscal body regarding tax increment financing areas. Requires the fiscal body to provide the same information to the DLGF. Specifies that an adjustment to the base assessed value of an allocation area: (1) may not include the effect of the phase in of assessed value due to property tax abatements; and (2) may decrease base assessed value only to the extent that assessed values in the allocation area have been decreased due to

annual adjustments or the reassessment under a reassessment plan. Specifies that assessed value increases attributable to the application of an abatement schedule may not be included in the base assessed value of an allocation area. Requires the commission on state tax and financing policy to study the circumstances in which an elected fiscal body should review the budget and property tax levy of an appointed public library board and library district border changes. Urges the legislative council to create a study committee to study tax increment financing.

DIGEST OF HB 1124 (Updated April 17, 2013 1:56 pm - DI 84)

Court late payment fees. Provides that a defendant who is found to have committed a violation constituting a Class D infraction or Class C infraction for unlawfully parking in a space reserved for a person with a physical disability shall pay a late payment fee of \$25 if the defendant: (1) is required to pay a fine or civil judgment; (2) is not determined by the court imposing the fine or civil judgment to be indigent; and (3) fails to pay the fine or civil judgment on time.

DIGEST OF HB 1130 (Updated March 12, 2013 2:30 pm - DI 84)

Immediate detention. Provides that an individual who is gravely disabled, in addition to having a mental illness and being in immediate need of hospitalization, may be detained by a law enforcement officer and transported to the nearest appropriate facility. (This makes the immediate detention statute consistent with the emergency and temporary commitment statutes.) (The introduced version of this bill was prepared by the commission on mental health and addiction.)

DIGEST OF HB 1132 (Updated April 17, 2013 2:00 pm - DI 84)

Property matters. Allows the resources of the Indianapolis housing trust fund to be used to fund programs considered appropriate to meet housing and community development needs of certain families. Requires a party filing a praecipe for a sheriff's sale to pay delinquent sewer liens on the property under certain circumstances. Requires the interim study committee on insurance to study certificates of release of liens on mortgaged property during the 2013 interim.

DIGEST OF HB 1133 (Updated March 26, 2013 2:24 pm - DI 84)

Use of food and beverage taxes. Authorizes Nashville to use its food and beverage taxes to finance, construct, improve, equip, operate, and maintain sidewalks and other streetscape improvements.

DIGEST OF HB 1135 (Updated April 26, 2013 11:47 am - DI 77)

Midwives. Requires the local health officer to make a permanent record of the person in attendance at a birth and the location of the birth. Includes complications resulting from a home delivery in the definition of "birth problems" for purposes of the birth problems registry. Requires the state department of health to adopt rules to establish reporting requirements regarding birth problems for home deliveries. Establishes the midwifery committee to provide information and recommendations to the medical

licensing board (board) concerning the practice of midwifery by a certified direct entry midwife (CDEM). Provides requirements that an applicant must meet before the board may issue a certificate for a CDEM. Provides for the issuance of certificates beginning January 1, 2014, and sets qualifications. Requires the board to: (1) establish continuing education requirements; (2) develop peer review procedures; and (3) adopt certain rules concerning the competent practice of a CDEM. Requires a physician to examine a client of a CDEM at least one time during the client's first trimester and one time during the client's third trimester. Requires a CDEM to collaborate with a physician. Allows a CDEM to administer certain prescription drugs only under a physician's protocol or order. Establishes a Class D felony for practicing midwifery without a certificate. Adds culpability standards to the crimes of practicing medicine or osteopathic medicine and acting as a physician assistant without a license. Requires certain information to be reported to the health finance commission. Makes technical and conforming changes.

DIGEST OF HB 1137 (Updated April 16, 2013 4:54 pm - DI 84)

IURC review of extraterritorial water rates. Requires that petitions for review by the utility regulatory commission (IURC) of extraterritorial water rates must be signed by each individual seeking review or by an attorney representing the individuals. Provides that the IURC may extend the deadline for approving or disapproving a petition for up to 60 days for good cause upon agreement of all parties to the proceeding. (Current law provides that a petition is dismissed if the IURC fails to act by the deadline.) Provides that if a city adopts an ordinance before January 1, 2013, to remove the city's municipally owned electric utility from the IURC's jurisdiction for certain purposes, the removal of the city's electric utility from the IURC's jurisdiction is effective for all purposes and is legalized and validated, notwithstanding that the city adopted an ordinance for the removal instead of submitting the question of removal to registered voters of the municipality, as specified by the Indiana Code.

DIGEST OF HB 1145 (Updated April 16, 2013 3:53 pm - DI 84)

Various local government matters. Authorizes a political subdivision or municipally owned utility to charge a reasonable fee for convenience when accepting a credit card or bank card for payments. Provides that a convenience fee imposed by a political subdivision or municipally owned utility on a credit card transaction may not exceed \$3, must be uniform regardless of the bank card or credit card used, and may be collected regardless of retail merchant agreements between the bank and credit card vendors that may prohibit such fees. Provides that unused and unencumbered funds from any fiscal year and certain specified sources may be transferred to a political subdivision's rainy day fund at any time. Provides that unobligated cash balances from any fiscal year and sources not specified by statute may be transferred to the rainy day fund if the amount of the transfer is specified in an ordinance or resolution and the transfer is not more than 10% of the political subdivision's annual budget. Provides that if a town publishes any of its ordinances in book or pamphlet form, no other publication is required in order for the ordinance to take effect. Provides that a town ordinance prescribing a penalty or forfeiture for a violation takes effect two weeks after the publication of the book or pamphlet. Requires a redevelopment commission or its designee to file the redevelopment commission's annual report with the unit's executive not later than March 15 of each year. (Current law requires the report to be filed within 30

days after the close of the calendar year.)

DIGEST OF HB 1148 (Updated April 1, 2013 3:21 pm - DI 84)

Public employees' defined contribution plan. Changes the definition of "normal retirement age" in the public employees' defined contribution plan (plan) to reduce the minimum number of years required for participation in the plan from ten years to five years. Requires a vested plan member to be separated from employment for at least 30 days before the member may make a withdrawal from the member's account. (The introduced version of this bill was prepared by the pension management oversight commission.)

DIGEST OF HB 1151 (Updated March 18, 2013 2:56 pm - DI 84)

Blue alert program. Creates the blue alert program to notify the public when a law enforcement officer is killed, seriously injured, or missing in the line of duty. Requires the Indiana state police department to operate the program.

DIGEST OF HB 1157 (Updated April 26, 2013 11:45 am - DI 75)

Various election law matters. Provides that a candidate's petition of nomination or a petition to place a public question on the ballot may not use an electronic, digital, digitized, or photocopied signature. Provides that an elected member of the governing body of a school corporation takes office on the date set in the school corporation's organization plan. Provides that the date set in the organization plan for an elected member of the governing body to take office may not be more than 14 months after the date of the member's election. Provides that if the school corporation's organization plan does not set a date for an elected member of the governing body to take office, the member takes office January 1 immediately following the member's election. Specifies the deadline for withdrawal of school board candidates, and revises the deadline for filing as a write-in candidate for school board office. Specifies the first date on which a candidate may file a petition of nomination in Mishawaka and East Chicago school district elections. (Current law specifies the final date for filing, but not the first date.) Specifies that a school corporation with members of the school board elected only by the voters of a school board residence district must adopt a redistricting resolution not later than December 31 of the year following the decennial census. (Current law requires the adoption of a redistricting resolution by the school corporation "before the election next following the effective date of the subsequent decennial census".) Specifies the procedure for certification of school board candidates to the county election board of each county in which a school corporation is located. Restates procedures to be followed when an election is conducted for a city or town located in more than one county. Permits a poll worker in an election conducted by a town election board to serve if the worker meets the qualifications to work in a town election conducted by a county election board. Provides that a county voter registration office is not required to forward to another county a paper copy of an authorization by a voter to cancel the voter's registration, if the authorization to cancel is electronically transmitted to the other county using the statewide voter registration system. Specifies how a voter's vote in a primary is to be recorded in the statewide voter registration system when a voter's choice of political party ballot is not recorded on the

poll list. Provides that when determining whether a voter registration application is eligible to be processed, the application may not be rejected solely on the ground that the individual who received the application from the voter failed to complete the application with the required information or signature. Specifies requirements for candidates for selection to an appointment pro tempore to an office. Permits photocopies of receipts for filing of a statement of economic interests to be accepted as part of a candidate filing. Provides that an independent or minor party candidate in a special election for U.S. Representative may withdraw not later than noon 71 days before the special election (instead of noon 45 days before the special election under current law). Provides that special elections to fill certain offices are to be held unless the vacancy in the office occurs less than 74 days (rather than 30 days) before a general election. Amends absentee ballot application and voting procedures relating to the deadlines applicable to certain types of absentee ballot applications. Provides that the application must permit a person to indicate whether the applicant is currently a participant in the address confidentiality program. Makes changes concerning the procedure for processing military and overseas voter absentee ballot applications. Conforms procedures governing federal write-in absentee ballots used in central count counties with current law in precinct count counties. Permits a military or overseas voter to transmit an absentee ballot application or a secrecy waiver for an absentee ballot by sending electronic mail with a digital image (rather than an optically scanned image under current law) as an attachment. Establishes a procedure for a federal write-in absentee ballot received in an envelope inadvertently opened by the county election board to be resealed and counted, if otherwise valid, and makes other changes to conform to the federal laws governing federal write-in absentee ballots. Specifies requirements for optical scan ballot card voting systems and direct record electronic voting systems to permit straight ticket voting and split ticket voting. Permits a county to continue to use a voting system whose approval or certification expired on or before October 1, 2013, if the voting system: (1) was approved by the Indiana election commission (commission) for use in elections in Indiana before October 1, 2013, and purchased by the county before October 1, 2013; and (2) otherwise complies with the applicable provisions of the federal Help America Vote Act and Indiana law. Permits a vendor to display or demonstrate a voting system that has not been approved by the commission for use in Indiana, if certain conditions are met. Specifies rules for counting paper or optical scan ballots when a voting mark does not touch a circle, oval, or square on the ballot, and when a voting mark partially connects a connectable arrow on the ballot. Establishes standards for ballot card voting system certification for detection of a voting mark when a voting mark touches only the outside edge of a circle, oval, or square. Permits a local government body to proceed to fill an office vacancy when an official has filed a resignation with a delayed effective date, in the same manner that a political party caucus may fill a vacancy in such cases. Conforms the deadlines for certification and withdrawal of public questions for controlled projects with the deadlines for certifying other public questions and printing absentee ballots. Provides that the current law concerning national guard musters applies to all election days. Repeals certain statutes relating to elections conducted in towns located in more than one county. Removes a requirement that a petition to dissolve a town or change the name of a town must be accompanied by a census of the voters of the town. Amends the statute (enacted by SEA 519) that prohibits the use of a government employer's property by an employee for certain political purposes to provide that the statute does not apply to a government employee carrying out administrative duties under the direction of an elected official who is the government employee's supervisor. Removes various obsolete references. Makes technical changes.

DIGEST OF HB 1159 (Updated April 17, 2013 2:02 pm - DI 84)

School liability. Limits the liability of a public school or an accredited nonpublic school that provides community use physical fitness activities to the general public. Specifies that the tort claims act applies to charter schools, and provides tort claims immunity to a public or charter school for a claim based on the adoption or enforcement of a policy, or on the failure to adopt or enforce a policy.

DIGEST OF HB 1169 (Updated April 17, 2013 2:04 pm - DI 84)

Drainage issues. Provides that the drainage board of a county, upon the recommendation of the county surveyor, may reduce any tiled drain, including a tiled urban drain, to less than 15 feet from the center line as measured at right angles but not less than seven feet from each side of the center line or less than the recommendation made by the county surveyor. Provides that in regards to a platted subdivision, the drainage board of a county shall not make a reduction that results in an allowance that is less than 7 feet from each side of the center line as measured at right angles; or less than the recommendation made by the county surveyor. Provides that a drainage board's reduction of a drainage easement does not affect a public utility's placement of a structure in the easement if the structure is located in the easement at the time the easement is reduced.

DIGEST OF HB 1170 (Updated April 1, 2013 3:22 pm - DI 84)

Training 2000 program. Expands training assistance under the training 2000 program to provide assistance to: (1) new or expanding businesses for the training or retraining of incumbent employees; and (2) any business in Indiana for the retraining and upgrading of employee skills required to support existing capital investment. (Current law restricts training assistance under the training 2000 program to potential employees of new or expanding business and to the retraining and upgrading of skills required to support new capital investment.)

DIGEST OF HB 1176 (Updated April 23, 2013 4:35 pm - DI 84)

Prohibited horse racing and gaming wagers. Prohibits members of the Indiana horse racing commission (IHRC), employees of the IHRC, and racing officials from wagering on horse racing at the racetracks and satellite facilities located in Indiana. Provides that the prohibition also applies to the spouse of any individual prohibited from wagering. Provides that a person who wagers on horse racing in violation of the statute commits a Class A misdemeanor. Prohibits members of the Indiana gaming commission (IGC) and employees of the IGC, from wagering on gambling games at the riverboats and racinos located in Indiana. Provides that the prohibition also applies to the spouse of any individual prohibited from wagering. Provides that a person who wagers on gambling games in violation of either statute commits a Class A misdemeanor. Adds gaming agents to the definition of "law enforcement officer" for purposes of the criminal code.

DIGEST OF HB 1179 (Updated April 17, 2013 2:07 pm - DI 84)

Securities matters. Requires that certain financial statements that are submitted with a registration statement for securities that: (1) are registered by qualification; and (2) are to be offered in Indiana with a maximum aggregate offering price in excess of \$1,000,000; be prepared using U.S. generally accepted accounting principles and be audited by an independent certified public accountant under U.S. generally accepted auditing standards or standards of the Public Company Accounting Oversight Board. Makes it unlawful for a person to violate an agreement that is: (1) entered into between the securities division and the person; and (2) ordered by the securities commissioner under the Indiana Uniform Securities Act. Provides that a violation of an agreement does not subject the person to liability to a purchaser or seller.

DIGEST OF HB 1182 (Updated April 25, 2013 10:38 am - DI 84)

Physician order for scope of treatment forms. Establishes a process for the execution of a physician order for scope of treatment (POST) form by an individual, or the individual's representative, and the individual's treating physician to indicate treatment the individual would like to have or have withheld under specified circumstances. Requires the state department of health to: (1) develop and distribute the POST form; and (2) place the POST form on the state department's Internet web site. Specifies provisions that must be included in the POST form. Allows for the modification or revocation of the POST form. Specifies that the existence of an executed POST form cannot affect life insurance policies or premiums. Provides civil and criminal immunity for certain actions taken by a health care provider or its employees under an executed POST form. Provides civil immunity concerning the use or misuse of the POST form placed on the state department of health's Internet web site.

DIGEST OF HB 1186 (Updated April 17, 2013 2:09 pm - DI 84)

Incorporation of towns. Provides that proceedings for the incorporation of a town may be initiated by filing a written petition with the county executive of the county that contains all or a majority of the area of the proposed town. Requires that the petition must be signed by at least 10% of the owners of land in the area of the proposed town. Provides that if a city's consent to the incorporation is required before an incorporation may proceed, the city must consent or deny consent to the request for incorporation not later than 90 days after receiving the request or the city is considered to have consented to the request. Requires the county executive to set forth in writing and with specificity the manner in which a petition fails to meet the statutory requirements. Provides that if the county executive finds that the petition satisfies the statutory requirements, the county executive may do any of the following: (1) Adopt an ordinance incorporating the town. (2) Deny the petition. (3) Adopt a resolution to place a public question concerning incorporation on the ballot. Requires petitioners to publish notice of the contents of the petition. Allows only registered voters residing within the area of the proposed town to vote on the public question. Provides that if a majority of voters vote "yes" on the public question, the county executive of each county in which the proposed town is located shall adopt an ordinance to incorporate the area as a town. Prohibits another petition for incorporation from being filed within two years after: (1) A petition is denied by the county executive; or (2) the date of the election at which a majority of voters vote "no" on the public question concerning incorporation.

DIGEST OF HB 1188 (Updated April 24, 2013 6:41 pm - DI 69)

Precious metal and rental purchase agreements. Regulates precious metal dealers who engage in the business of purchasing used jewelry and other used articles of personal property that are made of gold, silver, or platinum and were previously purchased at retail, acquired by gift, or obtained in some other fashion by a consumer for the purpose of reselling the precious metal in any form. Provides that, for purposes of the law concerning precious metal dealers, precious metal does not include certain coins, ingots, or industrial residue or byproducts. Provides that a precious metal dealer may engage in the business of purchasing or reselling precious metal in Indiana only at a fixed premises: (1) owned; or (2) leased for a term of at least 12 months; by the precious metal dealer. Requires a precious metal dealer to register annually with the secretary of state and certain local law enforcement agencies before the precious metal dealer may engage in business in Indiana. Provides that registration fees are to be deposited into the electronic and enhanced access fund. Requires a precious metal dealer to: (1) verify the identity of a person from whom precious metal is purchased by use of a government issued photographic identification; (2) take and retain a photograph of precious metal purchased by the dealer; (3) include certain information about a seller of precious metal on the bill of sale for the purchase of the precious metal; (4) report a description of all precious metal purchased each day to the appropriate local law enforcement agency; and (5) hold precious metal for at least 10 calendar days after the date the precious metal is purchased. Provides that during the 10 day period the precious metal dealer: (1) may not change the form of the precious metal; and (2) must allow a law enforcement officer to inspect the precious metal. Specifies that the law concerning precious metal dealers does not apply to: (1) licensed pawnbrokers; (2) valuable metal dealers; (3) retail jewelers remitting at least \$10,000 in gross retail tax in the immediately preceding year; or (4) the purchase or resale of a mint issued coin by a person whose primary business is buying, selling, and trading mint issued coins. Provides that the law concerning valuable metal dealers does not apply to the purchase or resale of: (1) precious metal regulated under the precious metal dealers law; or (2) used jewelry regulated under the jewelers law. Allows a lessor, in connection with a rental purchase agreement, to contract for and receive a fee for rental payments made by telephone if certain conditions are met. Allows a lessee who fails to make timely rental payments to reinstate the original rental purchase agreement without losing any rights or options previously acquired under the rental purchase agreement if: (1) after failing to make a timely rental payment, the lessee surrenders the property to the lessor not later than seven days after the date the lessor requests the property be surrendered; and (2) not more than 120 days elapse after the date the lessee surrenders the property. (Current law states that the lessee has to surrender the property promptly and that not more than 60 days must elapse after the date the lessee surrenders the property.) Provides that if a pawnbroker purchases precious metal from a seller, the pawnbroker must retain the precious metal for at least 10 calendar days.

DIGEST OF HB 1190 (Updated April 17, 2013 2:10 pm - DI 84)

Uninsured and underinsured motorist coverage. Specifies that uninsured and underinsured motorist coverage is not required to be made available under a personal umbrella or excess liability policy. Requires notice of a removal or reduction of the coverage. Allows the insurer to determine the coverage limits if made available.

DIGEST OF HB 1215 (Updated March 19, 2013 3:03 pm - DI 84)

Fire protection districts. Allows a fire protection district to purchase (with the approval of the county council) firefighting apparatus and equipment for the district on an installment conditional sale or mortgage contract running for a period not exceeding 15 years. (Under current law, the 15 year duration for such a contract applies only to a fire protection district with assessed value of \$60,000,000 or less.)

DIGEST OF HB 1219 (Updated April 16, 2013 4:57 pm - DI 84)

Privacy of home addresses. Beginning July 1, 2014, allows a city, town, county, or township (unit) that operates a public Internet web site data base containing the names and addresses of property owners to establish a procedure to permit a law enforcement officer, a judge, or a victim of domestic violence who participates in the attorney general's address confidentiality program (covered person) to restrict disclosure to the general public of the covered person's home address. Provides that a covered person must submit a written request to a unit in order for the unit to restrict access to the covered person's home address through a public property data base web site. Provides that the unit must restrict access to the information of a covered person until the covered person submits a written request to the unit to allow access to the information. Provides that if a covered person: (1) has a name change; and (2) notifies the unit in writing of the name change; the unit must prevent disclosure of the covered person's home address and both the covered person's former name and new name. Allows a unit to charge a reasonable fee. Provides immunity from civil liability for certain units that restrict address disclosure.

DIGEST OF HB 1222 (Updated April 23, 2013 4:37 pm - DI 84)

Lobbyists and legislative liaisons. Provides that all employees of the legislative branch are considered "legislative persons" for purposes of the legislative lobbyist statute. Provides that the amount of the annual lobbyist registration fee is not considered for purposes of determining whether a person is a lobbyist. Requires lobbyists to file registration statements and activity reports electronically unless granted a waiver from the Indiana lobby registration commission ("commission"). Increases the annual lobbyist registration fee from \$100 to \$200 and from \$50 to \$100 for lobbyists for certain organizations covered under Section 501(c) of the Internal Revenue Code. Provides that the lobbyist registration year is the same as the current period for reporting by lobbyists. Provides that the commission may waive all or part of a late report filing fee. Changes the manner of filing lobbyist gift and purchase reports. Provides that for purposes of the prohibition against a lobbyist paying or reimbursing for out of state travel of legislative persons, "travel expenses" does not include meals. Provides that reports of legislative liaisons are filed on the same schedule as reports of lobbyists.

DIGEST OF HB 1224 (Updated March 19, 2013 3:14 pm - DI 84)

UCC fund transfer provisions. Provides that Indiana's Uniform Commercial Code provisions governing fund transfers apply to a fund transfer that is a remittance transfer for purposes of the federal Electronic Fund Transfer Act (federal act), unless the remittance transfer is also an electronic fund transfer for purposes of the federal act. Provides that if the federal act and Indiana's statute both apply to a fund transfer, the federal act governs to the extent of any inconsistency.

DIGEST OF HB 1225 (Updated March 19, 2013 3:17 pm - DI 84)

Sale of electronic cigarettes to minors. Prohibits the sale of electronic cigarettes to individuals less than 18 years of age. Makes it a Class C infraction for an individual less than 18 years of age to purchase, accept for personal use, or possess an electronic cigarette. Regulates display and use of electronic cigarettes in vending machines. Makes other changes concerning the use of electronic cigarettes.

DIGEST OF HB 1242 (Updated April 22, 2013 6:10 pm - DI 84)

Licensing of diabetes educators. Creates the diabetes educators board, and provides for the licensure of diabetes educators. Makes a technical correction.

DIGEST OF HB 1246 (Updated April 23, 2013 1:50 pm - DI 84)

Indiana state museum. Provides an exemption to the Indiana state museum and historic sites corporation (corporation) from the law concerning certain public works contracts, policies, and practices. Provides that the corporation is subject to an annual compliance audit by the state board of accounts. (Current law requires a biennial audit.) Provides that the corporation is subject to certain public works requirements. Adds authority for the corporation's board to improve, encumber, transfer, and convey historic property. Allows the corporation's board to designate an existing nonprofit corporation to solicit and accept private funding. Provides that the Indiana state museum foundation is subject to an annual compliance audit by the state board of accounts. (Current law requires an annual audit.)

DIGEST OF HB 1256 (Updated March 14, 2013 2:19 pm - DI 84)

Unlawful possession of items in penal facilities. Requires a court to impose a fine of at least \$500 but not more than \$5,000 on a person who is: (1) an employee of the department of correction or a penal facility; and (2) convicted of committing trafficking with an inmate as a Class A misdemeanor; if the article involved was a cigarette or tobacco product. Requires a court to impose a fine of at least \$500 but not more than \$10,000 on a person who is convicted of committing trafficking with an inmate involving a cellular telephone or other wireless or cellular communications device as a Class C felony. Makes it a Class D felony for a person who is not: (1) an inmate of a penal facility; or (2) a child of a juvenile facility; to knowingly or intentionally possess in, or carry or cause to be brought into, the penal facility or juvenile facility a deadly weapon without the prior authorization of the person in charge of the penal facility or juvenile facility. Makes it a Class A misdemeanor for a person to knowingly or intentionally possess a cellular telephone or other wireless or cellular communications device while incarcerated in any penal facility.

DIGEST OF HB 1261 (Updated March 28, 2013 10:21 am - DI 84)

Property taxes in a covered county. Permits: (1) the current owner of a homestead in LaPorte County or another covered county to receive the deductions and credits that the current owner is eligible to receive for a current assessment date for all assessment dates for which delayed property taxes are due; and (2)

the department of local government finance to authorize a delay in the payment of tax bills imposed for the March 1, 2012, or January 15, 2013, assessment date in LaPorte County or another covered county. Applies certain property tax procedures and policies that apply to delayed property taxes in LaPorte County to property taxes that are due and payable in 2013, including: (1) a right of a taxpayer to pay taxes by credit card, debit card, bank card, or electronic transfer; (2) a discretionary authority of the county council to authorize a 2% discount for property tax payments made within 30 days after statements are mailed or otherwise transmitted; (3) an exemption from tax sale for 12 months after the payment is due; and (4) permission to file an application for a standard deduction for a homestead within 45 days after the tax statement is mailed or otherwise transmitted. Requires these rights to be explained in the tax statement.

DIGEST OF HB 1262 (Updated April 26, 2013 3:01 pm - DI 87)

Alcohol server online and self-study training. Allows the alcohol and tobacco commission (ATC) to approve an alcohol server training program established by a third party that provides both online and self-study courses and establishes requirements for both courses. Allows an individual to take an alcohol server self-study course only if the individual meets the eligibility requirements established by the ATC for participation in a self-study course. Provides that the ATC may consider the following in establishing the eligibility requirements for taking a self-study course: (1) An individual's limited computer access. (2) An individual's physical disabilities that affect the individual's ability to participate in an online course. (3) Any other relevant circumstances. Requires a person taking a test in an alcohol server self-study course to appear at a test site in person and provide verification of the person's identity. Requires a program provider to provide to the ATC: (1) a monthly report regarding participants that have taken alcohol server courses and received server certificates; and (2) a self-generated program audit every January 2. Allows the ATC to perform onsite audits of the program provider or require onsite audits. Allows the ATC to refuse to issue a trainer certificate to an applicant who has been convicted of a felony if less than two years have elapsed from the date the applicant was discharged from probation, imprisonment, or parole, whichever date is latest, to the date the applicant applied for the trainer certificate.

DIGEST OF HB 1270 (Updated April 2, 2013 4:10 pm - DI 84)

TIF districts for housing programs. Increases (from 150 acres to 300 acres) the total area that may be included in a tax increment financing (TIF) allocation area established for a housing program by a municipal or county redevelopment commission.

DIGEST OF HB 1276 (Updated March 12, 2013 2:35 pm - DI 84)

Township board meetings. Requires a township board to meet in February (instead of January) to approve the annual report of the township trustee. Allows a township board to reduce the salaries of the township board members by a vote of a majority of the members (instead of by a unanimous vote of the members).

DIGEST OF HB 1279 (Updated April 16, 2013 4:48 pm - DI 84)

Special group, disabled Hoosier veteran, and National Guard license plates. Creates the special group recognition license plate committee consisting of eight members of the general assembly, and specifies that the primary purpose of the committee is to make recommendations to the bureau of motor vehicles (bureau) regarding special group recognition license plates (plate). Specifies the criteria to be met by a special group for the issuance of a plate. Specifies procedures for continued participation in the special group recognition license plate program by a special group, including sales and renewal requirements. Provides that a person who is an active member of the Army or Air National Guard may apply for and receive one or more National Guard license plates. (Current law requires that the person must be an active member of the Indiana Army or Air National Guard.) Requires the bureau to design a National Guard license plate. Removes the restriction that not more than two disabled Hoosier veteran license plates may be issued to one person. Makes conforming amendments.

DIGEST OF HB 1289 (Updated April 16, 2013 5:03 pm - DI 84)

Levee repair and reimbursement. Requires a committee in charge of a levee to perform the maintenance of and repairs to the levee that are necessary to maintain federal certification of the levee. Provides that the maintenance costs shall be apportioned and assessed in the same manner as repair costs and expenses to a levee. Provides for notice to be given within 10 days to the county executive when a levee is no longer in compliance with federal certification requirements. Requires a committee in charge of a levee to apportion and assess costs of levee repairs not more than 90 days after the statement of costs and expenses for repairs is filed with the county auditor. Requires that if a committee in charge of a levee: (1) has filed the statement of costs and expenses for repairs; and (2) has not reimbursed the county for the costs and expenses for repairs to the levee or apportioned and assessed the costs; the committee shall apportion and assess the costs upon the land and corporations benefitted by the repairs before September 29, 2013. Allows the county council and county executive to appoint a voting member to a levee committee. Provides that certain laws regarding structures in floodways do not apply to certain property that is to be rehabilitated and reused as an abode or residence if certain conditions apply. Urges the legislative council to assign to a study committee the topic of levee governance.

DIGEST OF HB 1293 (Updated April 16, 2013 4:44 pm - DI 84)

Artisan distiller's permit. Creates an artisan distiller's permit for a person who desires to commercially manufacture not more than 10,000 gallons of liquor in a calendar year (excluding the amount of any liquor sold through a liquor wholesaler). Allows an artisan distiller to do the following: (1) Manufacture, blend, bottle, store, transport, and sell liquor to a wholesaler. (2) Serve complimentary samples and sell liquor to consumers by the drink, bottle, or case at the artisan's distillery. (3) Hold an interest in a farm winery permit or microbrewery permit. Provides that the holder of an artisan distiller permit may be: (1) an individual; (2) a firm; (3) a corporation; (4) a partnership; (5) a limited partnership; (6) a limited liability company; (7) an incorporated or unincorporated association; or (8) other legal entity. Provides that an applicant must meet certain requirements to be eligible for an artisan distiller's permit. Provides that the holder of an artisan distiller's permit that provides samples or sells liquor by the glass must

furnish the minimum food requirements prescribed by the alcohol and tobacco commission. Allows the commission to collect an annual \$250 permit fee for a biennial artisan distiller's permit. Provides that a percentage of the artisan distiller's permit fee is deposited in the enforcement and administration fund and the state general fund. Makes conforming amendments.

DIGEST OF HB 1295 (Updated March 19, 2013 3:23 pm - DI 84)

Indiana University school of public health. Corrects references to the Indiana University school of public health (which was formerly a department of the university's medical school, but was designated as a separate school of the university in legislation enacted in 2007).

DIGEST OF HB 1307 (Updated April 26, 2013 11:48 am - DI 103)

Municipally owned utilities. Provides that a municipality or a municipally owned utility may not purchase the property of a utility company that provides water or sewer service (including a regional sewer and water district) unless the utility regulatory commission (IURC): (1) finds that the utility company has continued violations of the IURC's orders or the law regulating the utility company after the IURC has ordered compliance; or (2) finds after a review that the utility company has severe deficiencies that the utility company has failed to remedy. Provides that a utility may petition a court to stay proceedings of a municipality or a municipally owned utility to acquire the utility. Establishes a procedure for extraterritorial customers of certain municipally owned utilities to petition the IURC for review of rates and charges.

DIGEST OF HB 1310 (Updated March 25, 2013 2:21 pm - DI 84)

Bell requirements on a locomotive. Specifies that when the bell of a locomotive becomes inoperable after the daily inspection required under the Code of Federal Regulations, the locomotive may be operated until the next required daily inspection. Makes technical corrections and conforming amendments. Removes outdated language.

DIGEST OF HB 1311 (Updated April 22, 2013 6:17 pm - DI 84)

Election matters. Permits a county election board to adopt an order, under certain conditions, approving the use of an electronic poll list and electronic signature pads in each precinct of the county. Provides that, if a county election board adopts an order to provide an electronic poll list to the inspector for use at a polling place or at a satellite office, electronic poll lists may be used at an election (rather than certified poll lists). Provides that an order adopted to allow the use of electronic poll lists at an election may include the use of electronic signatures to sign the poll lists. Establishes additional standards for electronic poll books and poll lists. Establishes a procedure for the certification of electronic poll books. Specifies procedures for the use of electronic poll lists in counties that count absentee ballots at a central location. Establishes penalties for violations involving electronic poll books. Requires a local unit (other than a school corporation) to adopt an ordinance to recertify its boundaries whenever the local unit determines that redistricting after a federal decennial census is not required. Requires the governing body

of a school corporation to send a copy of the school corporation's plan to the circuit court clerk of each county in which the school corporation is located and a certification that the school corporation's election districts satisfy statutory redistricting requirements if the school corporation elects governing body members by districts in which only the voters of a district may vote for the member representing that district. Requires this information to be sent to circuit court clerks not later than December 31, 2013. Requires the governing body of a school corporation to follow a similar process after a federal decennial census is conducted and each time the school corporation's plan is amended. Requires that a map of the legislative districts of a political subdivision be filed with the circuit court clerk each time the boundaries are redrawn or recertified. Specifies that a conflict between a map of a precinct and the description of the precinct set forth in a precinct establishment order is resolved in favor of the description. Provides that all school corporation district plans and local government redistricting ordinances have: (1) the same presumption of validity set forth in current law for certain school corporation district plans; and (2) the same method for resolving a conflict between a map of an election district and a description of the district set forth in the plan or ordinance. Specifies that the deadline to conduct redistricting in a metropolitan school corporation is December 31 of the year following the year in which a federal decennial census is conducted. (Current law requires that redistricting be completed one year after the effective date of the federal decennial census, which is April 1 of the year following the census). Provides that the Lake Station school corporation is subject to the same standards and procedures for the adoption of school board election districts as other school boards. (Current law establishes the Lake Station school board districts by descriptions in the Indiana Code.) Requires the census data advisory committee to study during the 2013 legislative interim: (1) the standards for determining residency for purposes of voting, candidacy, and holding office in Indiana; (2) allegations of voter suppression of African-Americans, Latinos, other ethnic minorities, and the elderly; (3) allegations of election fraud; (4) methods for improving election administration by reducing lines at polling places; (5) methods for reducing the cost of the election process; (6) methods for enabling an emergency first responder responding to an emergency declaration to receive an absentee ballot or absentee ballot application by electronic mail or facsimile machine; (7) the impact of sending written communications to a voter containing false vote history information regarding that voter; and (8) issues related to redistricting conducted by local units of government. Makes technical corrections.

DIGEST OF HB 1312 (Updated April 10, 2013 1:16 pm - DI 84)

EARN Indiana program. Changes the college work study program into the employment aid readiness network (EARN) Indiana program. Defines "EARN Indiana program". Makes changes to the definition of "eligible employer" to extend eligibility to for-profit companies and allow year-round participation of all eligible entities. Makes changes to the definition of "eligible student". Makes changes to transform the EARN Indiana program into a year-round program. Changes the conditions that must be included in an agreement between the commission for higher education (commission) and an eligible employer. Repeals a provision that pertains to certain requirements of eligible employers that are approved postsecondary educational institutions. Repeals a provision allowing an approved postsecondary educational institution to use up to 10% of its state allotment as part of its match against the federal Work-Study Program. Requires an eligible employer to submit to the commission a job description and one or more statements reporting the wages paid to the student and time worked by the student. Provides

that for purposes of funding for eligible employers that are for-profit companies, the commission shall give priority to employers that are organized as small businesses.

DIGEST OF HB 1313 (Updated April 18, 2013 2:43 pm - DI 84)

Regulation of residential landlords, builders, and remodelers. Provides that a political subdivision may not adopt a regulation after February 28, 2013 and before July 1, 2014 relating to landlord and tenant relations, rental agreements, or real property subject to a rental agreement that: (1) requires an owner or landlord to be licensed or to obtain a permit from the political subdivision to lease a rental unit; (2) requires an owner or landlord to enroll or participate in a class or government program as a condition for leasing a rental unit; or (3) imposes or increases a fee or other assessment for inspection of a rental unit, registration of an owner, landlord, or rental unit, or for any other purpose relating to landlord and tenant relations, rental agreements, or real property subject to a rental agreement. Provides that a political subdivision is not prohibited from: (1) imposing or increasing a fee relating to the construction of a rental unit, such as a building permit fee; or (2) establishing a rental unit inspection program. Prohibits a political subdivision from adopting an ordinance or other requirement after February 28, 2013, and before July 1, 2015, that would require a builder or remodeler to be licensed, certified, permitted, registered, or listed by the political subdivision as a condition to the builder or remodeler constructing or remodeling a residential dwelling. Provides that a political subdivision is not prohibited from licensing, permitting, or registering specific trades or issuing permits and approvals that regulate the use, planning, and development of property. Urges the legislative council to assign the topic of regulation of residential leases by political subdivisions to a study committee during the 2013 legislative interim.

DIGEST OF HB 1314 (Updated April 26, 2013 11:48 am - DI 71)

Proprietary education. Provides that the executive officer of the commission for higher education (commission) may develop procedures for authorizing out-of-state public and nonprofit degree granting institutions to offer instructional or educational services or training in Indiana. Adds a definition of "degree granting". Requires an out-of-state public or nonprofit degree granting institution seeking to offer instructional or educational services or training in Indiana to receive authorization from the executive officer of the commission to provide instructional or educational services in Indiana. Provides that a person may not do business as a degree granting institution in Indiana unless: (1) the institution is accredited by an accrediting agency recognized by the United States Department of Education or is seeking and progressing toward accreditation by an accrediting agency recognized by the United States Department of Education; or (2) the institution is a religious institution that offers educational instruction or an educational program of a clearly religious nature. Provides that the board for proprietary education may join interstate reciprocity agreements and may authorize an institution to operate in Indiana if the institution and the state in which the institution's principal campus is located and its institutional accreditation is provided are members of the interstate reciprocity agreement. Transfers rulemaking authority regarding the regulation of postsecondary proprietary institutions from the state workforce innovation council to the department of workforce development (department). Changes references to "accreditation" to "authorization" in provisions relating to administration of postsecondary credit bearing proprietary institutions. Repeals the definition of "accreditation" and adds a definition of

"authorization". Makes changes to the definition of "postsecondary credit bearing proprietary educational institution". Repeals requirements for the issuance of agent permits. Repeals the definition of "agent's permit". Provides that a person who knowingly and intentionally makes certain misrepresentations regarding a postsecondary credit bearing proprietary educational institution is subject to action by the attorney general's office for making a deceptive consumer sale. Requires the department, in consultation with the commission for higher education, the department of education, the office of the secretary of family and social services, and any other agency the department determines to be necessary, to include information in the Indiana workforce intelligence system (IWIS) regarding middle skill credentials awarded in the state. Requires public and private institutions of higher education, private occupational schools, community colleges, area vocational schools, high school vocational programs, apprenticeship programs, and other public or private workforce training programs to provide the information required for IWIS.

DIGEST OF HB 1315 (Updated April 26, 2013 3:09 pm - DI 77)

Professional health services. Specifies that Medicaid services include pharmacist services. Specifies osteopathic physicians and adds physician assistants on the list of practitioners who may provide a referral or order to an occupational therapist. Provides that an occupational therapist must report to the practitioner as specified by the practitioner who provided the referral or order. However, if the practitioner does not specify a reporting requirement, the occupational therapist shall report to the practitioner upon completion or termination of occupational therapy services.

DIGEST OF HB 1317 (Updated April 16, 2013 4:47 pm - DI 84)

Land banks. Establishes the land bank study committee, a legislative study committee to study issues relating to the creation of land banks at the municipal level as well as the county level including the following: (1) The effects that municipal land banks and reformed land banking would have on current property tax collection and enforcement and tax sales. (2) The effect the creation of municipal land banks would have on local revenues.

DIGEST OF HB 1320 (Updated April 26, 2013 11:59 am - DI 102)

Worker's compensation. Specifies, after June 30, 2014, the pecuniary liability for worker's compensation and occupational diseases compensation payments to a medical service facility. Specifies the reimbursement amounts for repackaged drugs. Provides that payment to a medical service provider for an implant furnished to an employee under worker's compensation or occupational diseases compensation may not exceed the invoice amount plus 25%. Allows a medical service provider to request an explanation from a billing review service if the medical service provider's bill has been reduced as a result of the application of a Medicare coding change. Defines "medical service facility", "services and/or product", and "medical service provider" for purposes of the worker's compensation and occupational diseases compensation law. Increases the maximum average weekly wage by 20% and provides for graduated percentage increases for degrees of permanent partial impairment/disablement over a three-year period, beginning on July 1, 2014. Provides for worker's compensation insurance

policy periods as permitted in certain rules. Provides for an annual filing fee of \$2 from an employer to be deposited in the worker's compensation supplemental administrative fund. Specifies that all data collected by the worker's compensation rating bureau is considered to be confidential. Urges the legislative council to assign to the interim study committee on insurance the study of worker's compensation and occupational diseases compensation topics, including: (1) minimum payment amounts for services or products provided by medical service facilities; (2) payment for services or products provided by hospital employed physicians; (3) the electronic submission and payment of claims filed by medical service providers, including the applicability of the "clean claim" procedures described in IC 27-8-5.7; (4) payment amounts for implants; and (5) the establishment and membership of an advisory committee to advise the worker's compensation board in the administration of the worker's compensation and occupational diseases compensation program. Makes conforming amendments and technical corrections.

DIGEST OF HB 1321 (Updated April 16, 2013 4:31 pm - DI 84)

Insurance matters. Amends various provisions of the insurance law concerning: (1) confidentiality related to examinations; (2) reserve valuation of life, annuity, and endowment contracts; (3) motor vehicle insurance with respect to a newly acquired motor vehicle; (4) sales of travel insurance by travel retailers under a limited lines travel insurance producer license; (5) continuing education for certain insurance producers; (6) remedies for violations related to the sale, solicitation, or negotiation of portable electronics insurance; (7) risk based capital requirement application to fraternal benefit societies; (8) confidentiality, privilege, disclosure, and discoverability of certain risk based capital related information filed with the commissioner; and (9) residency and coverage requirements applying to the Indiana life and health guaranty association. Repeals current law concerning reserve valuation of life, annuity, and endowment contracts. Makes conforming amendments.

DIGEST OF HB 1322 (Updated March 26, 2013 2:31 pm - DI 84)

Certificates of insurance. Specifies requirements related to a certificate of insurance issued in connection with a contract related to property, operations, or risks located in Indiana.

DIGEST OF HB 1324 (Updated April 26, 2013 6:11 pm - DI 58)

Alternative fuels. Creates a study committee to study issues concerning the imposition of road impact fees on users of plug in, plug in hybrid, and hybrid vehicles. Increases from 10% to 20% the amount by which the price of a clean energy vehicle may surpass the price of a similarly equipped vehicle that is not a clean energy vehicle for the purpose of determining whether a state agency must purchase or lease the clean energy vehicle. Provides a three year income tax credit for placing into service a natural gas powered vehicle that has a gross vehicle weight rating of more than 33,000 pounds. Provides for the collection and remittance of the state gross retail tax (by changing the definition of "special fuel") and the special fuel tax on natural gas, butane, and propane used as a motor fuel. Provides that a transaction involving alternative fuel acquired to fuel a motor vehicle used in providing public transportation for persons or property is not exempt from the state gross retail tax for three years. Provides for the

imposition of the motor carrier fuel tax upon alternative fuels by imposing the existing rates on the diesel or gasoline gallon equivalents of the various forms of natural gas sold. Excludes certain alternative fueled vehicles from the alternative fuel decal law. Increases the maximum weight limitation for a vehicle that uses natural gas as a motor fuel by 2,000 pounds. Provides a refundable road tax credit to a carrier that uses compressed natural gas to fuel large trucks.

DIGEST OF HB 1325 (Updated April 2, 2013 4:14 pm - DI 84)

Mobile support unit personnel for disaster relief. Provides that certain individuals serving as members of a mobile support unit are considered to be temporary employees of the state for purposes of worker's compensation law and worker's occupational diseases law. Authorizes the state to reimburse a political subdivision for a backfill employee necessary for the political subdivision to fill the position and duty of an employee deployed to a mobile support unit, but only if and to the extent that the cost of the backfill employee represents an extra cost to the political subdivision. Authorizes the use of money from the state disaster relief fund for certain eligible entities that incur certain costs for the contribution of personnel to a mobile support unit. Authorizes the department of homeland security to adopt certain emergency rules. Makes corresponding changes.

DIGEST OF HB 1328 (Updated April 27, 2013 12:39 am - DI 104)

Health matters. Defines populations that may be subject to Medicaid resource requirements. Eliminates certain Medicaid eligibility resource requirements. Specifies Medicaid recipients who are eligible to receive payments related to certain Medicare premium and cost sharing amounts. Sets forth requirements for continuing care retirement communities that were registered before January 2, 2007. Provides for implementation of the federal Patient Protection and Affordable Care Act with respect to a health benefit exchange in Indiana. Specifies that Indiana insurance law applies to a health plan offered through a health benefit exchange to the same extent that the law would apply if the health plan were offered independent of the health benefit exchange. Specifies requirements for health plans issued through a health benefit exchange. Requires a navigator to be certified and an application organization to be registered before providing services with respect to a health benefit exchange. Provides for dissolution of the Indiana comprehensive health insurance association (ICHIA). Requires the office of Medicaid policy and planning to report to the health finance commission specified information regarding the participation of the aged, blind, and disabled Medicaid population in risk-based managed care, managed fee-for-service programs, and home and community based services management programs. Requires the office of the secretary of family and social services to report specified information to the legislative council and the health finance commission concerning school health care clinics in Indiana.

DIGEST OF HB 1333 (Updated April 25, 2013 5:18 pm - DI 87)

Public offices. Provides that county treasurers, county auditors, county recorders, circuit court clerks, and county surveyors (county offices) may attend the required county officer training courses after being elected to office (currently they are required to take the training after taking office). Provides that the county elected officials training fund (fund) supplements appropriations from the county general fund for

payment of the training courses. Adds circuit court clerks to the county officials whose training may be paid for by money in the fund. Provides that a training course that an individual completes after being elected to a county office and before the individual begins serving in office applies toward the training requirements. Requires all county offices to fulfill the training requirements for each elected term. Requires an individual elected to the office of county surveyor on or after June 30, 2013, to complete at least: (1) 15 hours of training courses within one year; and (2) 40 hours of training courses within three years; after the individual is elected to that office. (Current law: (1) exempts from the training requirements an actively registered professional surveyor, a graduate of an accredited surveying curriculum, or a surveyor intern who is elected to the office of county surveyor; and (2) requires an individual elected to the office of county surveyor who is not exempted to complete 24 hours of training within two years after beginning the surveyor's term). Provides that educational courses regarding land surveying that are taken by a county surveyor who is an actively registered professional surveyor count toward the training requirement. Provides that if an individual is appointed to fill a vacancy in a county office: (1) the individual may (but is not required to) take the training courses; and (2) the county is required to pay for the training courses. Urges the legislative council to assign to a study committee during the 2013 legislative interim the topic of having the state board of accounts (board) set control standards and control procedures for internal control systems for any local government entity: (A) that is required to submit financial reports to the board; and (B) for which the board is not currently required to set control standards and control procedures.

DIGEST OF HB 1334 (Updated April 26, 2013 6:19 pm - DI 116)

Teacher liability insurance; DOC wage claims. Provides that criminal offenders in a facility operated by the department of correction or operated by a private operator under contract with the department of correction are exempt from certain provisions concerning the frequency of wage payment and wage claims. Permits the department of administration to contract for the availability of personal liability insurance for public and nonpublic school teachers in Indiana.

DIGEST OF HB 1341 (Updated April 10, 2013 2:08 pm - DI 84)

Standard electronic transcripts. Establishes the Indiana e-transcript program (program). Provides that the commission for higher education shall administer the program. Provides that, beginning July 1, 2015, the program will allow all students at all accredited high schools to request that their transcripts be transmitted electronically to state educational institutions, participating Indiana not-for-profit or privately endowed institutions, and participating Indiana institutions authorized by the board for proprietary education. Provides that a governing body of an accredited nonpublic secondary school may elect to use the common electronic transcript. Requires the department of education, in collaboration with state educational institutions and the commission for higher education, to develop a common electronic transcript.

DIGEST OF HB 1347 (Updated March 18, 2013 3:00 pm - DI 84)

Chaplain driving personal vehicle to emergency. Provides that a chaplain of a full-time police or fire

department (chaplain) may display certain green and white lights (lights) on the privately owned vehicle of the chaplain while serving the duties of the department en route to scenes of emergencies. Requires a chaplain operating a vehicle displaying lights to obey all traffic rules. Provides that a person who is not a chaplain who displays lights commits a Class C infraction.

DIGEST OF HB 1348 (Updated April 26, 2013 6:35 pm - DI 116)

Administration of scholarships and grants. Adds a definition of "credit hours". Makes changes to the definition of "academic term". Provides that, beginning on September 1, 2014, the commission for higher education (commission) shall annually publish a schedule of award amounts for the Frank O'Bannon grant and the twenty-first century scholars program (jointly referred to as an "award") based on a recipient's expected family contribution. Provides that the method currently used to determine an award amount expires September 1, 2014. Provides that the commission may offer award incentives based on a student's school performance. Provides that an individual is not eligible for a Frank O'Bannon grant if the individual is eligible to receive a twenty-first century scholarship. Provides that the limit on eligibility is four academic years for: (1) higher education awards; (2) freedom of choice grants; (3) tuition grants from the twenty-first century scholars program; (4) part-time student grant program; (5) insurance education scholarship fund; (6) minority teacher scholarships; (7) special education, occupational therapy, and physical therapy scholarships; (8) National Guard tuition supplement program; (9) tuition exemption for senior citizens; and (10) tuition and fee exemption for the children and surviving spouse of a public safety officer killed in the line of duty. (Current law provides that the limit for eligibility is eight semesters or 12 quarters.) Makes changes to the grade point average requirements for students who receive a higher education award or participate in the twenty-first century scholars program. Repeals provisions relating to: (1) the duties of the Indiana college placement and assessment center; and (2) a requirement that the commission shall provide a statistical report that describes twenty-first century scholar awards. Adds a definition of "degree map". Provides that, not later than August 1, 2013, the commission for higher education (commission) shall develop guidelines to provide a state educational institution guidance for establishing degree maps for each full-time student attending the state educational institution. Requires, for a full-time student that enrolls after July 31, 2014, that a state educational institution develop a degree map based on the student's specific educational objective or course of study. Requires a state educational institution to ensure that courses necessary for the student to comply with the student's degree map are available for the student during the academic term in which the student is required to complete the particular course in accordance with the student's degree map. Provides that a state educational institution must provide a course to the student at no cost during the next academic term in which the course is offered if: (1) the state educational institution does not offer a course that the student must take to comply with the student's degree map during the current academic term; (2) the timing of the course conflicts with other courses the student is required to take to comply with the student's degree map for the current academic term; or (3) the course is full. Requires the commission to study and evaluate the financial costs for students pursuing postsecondary education and strategies to increase affordability and on time completion of postsecondary programs. Requires the commission to submit a report to the legislative council by November 1, 2013. Makes conforming amendments.

DIGEST OF HB 1357 (Updated April 22, 2013 2:26 pm - DI 84)

School administrators. Provides that a superintendent of schools is not required to hold a teacher's or superintendent's license, but is required to have obtained at least a master's degree from an accredited postsecondary educational institution. Repeals a requirement that a county superintendent of schools must have five years of successful teaching experience and hold a superintendent's license.

DIGEST OF HB 1359 (Updated March 12, 2013 2:40 pm - DI 84)

Age-restricted housing programs. Allows a redevelopment commission to establish a program for age-restricted housing. Specifies the findings that the redevelopment commission must make before adopting the age-restricted housing program. Provides that all of the rights, powers, privileges, and immunities that may be exercised by a redevelopment commission in blighted, deteriorated, or deteriorating areas may be exercised by the redevelopment commission in implementing its program for age-restricted housing, including levying a special tax, issuing bonds or entering into leases, and allocating incremental property tax revenue.

DIGEST OF HB 1372 (Updated April 17, 2013 2:32 pm - DI 84)

Knowledge imputed to real estate broker. Provides that information concerning defects in a property that is contained in records of prior transactions maintained by a brokerage may not be imputed to a broker or affiliated licensee of the brokerage unless the broker or affiliated licensee had actual knowledge of any adverse material facts or risks. Bars a civil action against a broker or licensee for failure to disclose a defect if the action is based on imputed knowledge. Provides that a buyer may not invalidate a real estate transaction or a contract to purchase real estate due to the buyer's failure to sign a seller's disclosure statement form that has been received or acknowledged by the buyer.

DIGEST OF HB 1374 (Updated April 23, 2013 4:40 pm - DI 84)

Taxation of certain utilities. Provides that certain companies that: (1) ordinarily would be subject to taxation under the Indiana Code chapter concerning property taxes for public utilities; and (2) own definite situs property that is located in only one taxing district; may elect to file a personal property tax return for the definite situs property with the county assessor or (if applicable) the township assessor, instead of filing a return for the definite situs property under the Indiana Code chapter concerning property taxes for public utilities. Provides that the following taxpayers are not subject to filing a state personal property tax return for certain utility property: (1) A company that: (A) owns definite situs property that is located in only one taxing district; and (B) files a personal property tax return for the definite situs property with the local assessor. (2) A taxpayer that: (A) is participating in a net metering program or in a feed-in-tariff program offered by a light, heat, or power company; and (B) files a personal property tax return for the property with the local assessor. Provides that certification requirements for utility powerplant construction do not apply to a joint agency of two or more municipal utilities.

DIGEST OF HB 1376 (Updated April 16, 2013 4:36 pm - DI 84)

Various privacy issues. Makes the following changes to the statute concerning telephone caller identification services: (1) Repeals the definition of "telecommunications service provider". (2) Adds the definition of "provider". In the statutes concerning: (1) telephone caller identification services; and (2) telephone solicitations; replaces the term "caller ID" with the term "caller identification", as used in the federal Caller ID Act of 2009. Provides that a person shall not knowingly and with the intent to defraud or cause harm to another person, or to wrongfully obtain anything of value, cause any caller identification service to transmit misleading or inaccurate caller identification information to a subscriber in Indiana. Exempts certain activities from the prohibition. Provides that a violation of the prohibition is: (1) a Class B misdemeanor; and (2) a deceptive act actionable by the attorney general. Specifies that the attorney general may recover a civil penalty of not more than \$10,000 for a knowing violation. Provides that a subsequent violation is a Class A misdemeanor. Provides a cause of action for: (1) damages; and (2) injunctive relief; for any person aggrieved by a violation. Prohibits the professional licensing agency (PLA) or a board administered by the PLA from disclosing to the public personal information of an individual who: (1) applies for or holds a license, certificate, registration, or permit issued by a board; or (2) is a member of a board administered by the PLA; subject to certain exceptions specified by law. Makes conforming amendments.

DIGEST OF HB 1380 (Updated March 12, 2013 2:43 pm - DI 84)

Port authority purchase of petroleum products. Allows a port authority to make a special purchase of petroleum products if the products are for resale to the public.

DIGEST OF HB 1381 (Updated April 25, 2013 2:42 pm - DI 71)

Public school transfers. Requires the governing body of a school corporation that accepts transfer students to establish the number of transfer students the school corporation has the capacity to accept. Requires the governing body to establish a date by which transfer requests must be received. Provides that, with certain exceptions, a governing body may not deny a request to transfer from another school corporation to a school within the school corporation for any reason other than capacity. Requires the governing body to publish the deadline for transfer requests on the school corporation's Internet web site and to report the deadline to the department of education (department). Requires the department to publish school corporations' transfer request deadlines on the department's Internet web site. Provides that if the number of transfer requests a school corporation receives exceeds the school's capacity, admissions must be determined by a random drawing at a public meeting. Allows a governing body to limit the number of transfers to a particular school building or grade level to ensure that a student who has already transferred to a school may continue attending the same school and to allow the members of the same household as the transfer student to attend a particular school. Provides that the governing body of a school corporation with a school building that offers a special curriculum may require a student who transfers to the school building to meet the same eligibility criteria required of all students who attend the school building that offers the special curriculum. Provides that a school corporation that has adopted a policy to not accept student transfers after June 30, 2013, is not prohibited from enrolling a transfer

student who attended a school with the school corporation during the 2012-2013 school year.

DIGEST OF HB 1382 (Updated March 19, 2013 3:25 pm - DI 84)

Controlled substances. Adds additional drug compounds to Schedules I, II, IV, and V.

DIGEST OF HB 1386 (Updated April 17, 2013 2:33 pm - DI 84)

Unfair practices concerning motor vehicles sales. Amends existing provisions and establishes new provisions concerning unfair practices with respect to motor vehicle dealers, manufacturers, distributors, franchises, and franchisees. Incorporates the changes to these laws made by SB 537-2013.

DIGEST OF HB 1387 (Updated April 24, 2013 2:50 pm - DI 109)

Veterans' affairs. Creates the Indiana Funeral Honors Ribbon to be awarded to members and retired members of the Indiana Air National Guard and the Indiana Army National Guard and members of veterans' organizations who: (1) are trained and certified for; and (2) provide honorable and distinguished service in; the performance of military funerals and similar activities within Indiana. Provides that county and city service officers must be certified by the Indiana department of veterans' affairs (department). Requires the veterans' affairs commission to: (1) establish standards for certification of county and city service officers; and (2) establish and administer a written examination for renewal of the certification of county and city service officers. Requires a county or city service officer to obtain certification from the department within 30 days after becoming employed as a service officer. Requires a new county or city service officer, within one year after becoming employed as a service officer, to attend a course and become accredited to represent veterans. Requires a county or city service officer employed prior to July 1, 2013, to attend a course and become accredited to represent veterans by July 1, 2015. Requires the veterans' affairs commission to administer a grant program to reimburse service officers for training expenses and to reimburse counties and cities employing service officers for computer equipment and software. Transfers \$180,000 from the veterans' affairs trust fund to the military family relief fund. Appropriates the \$180,000 for the grant program. Provides that funding the grants is a purpose of the military family relief fund.

DIGEST OF HB 1338 (Updated April 26, 2013 9:41 pm - DI 116)

Charter school administration. Provides that a charter school is eligible to receive a school safety grant. Provides that a charter school may use certain electronic meeting procedures. Replaces references to "sponsor" with "authorizer" in the charter school law. Adds definition of "education service provider". Adds certain requirements to be contained in a proposal to establish a charter school pertaining to education service providers. Provides that before a charter school authorizer may issue a charter to an organizer that has had its charter terminated or has been informed that its charter will not be renewed by the organizer's current authorizer, the authorizer must request to have the proposal reviewed by the state board of education (state board) at a hearing; that the state board shall conduct a hearing; and that the authorizer must present information at the hearing indicating that the organizer's proposal is

substantively different from the organizer's current proposal with its current authorizer. Adds various charter renewal requirements. Provides that an organizer may hold more than one charter contract, but that each charter school that is part of a charter contract must be separate and distinct. Requires an authorizer to develop a charter school closure protocol. Provides that a public audit of a charter school or organizer of a charter school is limited to the use of the public money received by the organizer of a charter school or the charter school. Provides for the release to a charter school authorizer of certain covered records that are in the possession of the department of education (department) or the state board and that concern the charter school. Requires that the state pay directly to a charter school any federal or state aid attributable to a student with a disability attending the charter school. Repeals a provision that requires the city-county council of Indianapolis to approve a charter school authorized by the mayor of Indianapolis. Establishes the Indianapolis charter school board. Repeals a provision that provides a governing body must obtain approval from the department before granting a charter under which more than 50% of the students in the school corporation will attend the charter school. Requires the department, with the approval of the state board, to submit an annual report to the budget committee pertaining to virtual charter schools. Provides that if an organizer of a charter school maintains an Internet web site for a charter school, the organizer shall publish the names of the members of the charter school's governing body on the Internet web site. (Current law unconditionally requires an organizer to publish the names of the members of the governing body on the charter school's Internet web site.) Requires charter school organizers to adopt and accurately implement a single, unified accounting system for charter school organizers as prescribed by the state board and the state board of accounts. Repeals a provision pertaining to accounting and financial reporting of charter schools. Provides that a member of the state charter board may not be removed before the end of the member's full term by the member's appointing authority without cause. Provides that the state charter board must collectively possess strong experience and expertise in certain areas. Provides that the department's Internet web site must include a charter school annual report. Requires an authorizer to adopt national industry standards of quality charter school authorizing. Provides that a charter school agreement must include a requirement that a charter school not remain in the lowest category or designation of school improvement in the third year after initial placement in the lowest category or designation. Requires the state board to provide an authorizer a hearing if the authorizer fails to close a charter school that does not meet the minimum standards in the charter agreement. Provides that the state board, after providing a hearing, may close the charter school at the end of the school year. (Current law provides that the charter school may be closed on a date set by the state board.) Provides that the state board, after providing a hearing, may reduce the administrative fees that an authorizer may receive. (Eliminates the provision of current law under which the administrative fees may be reduced by no more than 50%.) Provides that if an authorizer does not correct the deficiencies that prohibit the authorizer from opening new charter schools, the state board may, with a 2/3 vote, decommission the authorizer. Provides that the decommissioned authorizer's charter schools must apply to be approved by another authorizer within 150 days. Provides for the voluntary relinquishment of authorizer status. Provides that a virtual charter school is eligible to receive new charter school startup grants. Makes conforming amendments.

DIGEST OF HB 1389 (Updated March 12, 2013 2:44 pm - DI 84)

Veterinarians. Provides that a veterinarian who supervises a registered veterinary technician or

veterinary assistant shall determine, except where prohibited by law, if the tasks being delegated are commensurate with the technician's or assistant's training, experience, and skills.

DIGEST OF HB 1391 (Updated April 17, 2013 2:37 pm - DI 84)

Election administration. Provides that if the co-directors of the election division are unable to resolve a dispute between themselves regarding the election commission's or the election division's budget, the election commission's or the election division's expenditures, or a contract to which the election commission or the election division is a party, the secretary of state may decide the matter. Requires the secretary of state to perform certain legally required voter list maintenance program activities, if the National Voter Registration Act (NVRA) official does not perform those activities. Requires the secretary of state to: (1) obtain information from the Social Security Administration regarding Indiana residents identified as deceased; and (2) provide that information to each county voter registration office; if the election division does not do so. Provides that the consent of the co-directors of the election division is not necessary for the secretary of state to receive or administer certain funds received by the state under the federal Help America Vote Act (HAVA).

DIGEST OF HB 1392 (Updated April 16, 2013 5:10 pm - DI 84)

Restricting criminal background checks. Specifies that the clerk of a court is not a "criminal history provider". Permits a criminal history provider to provide certain information relating to an incident that did not result in a conviction. Provides that a criminal history provider may provide information concerning expunged, restricted, or reduced convictions to a person required by law to obtain this information. Specifies that a criminal history provider does not violate the requirement to provide current information if the public records used to obtain the information are not current. Provides that a violation of these requirements is a deceptive act. Repeals a provision requiring a clerk to restrict disclosure of an infraction five years after it has been satisfied and permits a person to petition a court to restrict disclosure of an infraction five years after it has been satisfied. (The introduced version of this bill was prepared by the criminal law and sentencing policy study committee.)

DIGEST OF HB 1393 (Updated April 17, 2013 2:40 pm - DI 84)

Judicial technology and automation. Establishes the judicial technology oversight committee (committee) to: (1) conduct a continuous study of information technology applications for Indiana's judicial system; (2) make recommendations to the division of state court administration (division) for the establishment of a pilot program concerning electronic filing; (3) allow public court records to be available on the Internet; (4) study the appropriate use of private sector vendors; and (5) make recommendations to the supreme court concerning the implementation of policies, standards, and rules that promote the effective use of technology and automation in Indiana courts. Provides that the committee consists of: (1) the chief justice of the supreme court; (2) the chief information officer of the office of technology; (3) two members of the senate; (4) two members of the house of representatives; (5) one trial court judge; (6) two circuit court clerks, with one clerk for a county that does not operate under the state's automated judicial system and one clerk for a county that operates under the state's

automated judicial system; (7) one attorney admitted to the practice of law in Indiana; and (8) an individual affiliated with a taxpayer organization. Requires the division to develop and implement a standard protocol for sending and receiving certain court data by December 31, 2013, and requires the standard protocol to permit vendors to access the system on an equitable basis. Allows the budget committee to release funds for the judicial technology and automation project after the division certifies in conjunction with the Indiana office of technology that the judicial technology automation project is in compliance with certain information sharing and exchange requirements. Provides that the automated record keeping fee increases for two years from \$5 to \$7 for all civil, criminal, infraction, and ordinance violation actions except actions resulting in the accused person entering into a: (1) pretrial diversion program agreement; or (2) deferral program agreement. Allocates the \$2 fee increase as follows: (1) \$2 to the state, if the county is operating under the state's automated judicial system; or (2) \$1 to the state and \$1 to the county if the county is not operating under the state's automated judicial system. Provides that the automated record keeping fee is \$5 for all civil, criminal, infraction, and ordinance violation actions resulting in the accused person entering into a: (1) pretrial diversion program agreement; or (2) deferral program agreement.

DIGEST OF HB 1394 (Updated March 21, 2013 2:13 pm - DI 84)

Various business law matters. Makes various changes to provisions concerning: (1) corporations; (2) partnerships; (3) limited partnerships; (4) nonprofit corporations; and (5) limited liability companies.

DIGEST OF HB 1423 (Updated April 18, 2013 2:46 pm - DI 84)

Antibullying. Requires the department of education, in consultation with school safety specialists and school counselors, to develop guidelines to assist school corporations and safe school committees in establishing bullying prevention programs, investigation and reporting procedures, and discipline rules. Requires each school corporation to include the number and categories of bullying incidents that occur within the school corporation on the school corporation's annual performance report. Requires each school corporation to provide training to school employees and volunteers concerning the school corporation's bullying prevention program, and to provide annual bullying prevention education to students. Modifies the definition of "bullying". Requires each school corporation to include detailed procedures for investigation and reporting of bullying behaviors in the school corporation's discipline rules. Requires each school corporation to include detailed procedures outlining the use of follow-up services for support services for the victim and bullying education for the bully in the school corporation's discipline rules. Sets out a bullying reporting requirement for each school corporation. Requires that if a board of trustees of a state educational institution elects to govern, by regulation or another means, the conduct of students, faculty, employees, and others on the property owned, used, or occupied by the state educational institution, the regulation must include a policy prohibiting bullying.

DIGEST OF HB 1427 (Updated April 26, 2013 11:11 pm - DI 116)

Various education matters. Eliminates references to the "buddy system project" in provisions relating to an income tax credit for computer equipment donations. Changes the registration deadline for school bus

owners that are not school corporations from July 29 to September 28. Provides that after May 15, 2013, the state board of education (state board) may take no further actions to implement as standards for the state or direct the department of education (department) to implement any common core standards until the state board conducts a comprehensive evaluation of the common core standards. Provides that, before July 1, 2014, the state board shall adopt college and career readiness educational standards. Provides that the state board shall implement educational standards that use the common core standards as the base model for academic standards to the extent necessary to comply with federal standards to receive a flexibility waiver. Provides that, before July 1, 2013, the department shall provide a written evaluation of the common core standards to the state board and the chairperson of the legislative study committee established to study the common core standards and other standards. Provides that the legislative council shall establish a legislative study committee to study issues relating to common core standards or other standards. Requires the state board to secure an opinion from the office of management and budget concerning the fiscal impact to the state and school corporations if the state board: (1) fully implements the common core standards; or (2) discontinues the implementation of the common core standards. Requires the state board to hold at least three public meetings. Requires the department to administer ISTEP assessments during the 2013-2015 biennium. Provides that, after June 30, 2013, the state, or the state board on behalf of the state, may not enter into or renew an agreement with any organization, entity, group, or consortium that requires the state to cede any measure of autonomy or control of education standards and assessments, including cut scores. Provides that the geographic boundary of an educational service center's region must, to the extent possible, be aligned with the boundary of a regional works council's region. Replaces the definition of "textbook" with a definition of "curricular materials". Provides that the department shall determine the process for evaluating the curricular materials' alignment to academic standards and the appropriateness of the reading level of the curricular materials. Requires the department to describe the method used to evaluate curricular materials. Makes changes to the type of curricular subject matter that the department must review to show that the curricular material is aligned to academic standards. Repeals the requirement that a superintendent of a school corporation forward a list of the curricular materials selected by the superintendent. Abolishes the following programs and entities concerning various education matters: (1) Technology apprenticeship grant program. (2) Education consultant for health and physical education. (3) Corporation for educational technology. (4) Principal leadership academy. (5) School grant writing and fund raising assistance program. (6) School intervention and career counseling development program advisory board. (7) Technology Preparation Task Force. (8) Research and development program concerning various studies and evaluations. (9) Department of education review of professional development programs. (10) Readiness testing. (11) Student services programs. (12) Teacher quality and professional improvement program. (13) Projects on Innovative Education. (14) Committee on educational attitudes, motivation, and parental involvement. (15) ISTEP program citizens' review committee. (16) Twenty-first century schools pilot program. (17) Anti-gang counseling pilot program and fund. Requires the state board to provide for reviews to ensure the validity and reliability of the ISTEP program. Replaces the ambassador for education program with provisions that allow a teacher of the year to serve one year of professional leave with the department of education or a postsecondary educational institution. Requires school bus inspectors to attach to the bus a certificate of inspection and document the certification in the school bus inspection data base. Resolves a conflict in IC 20-28-9-1, which was amended in P.L.229-2011, SEC. 175 (HEA 1001-2011) and repealed by P.L.48-2011, SEC.

39 (SEA 575-2011). Repeals a provision that requires a school corporation to compile class size data for kindergarten through grade 3 and report the data to the department for purposes of maintaining the primetime program. Requires a school corporation to annually compile class size data for kindergarten through grade 3 and report the data to the department by a date established by the department. Repeals the innovative testing methods pilot program. Provides that the department may not establish criteria for a nonpublic school to be eligible for recognition for the school's performance that are different from criteria used for a public school of the same grade levels. Adds parent members to an academic standards committee. (Currently, the committee is made up of educators in the subject area that is being revised.) Provides that if a school has appealed the school's performance designation and the school's designation changes, the department must change the designation in the department's records, notify the school, and disseminate information concerning the change in the same manner as the information concerning the school's designation was disseminated. Provides that a parent may request a rescoring of a student's responses on any statewide assessment that the student is required to complete. Provides that the state board may require assessments in addition to ISTEP assessments for secondary students. Provides that the state board shall establish a number of categories using an "A" through "F" grading scale, to designate performance based on the individual student academic performance and growth to proficiency in each school. Provides that not later than November 15, 2013, the state board shall establish new categories or designations of school performance which must be based on a measurement of individual student academic performance and growth to proficiency and may not be based on a measurement of student performance or growth compared with peers. Makes conforming changes. Makes technical corrections.

DIGEST OF HB 1441 (Updated April 16, 2013 5:29 pm - DI 84)

Valuable metal and scrap vehicles. Provides that before a person sells, gives away, or disposes of a vehicle for scrap metal the person shall give the automobile scrapyards: (1) a certificate of authority for the vehicle; or (2) a certificate of title for the vehicle. Provides that a person who knowingly or intentionally purchases or accepts a vehicle with intent to scrap or dismantle the vehicle without obtaining: (1) a certificate of authority for the vehicle; or (2) a certificate of title for the vehicle; commits a Class B misdemeanor. Provides: (1) for certain conditions that must be satisfied, including documentation, before a valuable metal dealer may purchase an air conditioner evaporator coil or condenser or a catalytic converter; and (2) that a valuable metal dealer may purchase a window air conditioning unit without restriction. Makes technical corrections and conforming changes.

DIGEST OF HB 1450 (Updated March 25, 2013 2:28 pm - DI 84)

Commuter transportation districts. Requires the joint study committee on transportation and infrastructure assessment and solutions to study during the 2013 legislative interim: (1) the composition of the board of trustees of the commuter transportation district; (2) all funding for the board of trustees; (3) use of public mass transit funds (PMTF); (4) ridership numbers of the Chicago, South Shore, and South Bend Railroad; and (5) possible expansion of rail lines used by the Chicago, South Shore, and South Bend Railroad.

DIGEST OF HB 1457 (Updated April 17, 2013 2:46 pm - DI 84)

Unemployment insurance. Provides that the experience account of an employer may not be relieved of charges for an unemployment benefit (benefit) overpayment if the department of workforce development (department) determines that: (1) the erroneous payment was made because the employer or a person acting on behalf of the employer was at fault in failing to respond in a timely or adequate manner to the department's written request for information relating to the claim for unemployment benefits; and (2) the employer or a person acting on behalf of the employer has established a pattern of failure to respond in a timely or adequate manner to department requests. Provides that an individual receiving benefits is required to participate in reemployment and eligibility assessment activities (activities) when directed to do so by the department and permits the department to require an individual to provide proof of identity to participate in the activities. For employers in the construction industry, establishes a new employer contribution rate equal to the lesser of 4% or the average of the contribution rates paid by all employers in the construction industry subject to the unemployment law during the 12 months preceding the computation date. Provides that the commissioner of the department, after having computed the rate of contributions due from an employer from an estimate on the basis of the best evidence reasonably available, may increase or decrease the rate of contributions due from the employer on the basis of subsequently ascertained and verified information. Provides that 15% of the interest and civil penalties collected from a claimant who knowingly failed to disclose or falsified any fact that if accurately reported would disqualify the individual from receiving a benefit or that would reduce the benefit are deposited in the unemployment insurance trust fund. (Currently, all of the interest and civil penalties for fraudulent overpayments are deposited in the special employment and training services fund.) Requires an employer to report to the directory of new hires (directory) the same information reported for a new hire for an employee who resumes employment after at least a 60 day break in service. Establishes a civil penalty of \$25 for an employer that fails to report information about new hires to the directory. Urges the legislative council to assign to the unemployment insurance oversight committee the task of studying: (1) the use of debit cards to pay benefits; and (2) the direct deposit of benefits to a claimant's own checking or savings account.

DIGEST OF HB 1458 (Updated March 26, 2013 2:40 pm - DI 84)

Department of toxicology fees. Permits the department of toxicology (department) to continue to collect fees in the amount that was being charged as of January 1, 2013. Requires the department to publish the January 1, 2013, fee schedule. Allows the department to adopt a rule to change the amount of a fee. Requires the department to notify each agency that has paid a fee to the department in the previous 12 months, and any other person that makes a request to be on the notification list, of the proposed new fee amount. Requires the notice to change the amount of the fee to be published. Legalizes and validates the fees that have been charged by the department since July 1, 2011. Establishes the breath test training and certification fund for deposit of the fees. Provides that the fund may be used by the department to pay for operating the department, replacing equipment, and conducting research.

DIGEST OF HB 1464 (Updated April 16, 2013 5:25 pm - DI 84)

Immunizations by pharmacists and pharmacy students. Adds immunizations for pneumonia, tetanus, diphtheria, acellular pertussis (Tdap), human papillomavirus (HPV) infection, and meningitis to the immunizations that a pharmacist is allowed to administer to an individual or a group of individuals under a drug order, under a prescription, or according to a protocol approved by a physician if certain requirements are met. Provides that if a physician uses a protocol, the protocol may apply only to an individual or group of individuals who are: (1) at least 65 years old for the pneumonia immunization; or (2) at least 11 years old for the other allowable immunizations. (Current law provides that an individual given an immunization by a pharmacist under a protocol must be at least 14 years of age.) Specifies consent requirements. Requires the physician who writes the protocol to actively practice with a medical office in Indiana. Requires certain information to be available when an immunization is administered under a protocol. Requires a pharmacist or pharmacist's designee to provide immunization data to the immunization data registry unless the patient or the patient's parent or guardian completes an immunization data exemption form. Allows a pharmacist intern or a pharmacist student to administer an immunization to an individual under a drug order or prescription or to administer an immunization to a group of individuals under a drug order or prescription or according to a protocol, subject to rules adopted by the Indiana board of pharmacy. Provides that the rules: (1) must provide for the direct supervision by a pharmacist, a physician, a physician assistant, or an advanced practice nurse; and (2) may not be less stringent than the requirements applying to a pharmacist who administers an immunization to an individual. Establishes the interim study committee on adult and children immunization issues.

DIGEST OF HB 1465 (Updated April 16, 2013 5:28 pm - DI 84)

Prescriptions and INSPECT program. Allows prescriptions for schedule V controlled substances to be transmitted by an electronic prescription from the practitioner or the agent of the practitioner to a pharmacy. Provides that the controlled substances registration fees must be deposited into the controlled substances data fund. (Current law requires the deposit of 16% of the fees into the fund.) Establishes the INSPECT interim study committee.

DIGEST OF HB 1477 (Updated April 24, 2013 2:16 pm - DI 84)

Beauty culture professionals. Uses the term "beauty culture professional" when referring to barbers, cosmetology, esthetician, manicurist, and electrology licenses collectively. Combines various licenses for barber and cosmetology schools salons, and instructors into beauty culture licenses. Provides for barber programs in beauty culture schools. Creates the state board of cosmetology and barber examiners compliance fund. Repeals the instructor and barber instructor license and combines the licenses into a single instructor license. Repeals the following school licenses and combines them into beauty culture schools: (1) Barber. (2) Cosmetology. Repeals the following salon licenses and combines them into a single beauty culture salon license: (1) Electrology salon. (2) Cosmetology salon. (3) Esthetic salon. (4) Manicurist salon. (5) Barber shop. Repeals temporary work permits for: (1) cosmetology; (2) electrology; (3) esthetics; and (4) manicuring. Repeals provisions setting the number of hours of instruction in electrology required in order to perform electrolysis and allows the board to set the number of hours required. Repeals provisions that allows the board to waive certain licensing requirements for

licensure as a cosmetologist. Repeals provisions concerning limits on reexamination for a manicurist license, and provides that the board sets standards for reexamination. Repeals the following temporary licenses: (1) Barber. (2) Barber instructor. (3) Esthetician. Makes conforming changes.

DIGEST OF HB 1480 (Updated March 12, 2013 2:46 pm - DI 84)

Residential onsite sewage systems. Allows an employee of a local health department to conduct an onsite soil evaluation concerning the repair or replacement of a failed residential onsite sewage system if: (1) the employee was hired by the local health department before January 1, 2013; (2) the local health board has determined that the employee has the necessary knowledge of the principles of soil science as acquired by professional education; (3) the employee uses guidelines set forth in the soil manuals, technical bulletins, and handbooks of the Natural Resources Conservation Service of the United States Department of Agriculture; and (4) the employee files a written report with the local health department for each onsite soil evaluation conducted by the employee.

DIGEST OF HB 1481 (Updated April 24, 2013 3:17 pm - DI 96)

Permits for loads. Authorizes the Indiana department of transportation (department) or a local authority to grant permits for transporting overweight divisible loads. Provides definitions for equivalent single axle load mile (mile) and overweight divisible load for purposes of transportation. Authorizes the department to adopt emergency rules and requires the department to adopt emergency rules for the: (1) issuance, fee structure, and enforcement of permits for overweight divisible loads; (2) fee structure of permits for loads on extra heavy duty highways; and (3) fee structure of permits for overweight loads; and provides that these emergency rules expire only with the adoption of a new superseding rule. Requires the department to charge five cents per mile for a permit for an overweight divisible load and provides that the annual fee for an overweight divisible load permit may not exceed \$470. Requires the department to study the impact of overweight divisible loads on Indiana's transportation infrastructure and economy not later than December 31, 2014, and to: (1) consider the results of the study in adopting rules to establish fees for overweight divisible load permits; and (2) report the results of the study to the general assembly in an electronic format.

DIGEST OF HB 1482 (Updated April 22, 2013 2:42 pm - DI 84)

Expungement. Allows a court to enter judgment of conviction as a Class D felony with the express provision that the conviction will be converted to a conviction as a Class A misdemeanor if the defendant fulfills certain conditions. Requires a court to seal the arrest records of a person who was arrested but not prosecuted or whose conviction was overturned on appeal. Provides that a court shall expunge records concerning misdemeanor convictions and minor Class D felony convictions under certain circumstances, and that a court may expunge records concerning certain more serious felony convictions. Specifies that misdemeanor and minor Class D felony records ordered expunged by the court are removed or sealed, and that more serious felony records ordered expunged are marked as expunged but remain public records. Permits a law enforcement officer to have access to certain expunged records without a court order. Establishes a procedure to expunge records, and requires

payment of the civil filing fee to petition to expunge a conviction. Provides that a person may file a petition to expunge more than one conviction, and provides that a person may only petition for expungement once in the person's lifetime. Provides that a petition to expunge a conviction may be filed not earlier than: (1) five years from the date of conviction, in the case of a misdemeanor; (2) eight years from the date of conviction in the case of minor Class D felonies; (3) eight years from the date the sentence is completed in the case of more serious felonies; and (4) ten years from the date the sentence is completed in the case of the most serious felonies. Requires consent of the prosecutor to petition for expungement of the most serious felonies, and prohibits granting expungement in the case of sex and violent offenders and persons convicted of specified serious crimes. Provides that the civil rights of a person whose records are expunged are restored, and requires a person questioned about a previous conviction for employment or other certain other purposes be asked about the previous conviction in a form such as "Have you ever been arrested for or convicted of a crime that has not been expunged by a court?" Specifies that an expunged conviction is not admissible in an action for negligent hiring, admission, or licensure. Repeals superseded provisions concerning expungement and restricted disclosure of records.

DIGEST OF HB 1486 (Updated April 16, 2013 3:55 pm - DI 84)

Military trained emergency medical providers. Provides that the emergency medical services commission (commission) shall issue a license or certificate to a military service applicant who meets certain requirements. Allows the commission to issue a temporary practice certificate or provisional license while the military service applicant is satisfying certain requirements as determined by the commission.

DIGEST OF HB 1494 (Updated April 23, 2013 4:42 pm - DI 84)

National criminal history background checks for child care. Requires: (1) employees and volunteers of certain child care providers; and (2) for applicants applying for a license to operate a child care home, the applicant's spouse and certain household members of the applicant; to undergo national criminal history background checks. Provides that a child care provider that holds a license or registration on July 1, 2013 has until July 1, 2014 to meet the requirements regarding national criminal history background checks. Requires the state police department to release the result of a national criminal history background check to the division of family resources. Amends the list of felony convictions and certain other offenses related to the: (1) application, denial, and revocation of a child care license or registration; and (2) eligibility for child care voucher payments. (The introduced version of this bill was prepared by the committee on child care.)

DIGEST OF HB 1497 (Updated April 17, 2013 2:53 pm - DI 84)

Regional water, sewage, and solid waste districts. Amends the requirements that a property owner must meet to discontinue use of a sewage disposal system and connect to a sewer system operated by a not-for-profit sewer utility or a regional sewage district. Amends the type of notice that must be provided to property owners that would be served by a proposed regional water, sewage, or solid waste district

before the district is established. Provides that a proposed regional water, sewage, or solid waste district may not be established if a majority of property owners that would be served by the district submit a petition to the department of environmental management (department) that indicates the owners are opposed to the establishment of the district. Provides that an existing regional sewage or solid waste district may not add territory to the district if a majority of the freeholders within the proposed territory to be added submit a petition to the department that indicates the freeholders are opposed to the addition of the territory by the district. Allows a ratepayer of a regional water, sewage, or solid waste district to serve on the board of trustees for the district. Provides that notice requirements for certain construction permit applications apply to sewer and water system construction. (Current law exempts sewer and water system construction permit applications from the notice requirements.) Makes it a Class C misdemeanor instead of a Class C infraction for a person to provide false information to a health officer. Makes it false informing, a Class B misdemeanor, for a person to give a false report related to sewage disposal systems and sewer connections knowing the information to be false.

DIGEST OF HB 1518 (Updated April 1, 2013 3:33 pm - DI 84)

State board of nursing. Allows the Indiana state board of nursing (board) to hire an education compliance officer. Allows the board to use the impaired nurses account to fund the education compliance officer and to carry out any of the duties of the board. Limits the amount that may be paid from the impaired nurses account in a state fiscal year to fund the education compliance officer.

DIGEST OF HB 1519 (Updated April 17, 2013 2:54 pm - DI 84)

Donations of agricultural products and livestock. Adds agricultural products and livestock to the items for which a person, who in good faith donates the item to a charitable entity, is not liable for civil damages unless the damages are the result of that person's intentional, knowing, or reckless misconduct. Provides that the immunity for a gift of a food item to a charitable entity does not apply to a person who makes the gift if the use, condition, or quality of the food results in damages from the person's intentional, knowing, or reckless violation of food safety laws. Provides that a charitable entity that in good faith receives a gift of a food item, an agricultural product, or livestock is not liable for civil damages arising from its use, condition, quality, or content unless the damages are the result of that entity's intentional, knowing, or reckless misconduct.

DIGEST OF HB 1536 (Updated April 16, 2013 4:34 pm - DI 84)

Solid waste management districts. Provides that a solid waste management district (district) may not register, issue a permit for, or license a vehicle as a condition of allowing a solid waste hauler to render services within the district. Provides that a district that issued a permit for, licensed a vehicle, or levied a charge or fee as a condition of allowing a solid waste hauler to render services within the district on January 1, 2013 may continue to do so until January 1, 2015. Provides that a district may not register, issue a permit, license or levy a charge or fee after December 31, 2014.

DIGEST OF HB 1544 (Updated April 27, 2013 12:00 am - DI 73)

Motorsports. Establishes the Indiana motorsports commission (commission). Authorizes the commission to adopt a resolution establishing a motorsports investment district (district). Specifies that the budget committee shall review and make a recommendation to the budget agency regarding the resolution. Requires budget agency approval for the establishment of the district. Specifies that a resolution establishing a district must provide for the allocation to the motorsports investment district fund (district fund) of amounts appropriated to the commission. Specifies that the Indiana finance authority (authority) may issue bonds to pay the cost of improving, constructing, reconstructing, renovating, acquiring, or equipping improvements within a qualified motorsports facility. Provides that the bonds must mature within 20 years. Provides that the authority may not issue such bonds unless the owner or owners of the qualified motorsports facility, the authority, and the commission have entered into a written agreement concerning the terms of the financing of the improvements, including the obligation of the owner or owners of the qualified motorsports facility to make payments in an amount equal to at least \$2,000,000 in each state fiscal year to the commission for deposit in the motorsports investment fund during the term of the agreement, and the ultimate parent company of the qualified motorsports facility makes certain guarantees. Authorizes the commission to lease all or any part of the structures and capital improvements from the authority and to pledge amounts appropriated to the commission for payments under the lease. Provides that the amount of any rent under such a lease may include the amount necessary to pay the bonds issued by the authority. Specifies that if the commission enters into such a lease with the authority, it may sublease the structures and capital improvements to the owner or owners of the qualified motorsports facility. Provides that if the commission purchases the leased property or it is otherwise conveyed to the commission, the commission may convey the property to the owner or owners of the qualified motorsports facility if: (1) the aggregate amount of credits provided to the owner or owners of the qualified motorsports facility equals or exceeds the aggregate amount of the funds appropriated to the commission and used by the commission to pay rent to the authority under the lease and any expenses incurred by the authority or the commission; and (2) all bonds issued by the authority are no longer outstanding. Requires the commission to secure the obligations of the owner or owners of the qualified motorsports facility to the commission under a lease or sublease with liens or security interests. Specifies that if a controlling ownership interest in a qualified motorsports facility is sold after the authority issues bonds, the commission shall determine whether the purchaser shall be allowed to assume the motorsports facility's obligations. Specifies that if the commission determines that there is good cause not to allow such an assumption by the purchaser, the owner or owners of the qualified motorsports facility shall pay to the commission an amount sufficient to pay the cost of defeasing all outstanding bonds issued by the authority for purposes of the qualified motorsports facility and paying all expenses of the commission and the authority incurred in connection with such defeasance. Provides that when the aggregate amount of credits provided to the owner or owners of the qualified motorsports facility equals or exceeds the aggregate amount of the funds appropriated to the commission and used to pay rent by the commission to the authority under the lease entered into between the authority and the commission, and if all bonds issued by the authority are no longer outstanding, the commission shall take the legal steps required to terminate each of its security interests in and mortgage liens on the improvements. Provides that the credits provided to the owner or owners of the qualified motorsports facility are equal to the incremental state sales and income taxes from the motorsports improvement district and the amount of the admissions fees on admission to the qualified motorsports facility. Provides that the goals for participation for the improvements financed under these provisions are 15%

for minority business enterprises, 8% for women's business enterprises, and 3% for veteran or disabled business enterprises, consistent with the goals of delivering projects on time and within budget. Requires the office of management and budget (OMB) to conduct a review in 2023 of certain aspects of the motorsports investment district and to report to the budget committee and the legislative council. Provides that the amount of a race team member's race related income that is Indiana income is based on the fraction of the individual's Indiana duty days for the taxable year divided by the individual's total duty days for the taxable year. Specifies the manner in which certain receipts derived from motorsports racing are apportioned to Indiana. Provides for the reporting of prize money, purses, or other amounts that are distributed at a professional motorsports racing event at a qualified motorsports facility. Establishes the motorsports improvement program and fund, to be administered by the Indiana economic development corporation (IEDC). Provides that a person owning a motorsports enterprise may apply to the IEDC for a low-interest loan from the fund to be used for improving the motorsports enterprise. Provides that the program expires June 30, 2017. Provides that an admissions fee is imposed on each person charged for admission to a qualified motorsports facility on a race day. Provides that the admissions fees shall be deposited in the state general fund. Specifies the conditions under which the admissions fee expires.

DIGEST OF HB 1545 (Updated April 27, 2013 12:42 am - DI 113)

Various tax matters. Amends the law regarding economic revitalization areas to: (1) allow a designating body to establish an abatement schedule in all cases (current law allows designating bodies to establish an alternative abatement schedule); (2) provide that an abatement schedule approved for a particular taxpayer before July 1, 2013, remains in effect until the abatement schedule expires under the terms of the resolution approving the taxpayer's statement of benefits; (3) repeal a statute authorizing enhanced abatements; and (4) remove references to deadline dates that have already passed. Defines the term "common areas" for purposes of the circuit breaker credit law. Provides that for purposes of the circuit breaker credit, the land that is a common area shared by dwelling units of a building that includes two or more dwelling units is considered "residential property". (Current law limits the land eligible to be classified as "residential property" to only the area of the building footprint.) Specifies that when a taxpayer is entitled to interest, the interest shall be computed using the rate in effect for each particular year covered by a refund or credit. Specifies that when a taxpayer is required to pay interest, the interest shall be computed using the rate in effect for each particular year in which the interest accrued. Removes the requirements that aircraft be registered out of the United States and be of a certain size to be eligible for the sales and use tax exemption regarding tangible personal property used for the repair, maintenance, refurbishment, remodeling, or remanufacturing of an aircraft or an avionics system of an aircraft. Provides a sales tax exemption for fuel used in powering an aircraft. Imposes an excise tax on the sale of aviation fuel. Expands the sales tax exemption for research and development equipment to include any tangible personal property used for research and development, regardless of whether the person acquiring the property is the ultimate manufacturer or seller of the product that is the subject of the research and development. Adds logistics investments as a specific type of qualified investment under the Hoosier business investment tax credit. Specifies expenditures that qualify as a logistics investment. Requires the Indiana economic development corporation to find that an applicant's logistics investment project will enhance the logistics industry by creating new jobs, preserving existing jobs that

otherwise would be lost, increasing wages in Indiana, or improving the overall Indiana economy in order to approve the applicant's project for a tax credit. Makes conforming changes to the credit application and agreement provisions. Provides that the percentage credit maximum is 25% (instead of 10%) if a qualified investment is a logistics investment. Provides that for logistics investments, the qualified investments used to determine the credit are based on growth in qualified investments by the taxpayer using 105% of the investments made by the taxpayer during the immediately preceding two years. Adds a \$50,000,000 state fiscal year ceiling for tax credits that are not based on logistics investments. Provides a \$10,000,000 state fiscal year ceiling for tax credits that are based on logistics investments. Requires the department of state revenue to annually report to the budget committee on the use of the tax credit for logistics investments. Makes numerous changes to the administration of the headquarters relocation tax credit, and the venture capital investment tax credit. Repeals the military base recovery tax credit, the military base investment cost credit, the capital investment tax credit, and the coal combustion product tax credit. Repeals the following tax incentives concerning airport development zones: (1) Qualified employee deductions. (2) Credits for qualified increased employment expenditures. (3) Loan interest credits. (4) Neighborhood assistance credits. (5) Investment cost credits. Removes two unused definitions. Adds, after December 31, 2014, the funding of public education for kindergarten through grade 12 as a charitable purpose to which an individual may choose to give all or part of the individual's income tax refund. Specifies that the authority of political subdivisions to transfer any unobligated cash balances to the rainy day fund does not authorize transfers from a debt service fund. Forgives property taxes, penalties, or interest for various properties owned by nonprofit organizations.

DIGEST OF HB 1546 (Updated April 26, 2013 8:53 pm - DI 92)

Tax administration. Makes numerous changes concerning the administration of the state gross retail tax, the adjusted gross income tax, the commercial vehicle excise tax, tax collection, penalties, and the registering and plating of certain commercial vehicles. Restores provisions repealed in 2012 concerning the deduction and credits provided to retail merchants with respect to prepaid sales taxes on gasoline and special fuel. Authorizes the disclosure of taxpayer information to a member of the general assembly or an employee of the house of representatives or the senate if the member or employee is acting on behalf of the taxpayer and certain conditions are met. Repeals obsolete provisions in the commercial vehicle excise tax law. Provides an alcoholic beverage excise tax credit for liquor or wine excise taxes paid in duplicate as a result of excise taxes being imposed both at the time the taxed goods are received and when the same goods are withdrawn from a storage facility. Requires the taxpayer to annually use an amount equal to the credit for capital expenditures to expand employment or assist in retaining employment within Indiana. Requires the department of state revenue to annually verify whether the capital expenditures made by the taxpayer comply with the requirement. Provides that the office of management and budget may enter into an offset agreement with the Secretary of the Treasury of the United States to participate in a reciprocal Treasury Offset Program under federal law. Provides certain exemptions for an out-of-state business that performs disaster emergency related work in Indiana. Specifies that a deceased veteran's surviving spouse is eligible for a veteran's property tax deduction if the deceased veteran satisfied the requirements for the deduction at the time of death and the surviving spouse owns the property at the time the deduction statement is filed. Specifies that the surviving spouse may provide the documentation necessary to establish that the deceased veteran qualified for the

deduction at the time of death. Provides that the surviving spouse is entitled to the deduction regardless of whether the property for which the deduction is claimed was owned by the deceased veteran or the surviving spouse before the deceased veteran's death. Provides that a surviving spouse who was denied the deduction for the March 1, 2012, or March 1, 2013, assessment date is entitled to a refund of the property taxes paid with respect to the denied amount if the qualifying surviving spouse files a statement for the deduction before September 1, 2013. Allows veterans with qualifying disabilities who do not own certain types of taxable property to claim credits against the motor vehicle excise tax. Allows the surviving spouses of qualified veterans and World War I veterans who do not own those types of taxable property to claim the credits. Specifies that the amount of the credit is the lesser of the claimant's excise tax liability or \$70. Provides that the maximum number of vehicles for which credits may be claimed is two. (Current law allows such veterans to apply any excess property tax deduction amount to the motor vehicle excise tax as a credit, but owning property is a requirement for claiming the property tax deduction and applying its excess to the excise tax.) Extends the period during which Jackson County may impose an additional 0.1% county adjusted gross income tax (CAGIT) rate to operate and maintain a jail and a juvenile detention center until 2024. Legalizes and validates taxes collected at the additional rate in Jackson County after June 30, 2011, and before July 1, 2013. Extends the period during which Pulaski County may impose an additional 0.3% CAGIT rate to operate and maintain a jail and justice center until 2021. Legalizes and validates taxes collected at the additional rate in Pulaski County after the eight years authorized by statute had elapsed and before July 1, 2013. Changes the maximum innkeeper's tax rate that may be imposed by the county council of Vigo County from 5% to 8%. Provides that the Indiana economic development corporation may designate not more than two new certified technology parks during any state fiscal year. Provides that the designation of a new certified technology park is subject to review by the budget committee and approval of the budget agency. Provides a procedure for a public utility to obtain a property tax credit for an overassessment of the public utility's distributable property.

DIGEST OF HB 1558 (Updated April 1, 2013 3:34 pm - DI 84)

Consumer lawsuit lending. Urges the legislative council to assign to the interim study committee on insurance, during the 2013 interim of the general assembly, the topic of consumer lawsuit lending.

DIGEST OF HB 1560 (Updated March 19, 2013 3:35 pm - DI 84)

Rollovers of school retirement accounts. Provides that whenever a school corporation closes future contributions to a retirement, savings, or investment plan described under Section 401(a) or Section 403(b) of the Internal Revenue Code, a participant in the plan, without regard to the participant's age or employment status, may elect to roll over the balance invested in that plan to: (1) another eligible retirement, savings, or investment plan offered by the school corporation; or (2) an individual retirement account or annuity described under Section 408(a) or Section 408(b) of the Internal Revenue Code.

DIGEST OF HB 1561 (Updated April 16, 2013 5:32 pm - DI 84)

1977 fund membership. Permits a police officer or firefighter who: (1) is an active member of the 1977

police officers' and firefighters' pension and disability fund (1977 fund) with an employer that participates in the 1977 fund; (2) separates from that employer; and (3) becomes employed as a full-time police officer or firefighter with a second employer that participates in the 1977 fund not later than 180 days after separation from the first employer; is a member of the 1977 fund without meeting for a second time the age limitations and the physical and mental requirements for admission to the 1977 fund. Exempts from the 180 day limitation a member of the 1977 fund who is eligible for reinstatement with a police or fire department following a layoff for financial reasons. Provides that a police officer or firefighter who has been employed as a full-time police officer or firefighter with more than one employer that participates in the 1977 fund is entitled to receive credit for all years of 1977 fund covered service as a police officer or firefighter with all employers that participate in the 1977 fund.

DIGEST OF HB 1563 (Updated April 25, 2013 3:06 pm - DI 77)

Natural resource matters. Amends the definition of "minnow" to include only those species of fish that the department of natural resources (DNR) determines by rule. Changes a provision concerning the carrying capacity for boats. Provides that a person operating a personal watercraft may not tow a person unless the total number of persons on the personal watercraft and those being towed is less than or equal to the capacity of the personal watercraft. Allows the director of DNR's designee to serve as a member of the historic preservation review board. Repeals certain prohibitions against the possession or use of a silencer while in the act of hunting. Allows the natural resources commission to set the hunting license fees to hunt certain birds. Establishes an expiration date for certain yearly hunting and fishing licenses. Removes provisions requiring nonresidents to purchase additional hunting licenses if the nonresident's state of residence requires the same of an Indiana resident. Provides that fees from special licenses to shoot on a shooting preserve are not required to be used by DNR to increase the upland game bird population. Changes the minimum application fee for a roe dealer's license from \$5,000 to \$1,000. Allows DNR to establish a date to submit a report of all purchases of furbearing mammals to DNR. Repeals a provision that prohibits a nonresident from certain field activities with a dog if Indiana residents are not permitted to do the same in the nonresident's state. Provides that animals regulated under shooting preserve regulations are exempt from importation permit requirements. Amends law concerning when an owner of a shooting range is liable for noise or noise pollution. Provides that a person who takes or possesses a deer or wild turkey: (1) unlawfully; (2) by illegal methods; or (3) with illegal devices; while using or possessing a silencer commits a Class C misdemeanor. Requires a nonresident of Indiana to acquire a special license to shoot on licensed shooting preserves in Indiana. Makes the fee for a special license equal to the fee for a resident annual hunting license. Requires DNR to issue the special licenses. Makes hunting on private land without the permission of the owner a Class B misdemeanor if the person does so while using or possessing a silencer. Reduces all hunter orange violations to a Class D infraction. Removes a provision that makes it a Class B misdemeanor for a person to manufacture, possess, display, offer, sell, lend, give away, or purchase certain knives with blades that open automatically.

DIGEST OF HB 1564 (Updated April 22, 2013 6:14 pm - DI 84)

Motorboat registration. Provides that a motorboat does not have to be registered and numbered in

Indiana if the motorboat is legally registered in another state and is moored on the Indiana part of Lake Michigan for not more than 180 consecutive days. (Current law provides that a motorboat does not have to be registered and numbered in Indiana if the motorboat: (1) is legally registered in another state and has not been in Indiana for more than 60 consecutive days; or (2) for certain other reasons.)

DIGEST OF HB 1568 (Updated April 16, 2013 3:58 pm - DI 84)

Real property subject to tax sale. In the statute concerning the sale of real property for which taxes or special assessments are delinquent, makes the following changes for purposes of the section that allows a county executive that holds a certificate of sale for a vacant parcel to sell the parcel to a contiguous residential property owner: (1) Provides that the vacant parcel or the certificate of sale for the vacant parcel will be sold to the successful applicant for \$1, plus the amount of certain costs incurred by the county in the sale. (Under current law, the sale price does include costs incurred by the county.) (2) Provides that for purposes of the section, a "vacant parcel" includes an improved parcel. (Current law provides that a "vacant parcel" includes only an unimproved parcel.) (3) Specifies that the county executive may offer for sale the vacant parcel or the certificate of sale for a vacant parcel. (4) Eliminates the property tax exemption for a vacant parcel acquired by a contiguous residential property owner. (5) Provides that a contiguous residential property owner who receives a tax deed for a vacant parcel may not sell the vacant parcel for 1 year. Establishes an alternative urban homesteading program that provides for the following: (1) That an individual is qualified to receive real property offered under the program if the individual applies for and receives, within a period specified by the local agency administering the program, a rehabilitation loan eligible for insurance under section 203(k) of the National Housing Act. (2) That the conveyance of a dwelling to a qualified individual under the program shall be made for a fee of \$1, plus certain costs incurred by the county in obtaining the property. (3) That before the vesting of a fee simple title in a qualified purchaser under the program, any material failure by the purchaser to carry out the agreement required under the program nullifies the agreement and all right, title, and interest in the property reverts to the agency administering the program. Provides that a financial institution that holds land that: (1) has been subdivided into lots; or (2) rezoned for, or put to, a different use; qualifies for a land development exception in which the reclassification of the land is delayed.

DIGEST OF HB 1575 (Updated March 26, 2013 2:45 pm - DI 84)

Commission for a drug free Indiana. Provides that legislator members of the commission for a drug free Indiana are voting members. (Under current law, the legislator members are nonvoting members.)

DIGEST OF HB 1579 (Updated April 26, 2013 9:04 pm - DI 106)

Open container laws. Provides that, for purposes of open container laws, the exemption for a person who is in the passenger compartment of a vehicle used to transport passengers for compensation or the living quarters of a house coach or trailer does not apply to the operator of the vehicle.

DIGEST OF HB 1583 (Updated April 26, 2013 12:09 pm - DI 104)

Review of administrative rules. Sets forth procedures for the appointment of: (1) the members of the administrative rules oversight committee (committee); and (2) the committee's chair. Requires economic impact information related to a rule that is prepared by an agency to be submitted to the committee. Requires the fiscal impact statement prepared by the office of management and budget (OMB) for proposed rules with an economic impact exceeding \$500,000 to be submitted to the committee. Requires an agency that recalls and then readopts a rule that required a fiscal impact statement from OMB to resubmit sufficient information to OMB for OMB to determine whether the initial fiscal impact statement needs to be revised. Authorizes the committee to review the fiscal impact of rules that have an economic impact of \$500,000 or less. Corrects a technical error in HEA 1055-2013 resulting from the failure to include an emergency rulemaking provision that was subject to recodification in HEA 1055-2013.

DIGEST OF HB 1585 (Updated April 18, 2013 2:13 pm - DI 84)

Township and municipal matters. Provides that if a township's township assistance property tax rate for property taxes first due and payable in 2014 or any year thereafter is more than 12 times the statewide average township assistance property tax rate (as determined by the department of local government finance), the distressed unit appeal board may designate the township as a distressed political subdivision (effective on January 1 of the following year) regardless of whether the township has submitted a petition requesting to be designated as a distressed political subdivision. Provides that if a township's township assistance property tax rate for property taxes first due and payable in 2013 or any year thereafter is more than 12 times the statewide average township assistance property tax rate (as determined by the department of local government finance), the department of local government finance shall, beginning with property taxes first due and payable in the following year, do the following: (1) Remove the township assistance property tax levy from the maximum property tax levy for the township's general fund. (2) Require the township to separate its township assistance property tax levy into two property tax levies (a township assistance benefits property tax levy and a township assistance administration property tax levy). (3) Calculate a separate maximum permissible property tax levy for those two tax levies. Provides that the department of local government finance shall determine the initial maximum property tax levy for a township's township assistance administration property tax levy. Specifies the manner in which the initial maximum property tax levy for the township assistance benefits property tax levy is determined. Allows a municipality containing any territory that is: (1) located in a township with a township assistance property tax rate that for property taxes first due and payable in 2015 or any year thereafter is more than 12 times the statewide average township assistance property tax rate; and (2) adjacent to another township; to have territory of the municipality transferred to an adjacent township if certain conditions are satisfied. Provides that if sufficient voters of the municipality submit a petition requesting a transfer of such territory, a referendum shall be held on the transfer. Specifies that if at least two-thirds of the voters of the municipality who vote in the referendum vote to approve the transfer, the legislative body of the municipality may, within the one year period after the referendum, submit a petition to one or more adjacent townships requesting the adjacent township to accept the transfer of the territory of the municipality. Provides that if the legislative body of an adjacent township adopts a resolution accepting the transfer of the territory, that territory of the municipality is transferred to and becomes part of the township adopting the resolution. Provides that if no adjacent township adopts a resolution accepting the transfer of an eligible municipality's property: (1) the territory of the eligible municipality is not transferred; and (2) a subsequent referendum on the transfer of the eligible

municipality's territory may not be held. Requires the commission on state tax and financing policy to study the following issues in 2013: (1) The administrative costs of providing township assistance. (2) The reporting of the administrative costs of providing township assistance.

DIGEST OF HB 1589 (Updated April 17, 2013 2:56 pm - DI 84)

Ports of Indiana procurement and public works. Increases the threshold at which the ports of Indiana (ports) is required to publicly bid construction projects or purchases of equipment, materials, and supplies from \$25,000 to \$150,000. Provides that a contract for construction or for the purchase of materials or supplies, may proceed immediately after the ports of Indiana approves the contract. Provides the grounds by which an emergency may be declared by the governing body of the ports and requires the reason for the declaration of emergency to be recorded in the governing body's minutes. Provides that if an emergency is declared, the ports may: (1) contract for a construction project or the purchase of equipment, materials, or supplies, without advertising for bids, if bids or quotes are invited from at least three persons; (2) reject all bids or quotes submitted; and (3) contract with the lowest and best bidder or quoter for the construction project or purchase. Requires the ports of Indiana to list in the minutes of the next commission meeting the names of all the entities invited to bid on emergency contracts. Limits the total amount of contracts that may be awarded for a single emergency to \$1,000,000, unless an executive order is issued by the governor authorizing a higher limit.

DIGEST OF SB 1 (Updated April 26, 2013 6:59 pm - DI 104)

School resource officers and school safety. Specifies how a school resource officer program may be established and sets forth duties and responsibilities for school resource officers. Provides that a person, before being appointed as a school resource officer, must successfully complete the training requirements for law enforcement officers and receive 40 hours of certified school resource officer training. Establishes the Indiana secured school fund (fund) under the administration of the department of homeland security to provide matching grants to enable school corporations and charter schools to establish programs to: (1) employ school resource officers; (2) conduct threat assessments of school buildings; or (3) purchase safety equipment and technology. Creates the secured school safety board to approve or disapprove applications for matching grants from the fund and to develop best practices for school resource officers. Provides that a matching grant from the fund may not exceed the following: (1) \$50,000 per year, in the case of a school corporation or charter school that has an ADM of at least 1,000 and is not applying jointly. (2) \$35,000 per year, in the case of a school corporation or charter school that has an ADM of less than 1,000 and is not applying jointly. (3) \$50,000 per year, in the case of a coalition of schools applying jointly. Eliminates the authority to use money in the safe schools fund for certain purposes. Provides that in order to receive a matching grant, a school corporation or charter school must be located in a county that has a county school safety commission. Provides that a school safety plan is available, upon request, to a member of the secured school safety board. Requires a county school safety commission to receive school safety plans. Requires a law enforcement agency to notify a school if a student is apprehended because a law enforcement officer had reasonable grounds to believe the student has a mental illness, is dangerous, and is in need of hospitalization and treatment. Requires a law enforcement agency to include training to law enforcement officers pertaining to school notification

requirements. Provides that for purposes of resisting law enforcement and disarming a law enforcement officer, a law enforcement officer includes a school resource officer, in certain situations, and a school corporation police officer. Provides that the state shall indemnify a public school against a loss resulting from any injury to a person caused by a school resource officer if the loss was the result of misfeasance, malfeasance, or nonfeasance in connection with the use of the officer's weapon. Provides that the statute regarding possession of a firearm on school property does not apply to a person who may legally possess a firearm and who has been authorized by a school board or body that administers a charter school to carry a firearm in or on school property. Establishes the school safety interim study committee, which shall: (1) study how to improve the safety of schools in Indiana; (2) develop best practices for a school resource officer to employ in order to successfully carry out the officer's responsibilities; and (3) study additional topics that the legislative council assigns.

DIGEST OF SB 4 (Updated April 26, 2013 11:07 am - DI 87)

Historic preservation. Provides the exclusive method for removing the designation of a historic district. Provides that a petition requesting the removal of a designation of a historic district may be filed with the legislative body of the unit by the owners of: (1) a building, structure, or site designated as a single site historic district; or (2) in the case of a historic district with two or more parcels, at least 60% of the owners of the real property of the historic district. Requires the legislative body to submit the petition to the historic preservation commission (commission) of the unit. Requires the commission to conduct a public hearing on the petition not later than 60 days after receiving the petition. Requires the commission to make findings and a recommendation to grant or deny the petition not later than 10 days after the public hearing. Requires the legislative body of the unit to grant or deny the petition not later than 45 days after receiving the petition from the commission. Requires the legislative body of the unit, before granting or denying a petition requesting the removal of a historic district designation, to take public comment and receive evidence in support of or in opposition to the petition. Provides that the legislative body may adopt an ordinance granting a petition by: (1) a majority vote, if the recommendation of the commission is to grant the petition; or (2) a two-thirds vote, if the recommendation of the commission is to deny the petition. Provides that if the legislative body does not act upon the petition within the 45 day period, the petition is considered granted or denied in accordance with the recommendation of the commission. Provides that if a petition is granted, the legislative body must adopt an ordinance to remove the designation of the historic district and record the ordinance with the county recorder. Provides that the designation of the historic district is considered removed on the date the ordinance is recorded with the county recorder.

DIGEST OF SB 5 (Updated April 16, 2013 2:28 pm - DI 84)

Hospital liens and ambulance liens. Amends the law concerning hospital liens related to certain personal injury claims, including balance billing, time frame for perfecting a lien, and release of a lien. Repeals the law concerning ambulance liens as of July 1, 2013. Provides that ambulance liens perfected under the law and not released before July 1, 2013, remain valid until the liens are released. Specifies that the repeal of the law does not affect a patient's financial obligation to pay the provider under any other law or contractual provision.

DIGEST OF SB 6 (Updated April 24, 2013 6:47 pm - DI 97)

Child support. Makes child support provisions in proceedings relating to dissolution the same as child support provisions in proceedings relating to paternity. Specifies when certain educational support petitions may be filed, and permits certain persons to file a subsequent petition for educational support. (The introduced version of this bill was prepared by the Indiana child custody and support advisory committee.)

DIGEST OF SB 11 (Updated March 12, 2013 1:57 pm - DI 84)

Motorsports trailers. Defines "motorsports". Provides that combinations of trucks, tractors, semitrailers, and trailers used in connection with motorsports are exempt from certain length limitations.

DIGEST OF SB 24 (Updated March 26, 2013 2:07 pm - DI 84)

County extradition and sheriff's assistance fund. Replaces the county extradition fund of a county with the county extradition and sheriff's assistance fund. Provides that, in addition to providing funding to offset the costs of extraditing criminal defendants, a county extradition and sheriff's assistance fund may also be used to provide funding to: (1) train and equip law enforcement officers in the county; and (2) offset other costs incurred by the county sheriff's department in providing law enforcement services. Transfers any money in a county extradition fund on June 30, 2013, to the county extradition and sheriff's assistance fund on July 1, 2013.

DIGEST OF SB 31 (Updated March 18, 2013 2:06 pm - DI 84)

Habitual offender charge filing deadline. Allows an indictment or information to be amended to include a habitual offender charge if the amendment is filed at least 30 days before trial. Permits such an amendment to be made at any time if it does not prejudice the substantial rights of the defendant. Provides that if an amendment is made less than 30 days before trial, the court shall grant a continuance to the: (1) state, for good cause shown; or (2) defendant, for any reason. (Current law provides that such an amendment of an indictment or information to include a habitual offender charge must be made: (1) not later than 10 days after the omnibus date; or (2) upon a showing of good cause, at any time before the trial.)

DIGEST OF SB 32 (Updated March 18, 2013 2:08 pm - DI 84)

County executive meeting dates. Requires the county executive to establish the dates of regular meetings at or before the first meeting in February of each year. (Current law requires the county executive to establish the dates of regular meetings at the first meeting in January of each year.)

DIGEST OF SB 33 (Updated March 18, 2013 2:12 pm - DI 84)

Deposit of sex or violent offender fees. Requires the county auditor to transfer fees semiannually (instead of monthly) to the treasurer of state for deposit in the state sex and violent offender administration fund.

DIGEST OF SB 53 (Updated April 26, 2013 10:46 am - DI 107)

Child seduction. Defines "professional relationship" and provides that a person who: (1) has a professional relationship with a child; (2) may exert undue influence on the child because of the professional relationship; and (3) uses the person's professional relationship to engage in sexual conduct with a child at least 16 years of age but less than 18 years of age; commits child seduction. Provides that child seduction is a Class C felony if it involves intercourse or deviate sexual conduct, and a Class D felony if it involves fondling. (Under current law, child seduction is a Class D felony in all cases.)

DIGEST OF SB 85 (Updated March 11, 2013 2:26 pm - DI 84)

Technical corrections. Resolves: (1) technical conflicts between differing 2012 amendments to Indiana Code sections; and (2) other technical problems in the Indiana Code, including incorrect statutory references, nonstandard tabulation, grammatical problems, and omissions from the comprehensive definitions chapter of Title 35. Strikes subsections that have expired by their own terms. Updates statutory population parameters that were not updated by P.L.119-2012.

DIGEST OF SB 94 (Updated April 15, 2013 2:16 pm - DI 84)

Electric transmission owners. Authorizes the utility regulatory commission (IURC) to grant a new electric transmission owner authority to operate as a public utility under certain conditions. Provides that an incumbent electric transmission owner has a right of first refusal to construct a local reliability facility. Authorizes the IURC to resolve certain disputes between new and incumbent electric transmission owners.

DIGEST OF SB 98 (Updated April 24, 2013 6:49 pm - DI 71)

Regional campus governance. Provides that a study committee made up of representatives of the commission for higher education, representatives of Indiana University, Purdue University, and regional campuses, and eight legislators shall perform: (1) a study of regional campus governance and operations; and (2) an analysis of the Indiana University - Purdue University Fort Wayne campus; and report the results to the legislative council not later than November 30, 2013.

DIGEST OF SB 115 (Updated March 19, 2013 2:01 pm - DI 84)

Combat to college program. Requires state educational institutions that have at least 200 veteran students enrolled to establish a combat to college program (program). Requires a state educational institution to: (1) provide a centralized location for admissions, registration, and financial administration services for veteran students; (2) provide reasonable accommodations for disabled veteran students at a

state educational institution's fitness facility; (3) develop programs to provide academic guidance specifically to veteran students; (4) develop programs to provide access to counseling services or resources to veteran students who are disabled or suffering from posttraumatic stress disorder; and (5) develop job search programs designed for veteran students. Requires each state educational institution to designate a program coordinator.

DIGEST OF SB 116 (Updated March 12, 2013 2:05 pm - DI 84)

Voter identification numbers. Provides that a voter identification number may not be included on the notice sent by a county voter registration office to acknowledge the receipt of a voter registration application.

DIGEST OF SB 117 (Updated April 4, 2013 3:17 pm - DI 84)

Ice skating rink liability. Specifies the duties and responsibilities of ice skaters and a postsecondary educational institution that operates an ice skating rink. Specifies that the operator of an ice skating rink who fulfills the operator's duties and responsibilities has a complete defense to a civil action. Makes conforming amendments.

DIGEST OF SB 125 (Updated April 11, 2013 11:14 am - DI 84)

Child fatality reviews and commission on children. Establishes the commission on improving the status of children (the commission) in Indiana to: (1) study issues concerning vulnerable youth; (2) review legislation; (3) cooperate with other entities; and (4) take other actions relating to children. Establishes a child services oversight committee to: (1) review data reports from the department of child services (DCS); (2) review annual reports from the DCS ombudsman; (3) make recommendations to the commission to improve the delivery of child protection services; and (4) submit an annual report to the commission. Repeals the law establishing the department of child services interim study committee. Establishes a local child fatality review team in each county. Requires a local child fatality review team to submit an annual report to the state child fatality review coordinator. Requires a local child fatality review team to review the death of a child in certain circumstances. Establishes the statewide child fatality review committee and requires the committee to: (1) compile and analyze data recorded by local child fatality review teams; (2) review child mortality records; (3) assist local child fatality review teams; (4) assist in or conduct a review of the death of a child in certain circumstances; and (5) create strategies and make recommendations for the safety of children and prevention of serious injuries or deaths of children. Requires the state department of health to employ a state child fatality review coordinator. (The introduced version of this bill was prepared by the department of child services interim study committee.)

DIGEST OF SB 126 (Updated March 26, 2013 2:49 pm - DI 84)

Homeowners association covenants. Provides that if all the lots included as part of certain homeowners associations are not all subject to the same homeowners association covenants, all the lots may be made

subject to new replacement covenants if the homeowners association: (1) distributes to the owner of each lot a proposed set of covenants that would apply to all lots included as part of the homeowners association and a petition to be signed by each lot owner on which the owner indicates whether the owner approves or disapproves of applying the proposed covenants to all lots included as part of the homeowners association; and (2) submits the petitions and covenants to the county recorder if the lesser of: (A) a percentage of lot owners specified in the covenants; or (B) 2/3 of all lot owners; approve of applying the covenants to all lots included as part of the homeowners association. Specifies that homeowners association covenants submitted to a county recorder in accordance with these procedures are considered to be in effect on the date they are recorded. Provides that a replacement covenant does not apply to and is not binding on certain properties in the homeowner's association to the extent that the new replacement covenant changes an existing covenant or adds a new covenant that pertains to a minimum lot area or minimum home size. Specifies that a replacement covenant does not apply retroactively.

DIGEST OF SB 142 (Updated March 26, 2013 2:21 pm - DI 84)

Statutes of limitations involving child sex abuse. Increases the statute of limitations for a civil action based on child sexual abuse to the later of: (1) seven years after the cause of action accrues; or (2) four years after the person ceases to be a dependent of the person alleged to have performed the sexual abuse. Increases the statute of limitations for the criminal prosecution of certain sex offenses involving children from five years to the later of: (1) 10 years after the commission of the offense; or (2) four years after the person ceases to be a dependent of the person alleged to have committed the offense.

DIGEST OF SB 152 (Updated April 26, 2013 10:25 am - DI 58)

Property tax assessments. Provides that in the case of real property that is the subject of a property tax appeal in which the gross assessed value is reduced by the property tax assessment board of appeals (PTABOA), if the assessed value is increased above the amount determined by the PTABOA the assessor has the burden of proving that the assessment is correct. Specifies that this provision does not apply to real property that was valued using the income capitalization approach in an appeal. Specifies that when a taxpayer is entitled to interest, the interest shall be computed using the rate in effect for each particular year covered by a refund or credit. Specifies that when a taxpayer is required to pay interest, the interest shall be computed using the rate in effect for each particular year in which the interest accrued.

DIGEST OF SB 153 (Updated March 11, 2013 2:29 pm - DI 84)

Employment of children. Establishes the conditions under which a child who is employed or works as a youth athletic program referee, umpire, or official is exempt from the requirements of the state's child labor law.

DIGEST OF SB 162 (Updated March 26, 2013 2:26 pm - DI 84)

Economic development reporting. Provides that an incentive agreement between the Indiana economic development corporation (IEDC) and an incentive recipient is available after the date the agreement is executed, regardless of whether negotiations may be in progress with that recipient after that date. Provides that a recipient must provide information about its financial investment if a financial investment was a condition for an incentive. Requires the IEDC to include in its annual compliance report aggregate information on performance goals, the total number of actual jobs created and the number of jobs expected, as reviewed by an independent auditing firm chosen by the corporation, recaptured incentives, total number of recipients, and tax credits claimed for the reporting period. Provides that the compliance report is to include the county or municipality of the recipient instead of the recipient's address. Requires the compliance report to include a certification by the corporation that each recipient is complying with the terms of the incentive agreement (current law requires a certification of whether each recipient is meeting the program requirements and representations made in the recipient's application concerning the wages and compensation provided to employees, other benefits to be provided to employees, and the extent to which the recipient has complied with the representations). Changes the timing of the IEDC's annual compliance report from a state fiscal year to a calendar year and specifies that the report is to include cumulative information on active recipients from 2005 instead of 2007. Adds cross-references to recently enacted tax credits. Repeals a duplicate statute concerning the requirement that the IEDC disclose the terms of a final incentive offer.

DIGEST OF SB 164 (Updated April 25, 2013 2:47 pm - DI 107)

Child in need of services petitions. Allows a prosecuting attorney to request a juvenile court to authorize the filing of a petition alleging that a child is a child in need of services, and requires a prosecuting attorney to represent the interests of the state in the child in need of services proceeding, unless the prosecuting attorney and the department of child services agree that the department shall represent the interests of the state in that proceeding. Provides that if a prosecuting attorney is representing the interests of the state at a subsequent proceeding after a CHINS petition is filed, all deadlines and procedures concerning CHINS apply to the prosecuting attorney to the same extent as they apply to the department.(The introduced version of this bill was prepared by the department of child services interim study committee.)

DIGEST OF SB 168 (Updated April 27, 2013 12:02 am - DI 106)

Chemical tests for intoxication. Provides that a bodily substance sample may be obtained by any person qualified through training, experience, or education to obtain a bodily substance sample. Provides that a law enforcement officer may not obtain a blood sample if the blood sample is to be obtained from another law enforcement officer as a result of the other law enforcement officer's involvement in an accident or alleged crime. Permits a law enforcement officer who is otherwise qualified to obtain a bodily substance sample under this section to obtain a bodily substance sample from a person who is not a law enforcement officer only if: (1) before January 1, 2013, the officer obtained a bodily substance sample from an individual as part of the officer's official duties as a law enforcement officer; and (2) the person consents to the officer obtaining a bodily substance sample, or taking the bodily substance sample from the individual is authorized by a search warrant.

DIGEST OF SB 169 (Updated April 24, 2013 3:00 pm - DI 97)

Insurance proceeds set aside. Applies the law concerning insurance proceeds escrow deposits (law) to all cities and towns, phased in over three years. Defines "department" and "final settlement" for purposes of the law. Specifies requirements for application of the law. Requires the department of insurance to maintain a list of municipalities electing governance under the law and sets a one time fee for electing municipalities. Specifies maximum amounts to be set aside and costs for which the proceeds may be used by a municipality. Repeals a definition made obsolete by the bill.

DIGEST OF SB 173 (Updated April 18, 2013 2:25 pm - DI 84)

Lakefront development project alcohol permit. Lakefront development project alcohol permit. Allows the alcohol and tobacco commission to issue up to six three-way, two-way, or one-way permits to sell alcoholic beverages for on-premises consumption to an applicant who is the proprietor, as owner or lessee, or both, of a restaurant in a municipal lakefront development project area located in Whiting. Requires: (1) the commission to conduct an auction of the permits; and (2) the minimum bid for an initial permit to be \$10,000.

DIGEST OF SB 175 (Updated March 19, 2013 2:32 pm - DI 84)

Public contract for services. Provides that a "public contract for services", for purposes of the law that requires a public contract to contain a provision requiring a contractor to enroll in and use the E-Verify program and to sign an affidavit, applies to written agreements between a state agency or political subdivision and a contractor for the procurement of services. (Current law applies to any agreement between a state agency or political subdivision and a contractor for the procurement of services.)

DIGEST OF SB 177 (Updated April 23, 2013 2:08 pm - DI 116)

Tuition rates for veterans. Provides that qualified veterans are eligible for the resident tuition rate for undergraduate courses upon enrolling in a state educational institution not later than 12 months after discharge or separation from the United States armed forces or Indiana National Guard. Requires a qualified veteran to provide to the state educational institution, not later than 12 months after enrolling in the state educational institution, certain information to show that the veteran resides in Indiana. Provides that if the qualified veteran does not provide the required proof of residency: (1) the qualified veteran is subject to the tuition policies established by the state educational institution; and (2) the qualified veteran must repay the state educational institution an amount that equals the difference between the nonresident tuition rate and the tuition rate charged to the qualified veteran during the first 12 months of the qualified veteran's enrollment at the state educational institution. Provides that a qualified veteran who enrolls later than 12 months after the qualified veteran's discharge or separation date is subject to the tuition policies determined by the state educational institution. Provides that qualified veterans who enroll in graduate degree programs are subject to the tuition policies determined by the state educational institution.

DIGEST OF SB 180 (Updated April 15, 2013 2:18 pm - DI 84)

Higher education grading practices and faculty organization. Requires the annual salaries of employees of state educational institutions to be posted on the office of management and budget's governmental transparency Internet web site. Requires the commission for higher education (commission) to compile information from each campus of each state educational institution concerning faculty organizational structure and grading practices for the campus. Requires the information to be made available to the public. Requires the commission to make an annual report to the general assembly of certain information concerning each state educational institution. Provides that, before November 1, 2014, the commission, in consultation with the office of management and budget and each state educational institution, shall prepare and submit a report to the general assembly in an electronic format under IC 5-14-6 that analyzes each state educational institution's expenses for the state fiscal years beginning in 2012 and 2013.

DIGEST OF SB 182 (Updated April 11, 2013 11:18 am - DI 84)

State educational institutions; credit transfers. Replaces articulation agreements related to the transfer of credits between state educational institutions with the development of a common curriculum and common standards for the transfer of associate degree credits leading to a baccalaureate degree between state educational institutions. Provides that statutes related to articulation agreements expire July 1, 2014. Establishes a committee to develop and implement the pathways to a degree program that will be available to students beginning in the fall of 2015. Provides that courses in the core transfer library must draw from the liberal arts and introductory or foundational courses in technical, professional, and occupational fields that are part of the single articulation pathways.

DIGEST OF SB 189 (Updated April 26, 2013 6:54 pm - DI 71)

Performance qualified schools. Provides for the designation of performance qualified school districts and high schools so as to provide flexibility in administration and instruction to school corporations and high schools that are placed in the highest performance and improvement category or designation or, in the case of high schools, that receive a waiver from the state board of education. Provides that a performance qualified school district or high school is exempt from certain education statutes, rules, and guidelines. Specifies the statutes, rules, and guidelines with which a performance qualified school district or high school must continue to comply.

DIGEST OF SB 202 (Updated April 24, 2013 3:23 pm - DI 107)

Petitions to modify custody and parenting time. Provides that if a person files a petition to establish or modify a guardianship, parenting time, or child custody, a party to the proceeding shall inform the court if: (1) a party has been determined to be a perpetrator in a substantiated report of child abuse or neglect; or (2) the child named in the petition has been the subject of a substantiated report of child abuse and neglect, has been determined to be a child in need of services, or has been involved in an informal adjustment. (The introduced version of this bill was prepared by the department of child services interim study committee.)

DIGEST OF SB 203 (Updated March 26, 2013 2:41 pm - DI 84)

Protection and advocacy services commission. Provides that an individual with mental illness is eligible for services from the protection and advocacy services commission if the individual lives in a community setting, including the individual's own home.

DIGEST OF SB 204 (Updated April 15, 2013 2:19 pm - DI 84)

Sewer connections. Provides that a not-for-profit public sewer utility or a regional sewage district may require connection to its sewage disposal system if there is an available sanitary sewer line within 300 feet of: (1) the property line, if the property line is located in a consolidated city or adjacent to a body of water; (2) any part of a subdivision, or land that is divided or proposed to be divided into lots, whether contiguous or subject to zoning requirements, for the purpose of sale or lease as part of a larger common plan of development or sale; or (3) for all other properties, the source of the sewage discharge. (Current law requires connection if there is an available line within 300 feet of the property line.)

DIGEST OF SB 205 (Updated April 15, 2013 2:21 pm - DI 84)

Regional water, sewage, and solid waste districts. Provides that an appointed trustee of the board of directors of a regional water, sewage, or solid waste district may be a ratepayer of the district. Allows a member of the board of certain regional water and sewage districts to receive not more than \$125 per day for each day or major part of a day the member devotes to the work of the district (instead of not more than \$50 per day).

DIGEST OF SB 207 (Updated April 22, 2013 2:27 pm - DI 84)

Resident tuition rate. Establishes certain exceptions to the requirement that an agency or political subdivision verify that an individual applying for state or local public benefits or federal public benefits is a United States citizen or qualified alien. Provides that the law that prohibits resident tuition rate for individuals who are not lawfully present in the United States does not apply to individuals who were enrolled in state educational institutions on or before July 1, 2011. Provides that qualified veterans are eligible for the resident tuition rate for undergraduate courses upon enrolling in a state educational institution not later than 12 months after discharge or separation from the United States armed forces. Requires a qualified veteran to provide to the state educational institution, not later than 12 months after enrolling in the state educational institution certain information to show that the veteran resides in Indiana. Provides that if the qualified veteran does not provide the required proof of residency the qualified veteran is subject to the tuition policies established by the state educational institution.

DIGEST OF SB 213 (Updated March 25, 2013 5:18 pm - DI 84)

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 a 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.

DIGEST OF SB 222 (Updated March 25, 2013 5:20 pm - DI 84)

Unclaimed property. Provides that certain property left unclaimed in a safe deposit box for three years is presumed abandoned. Permits electronic submission of certain documents in connection with unclaimed property, and permits the attorney general to determine the manner in which payment or delivery of certain property is made. Authorizes the attorney general to deduct certain expenses from proceeds of property paid to the owner.

DIGEST OF SB 223 (Updated April 23, 2013 2:09 pm - DI 106)

Child exploitation and child pornography. Provides that child exploitation, a Class C felony, includes managing, producing, filming, disseminating, exhibiting, or otherwise making available material depicting: (1) the genitals of a child less than 18 years of age; or (2) the exhibition of the female breast with less than a fully opaque covering of any part of the nipple by a child less than 18 years of age; if the filming, dissemination, exhibition, or making material available was performed with the intent to satisfy or arouse the sexual desires of any person. Makes it possession of child pornography, a Class D felony, for a person to knowingly or intentionally possess certain pictures or images that: (1) depict or describe the exhibition of the female breast with less than a fully opaque covering of any part of the nipple by a child the person knows is less than 16 years of age or who appears to be less than 16 years of age; and (2) lack serious literary, artistic, political, or scientific value. Provides for certain defenses.

DIGEST OF SB 224 (Updated April 22, 2013 2:30 pm - DI 84)

Duties of Article V convention delegates. Describes the duties of delegates and alternate delegates to a convention called under Article V of the Constitution of the United States. Provides that a vote cast by a delegate or an alternate delegate that is outside the scope of the instructions given by the general assembly is void. Provides that a delegate or alternate delegate who votes or attempts to vote outside the scope of the instructions given by the general assembly forfeits the delegate's appointment by virtue of that vote or attempt to vote. Provides that the call by the general assembly for an Article V convention is withdrawn if all delegates and alternate delegates vote or attempt to vote outside the scope of the instructions given by the general assembly. Provides that a delegate or alternate delegate who knowingly or intentionally votes or attempts to vote outside the scope of the instructions commits a Class D felony. Establishes an advisory group to evaluate whether a delegate or an alternate delegate has acted outside the scope of instructions.

DIGEST OF SB 225 (Updated April 22, 2013 2:31 pm - DI 84)

Appointment of delegates to Article V convention. Provides for the appointment of delegates and alternate delegates by the General Assembly to a convention called for proposing amendments to the Constitution of the United States called for by the states under Article V of the Constitution of the United States. Establishes the qualifications of delegates and alternate delegates.

DIGEST OF SB 226 (Updated April 26, 2013 8:31 pm - DI 84)

Suspension of state and local officeholders. Urges the legislative council to assign to a study committee during the 2013 legislative interim the topic of the suspension of state elected officials and local elected officials (excluding members of the judicial branch and prosecuting attorneys) who are charged with the commission of a felony.

DIGEST OF SB 228 (Updated March 12, 2013 2:07 pm - DI 84)

Indiana public retirement system administrative matters. Provides that for a member of the public employees' retirement fund (PERF) who dies after June 30, 2013, the right to receive a death benefit from PERF vests with the designated beneficiary on file with PERF at the time of the member's death, as is the case under current law with the teachers' retirement fund (TRF). Provides that the board of the Indiana public retirement system (INPRS) shall elect officers by December 31 each year, rather than June 30 as specified in current law. Requires that an order for restitution be issued by the sentencing court before money may be taken from a PERF member's account to compensate an employer for a criminal taking by the member, and provides that money may be taken from a TRF member's account in the same manner as with PERF. Urges the legislative council to assign to the pension management oversight commission the task of studying the guaranteed fund, an investment option in the annuity savings account of PERF and TRF. (The introduced version of this bill was prepared by the pension management oversight commission.)

DIGEST OF SB 235 (Updated April 26, 2013 11:33 am - DI 101)

Video service providers. Amends the required contents of the annual report of the utility regulatory commission (IURC) to the regulatory flexibility committee (committee) concerning video and telecommunications service. Authorizes the IURC to grant direct marketing authority to a holder of a video service franchise issued by the IURC if the holder: (1) certifies certain information concerning each employee or agent designated by the holder to exercise the direct marketing authority; and (2) provides proof of financial responsibility. Provides that direct marketing authority allows a holder, through its designated employees, to market any service or product offered by the holder directly to all households in a service area of the holder. Requires the IURC to provide public notice of an order granting direct marketing authority to a holder by posting the order on the IURC's Internet web site. Authorizes only the IURC to grant direct marketing authority to a holder under the new procedure but allows a holder, with respect to direct marketing activities within a political subdivision, to instead elect to: (1) apply for marketing or solicitation authority directly from the political subdivision; and (2) exercise any marketing or solicitation authority granted by the political subdivision. Prohibits a political subdivision from doing any of the following with respect to a holder that is granted direct marketing

authority from the IURC: (1) Requiring the holder to also obtain marketing or solicitation authority from the political subdivision. (2) Imposing any licensing requirement or fee on the holder. (3) Except for enforcing certain uniform restrictions as to the hours or manner in which direct marketing activities may be performed, otherwise regulating the holder with respect to the holder's direct marketing activities. Urges the legislative council to assign to the committee for study during the 2013 legislative interim the topic of the transition of Indiana's telecommunications and information infrastructure from the legacy public switched network (PSTN) to predominantly Internet protocol (IP) based networks. Recognizes that the Indiana Code chapter concerning caller identification service was repealed by one enrolled act and amended by another enrolled act during the 2013 legislative session. Expresses the general assembly's intent to repeal those provisions.

DIGEST OF SB 238 (Updated April 8, 2013 6:00 pm - DI 84)

Charges for consumer loans and credit sales. Makes the following changes for purposes of the statutes that prescribe the maximum credit service charge for a consumer credit sale (other than a sale involving a revolving charge account) and the maximum loan finance charge for a supervised loan: (1) Increases the applicable amounts financed that are subject to the graduated service charge or loan finance charge percentages. (2) Increases the service charge or loan finance charge percentage that applies if the graduated percentages do not apply from 21% to 25%. Increases from 21% to 25% the permitted loan finance charge for consumer loans other than supervised loans. For consumer loans other than supervised loans, provides that the lender may contract for and receive a loan origination fee of not more than: (1) 2% of the loan amount (or line of credit, for a revolving loan), in the case of a loan secured by an interest in land; or (2) \$50, in the case of a loan not secured by an interest in land. (Current law provides that the permitted origination fee is not more than 2% of the loan amount or line of credit (and is limited to the part of the loan that does not exceed \$2,000 if the loan is not primarily secured by land). For supervised loans, provides that the lender may contract for and receive a loan origination fee of not more than \$50. (Current law does not provide for an origination fee for supervised loans.) For both supervised loans and consumer loans other than supervised loans, provides the following: (1) That the permitted minimum loan finance charge may be imposed only if the lender does not assess a loan origination fee. (2) That in the case of a loan not secured by an interest in land, if a lender retains any part of a loan origination fee charged on a loan that is paid in full by a new loan from the same lender, the following apply: (A) If the loan is paid in full by the new loan within three months after the date of the prior loan, the lender may not charge a loan origination fee on the new loan (or on the increased credit line, for a revolving loan). (B) The lender may not assess more than two loan origination fees in any 12 month period.

DIGEST OF SB 242 (Updated April 1, 2013 2:16 pm - DI 84)

Homeland security matters. Provides that the emergency response commission may withhold funding from a local emergency planning committee for failing to provide proof that each committee member is properly trained in the code of ethics. Provides that a unit that requests assistance through the statewide mutual aid program (program) must: (1) provide a copy of the request to the state emergency operations center (emergency center) within 48 hours after making the request; and (2) state that the request is being

made through the program. Provides that a unit that renders assistance through the program and seeks reimbursement must submit an itemized statement of expenses to the unit that receives the assistance not more than 30 days after the assistance is rendered. Requires a shipper of highway route controlled quantity (HRCQ) radioactive materials to obtain a shipping permit from and pay certain fees to the department of homeland security, and notify the emergency center of the shipment. Imposes a civil penalty on a shipper of HRCQ radioactive materials that fails to obtain a permit, pay a fee, or notify the emergency center. Deposits the fees and penalties in the nuclear response fund. Provides that money in the nuclear response fund may be used to enforce provisions relating to the transportation of HRCQ radioactive materials. (Under current law, money in the nuclear response fund may be used only to enforce provisions related to the transportation of radioactive waste.) Specifies the funding sources of the regional public safety training fund (training fund). Provides that certain money in the training fund must be used for fire investigation training. Requires the department of homeland security to transfer all money in the statewide arson investigation financial assistance fund (arson fund) to the training fund. Provides that the statute establishing the arson fund expires July 1, 2013. Provides that the board of firefighting personnel standards and education may adopt emergency rules concerning the adoption of the standards of the National Fire Protection Association. Establishes notice and hearing requirements and expiration dates for the emergency rules. Makes a technical correction.

DIGEST OF SB 243 (Updated April 10, 2013 5:49 pm - DI 84)

Public records. Allows a public agency to withhold from public disclosure the home address, home telephone number, and emergency contact information for any emergency management worker, public safety officer, emergency medical responder, or advanced emergency medical technician.

DIGEST OF SB 246 (Updated April 23, 2013 2:06 pm - DI 106)

Controlled substances. Defines "owner" for purposes of requiring an owner that employs or contracts with individuals to dispense controlled substances to, beginning January 1, 2014, maintain a controlled substance registration. Beginning January 1, 2014, allows the attorney general to petition the court to obtain an injunction against an owner that violates the controlled substance registration and control laws. Requires the medical licensing board to adopt emergency rules and permanent rules within a specified period concerning: (1) standards and procedures for the attorney general to follow in accessing physicians' records and inventory; and (2) standards and protocol for the prescribing of controlled substances. During the 2013 legislative interim, requires the health finance commission to study: (1) issues concerning pharmacy programs designed to take back and dispose of old and expired prescription drugs; and (2) the use of methadone and opioids in treatment programs and clinic settings. Requires the division on mental health and addiction to provide the health finance commission specified information concerning opioid treatment in Indiana. During the 2013 legislative interim, requires the commission on mental health and addiction to study issues concerning treatment and recovery from prescription drug use addiction. Resolves a conflict and corrects a cross reference.

DIGEST OF SB 248 (Updated April 26, 2013 9:49 pm - DI 102)

State employee deferred compensation contributions. Increases to 2% the amount of a state employee's base salary contributed during the first year the employee is automatically enrolled in the state's deferred compensation plan (plan), if that amount is greater than the maximum state match. (Currently, a state employee's contribution in the first year the employee is automatically enrolled in the plan is the greater of: (1) the maximum state match; or (2) 0.5% of the employee's base salary.)

DIGEST OF SB 249 (Updated March 25, 2013 5:22 pm - DI 84)

Pension plan reporting. Provides that various local retirement plans must report annually to the state board of accounts. Specifies information to be included in a retirement plan report. Requires the state examiner to submit a report annually to the general assembly that summarizes the information received by the state board of accounts concerning various local retirement plans. Repeals the chapter providing that the Indiana public retirement system (INPRS) receive reports from various state and local retirement plans. (The introduced version of this bill was prepared by the pension management oversight commission.)

DIGEST OF SB 250 (Updated April 18, 2013 2:26 pm - DI 84)

Petition carriers. Requires an individual who circulates a petition that is required to place a candidate or a public question on the ballot to provide on each signature page of the petition: (1) the individual's identification information; and (2) a signed affirmation, under penalties of perjury, that the individual has no reason to believe that any signer on the page is ineligible to sign the petition or did not properly complete and sign the page. Provides that a signature page that does not comply with these requirements must be received for filing and retained as other election materials are retained. Provides that a county voter registration office (office) does not determine the validity of the signatures on a signature page. Requires the office to notify the petition carrier, if the office determines that a signature page submitted by the petition carrier does not comply with this chapter, and to allow certain additions and corrections to the signature page. Permits a challenge to the placement on the ballot of a candidate or public question signature pages that are filed do not meet these requirements. Requires the census data advisory committee to study the issue of electioneering at the polls and other places where voting occurs and to make any recommendations for appropriate legislation.

DIGEST OF SB 263 (Updated April 15, 2013 2:23 pm - DI 84)

Faith-based and community initiatives foundation. Allows the office of faith-based and community initiatives to create a nonprofit subsidiary corporation.

DIGEST OF SB 265 (Updated March 19, 2013 3:11 pm - DI 84)

Health care provider peer review committees. Amends the definition of "professional health care provider" for purposes of the law concerning privileged communications of peer review committees.

DIGEST OF SB 267 (Updated April 15, 2013 2:24 pm - DI 84)

Mental health matters. Changes references from "pervasive developmental disorder" to "autism spectrum disorder". Repeals the definition of "state developmental center", and removes references to state developmental centers and the Fort Wayne State Developmental Center, which no longer exist. Changes references from "managed care providers" to "community mental health centers" in statutes concerning mental health home and community based services. Removes a provision specifying an addictions treatment provider as the gatekeeper for an individual entering into an addiction program in a state institution. Requires the commission on mental health and addiction to study certain topics.

DIGEST OF SB 273 (Updated April 26, 2013 10:35 am - DI 104)

Professions and occupations. Requires anesthesiologist assistants to be licensed and to work under a supervising anesthesiologist. Requires the medical licensing board of Indiana to administer the licensure of anesthesiologist assistants. Makes it a Class B misdemeanor for an individual to profess to be an anesthesiologist assistant or use the title "anesthesiologist assistant" without being licensed. Removes and amends certain provisions providing for certification of dietitians to provide instead for licensure of dietitians. Requires that, with certain exceptions, an individual who: (1) professes to be a licensed dietitian; or (2) implies by words or letters that the individual is a licensed dietitian; must be licensed. Provides that an individual may not profess to be a certified music therapist or use the term "music therapy" to describe the therapy provided unless the individual holds and maintains the credentialing administered by the Certification Board for Music Therapists (CBMT), and provides for exceptions. Requires a certified music therapist to collaborate with the client's physician, psychologist, or other health or mental health professional. Allows a certified registered nurse anesthetist (CRNA) to administer anesthesia for a podiatrist if specified conditions are met. (Current law allows a CRNA to administer anesthesia under the direction of and in the immediate presence of a physician.) Requires the health finance commission to study during the 2013 legislative interim issues concerning: (1) CRNAs; and (2) ambulatory outpatient surgical centers.

DIGEST OF SB 275 (Updated March 25, 2013 5:25 pm - DI 84)

Property tax payments. Provides that a county auditor shall (rather than may, under current law) remove real property from the tax sale list if the county treasurer and the taxpayer agree to a mutually satisfactory arrangement for the payment of the delinquent taxes. Adds a requirement that the county treasurer must have provided a copy of the written agreement for the arrangement to the county auditor. Provides that if a county council does not adopt an ordinance allowing taxpayers to make installment payments of property taxes, the county treasurer shall develop and implement a plan to accept partial payments of property taxes. Specifies that the county treasurer shall notify taxpayers on the property tax bill or envelope used to mail property taxes that the county has adopted a plan to accept partial payments.

DIGEST OF SB 277 (Updated March 28, 2013 2:59 pm - DI 84)

Methamphetamine vehicle information disclosure. Requires a dealer or seller who knows or reasonably should know that methamphetamine has been manufactured in a motor vehicle within the previous two

years to disclose this fact, in writing, to a buyer, prospective buyer, lessee, or prospective lessee of the motor vehicle before the sale. Permits a dealer or seller to include a decontamination report with the written disclosure. Provides that failure to disclose gives rise to a cause of action in which the buyer may seek: (1) remediation to a certain standard; or (2) reimbursement for remediation costs. Provides that, in addition, a court may award a buyer or prospective buyer liquidated damages of not more than \$10,000, and that existing tort remedies that may be available to a buyer or lessee are not eliminated or abrogated.

DIGEST OF SB 279 (Updated April 15, 2013 11:08 am - DI 84)

Nonnamed parties in foreclosure actions. Eliminates a provision under which certain omitted parties (parties who have an interest in the property subject to a mortgage foreclosure action but who are not named in the foreclosure action) are bound by the court's judgment in the foreclosure action as if they had been parties to the foreclosure action. Limits the post-sale redemption rights of certain omitted parties.

DIGEST OF SB 285 (Updated April 26, 2013 6:56 pm - DI 87)

Annexation. Provides that if a person waives the person's right to remonstrate against an annexation as part of a contract with a municipality for providing sewer service to the person's property, the release is not binding on a successor in title to the property unless, for sewer contracts executed after June 30, 2013, the successor in title: (1) has actual notice of the waiver; or (2) has constructive notice of the waiver because the contract, or a signed memorandum of the contract stating the waiver, has been recorded in the chain of title of the property. (Under current law, the contract containing the waiver must be recorded in order to bind the successors in title of the party to the agreement.) Allows municipalities that annex territory that is contiguous to the municipality to exempt from property tax liability for municipal purposes any portion of the territory that is classified for zoning purposes as agricultural. Provides that: (1) the exemption remains in place as long as the property's zoning classification remains agricultural; and (2) the property owner must consent to changing the zoning classification from agricultural to another zoning classification. (Current law requires that: (1) the owner must consent to the annexation; and (2) the owner must consent to change the zoning classification from agricultural, but the property tax exemption is limited to not more than 10 years.) Removes a requirement that a town obtain the consent of a second or third class city before annexing territory within three miles of the city. Prohibits a town from annexing within one mile of the corporate boundaries of a second or third class city unless: (1) the town is located in a different county than the city; or (2) the annexation is obtained by consent of the landowners. Allows a town to annex within an area that extends: (1) more than one mile; and (2) less than three miles; outside the boundaries of a second or third class city, if any annexation by the town does not extend more than one mile outside the corporate boundaries of the town. Authorizes the establishment of the interim study committee on annexation to study: (1) the annexation process; (2) the impact of annexation on property owners and political subdivisions, including the shift in assessed value between political subdivisions; and (3) limiting the assessed value that a municipality may annex in a year or other period.

DIGEST OF SB 290 (Updated March 11, 2013 2:30 pm - DI 84)

Military trained emergency medical providers. Provides that the emergency medical services commission (commission) shall issue a license or certificate to a military service applicant who meets certain requirements. Allows the commission to issue a temporary practice certificate or provisional license while the military service applicant is satisfying certain requirements as determined by the commission.

DIGEST OF SB 293 (Updated April 11, 2013 11:19 am - DI 84)

Government accounting study committee. Establishes the interim study committee on government accounting to study issues concerning state and local government accounting, including issues related to the implementation of generally accepted accounting principles, as adopted by the Governmental Accounting Standards Board (GASB), during the legislative interim in 2013 and 2014. Requires the committee to report its findings and recommendations to the legislative council before November 1, 2014.

DIGEST OF SB 297 (Updated March 25, 2013 5:28 pm - DI 84)

Payments from excess liability trust fund. Allows the department of state revenue to impose a lien on the property of an owner or operator of an underground storage tank (tank), if the owner or operator fails to pay fees due under certain provisions. Allows a transferee of property upon which a tank is located to receive money from the excess liability trust fund if applicable tank fees are paid. Provides that past due fees include fees, interest, and penalties assessed by the department of state revenue.

DIGEST OF SB 305 (Updated April 25, 2013 2:55 pm - DI 97)

Child care and development fund eligibility. Specifies requirements that must be met by a child care provider as a condition of eligibility to receive a federal Child Care and Development Fund (CCDF) voucher payment. Requires the committee on child care to study due process for child care providers and make recommendations during the 2013 interim. (The introduced version of this bill was prepared by the committee on child care.)

DIGEST OF SB 319 (Updated February 18, 2013 2:16 pm - DI 84)

Soil productivity factors. Provides that the soil productivity factors used for the March 1, 2011, assessment of agricultural land must be used for the March 1, 2013, assessment date. Requires the department of local government finance, in cooperation with the Purdue University College of Agriculture, to submit the following in 2013 to the commission on state tax and financing policy and to any interim study committee established to study agriculture issues or assigned the topic of studying agriculture issues: (1) Proposed soil productivity factors to be used in the assessment of agricultural land. (2) An explanation of the methodology used to determine the proposed soil productivity factors. (3) Data, from each county, that was used to determine the proposed soil productivity factors. (4) Testimony and comments provided to the department of local government finance by taxpayers and other stakeholders concerning the proposed soil productivity factors.

DIGEST OF SB 323 (Updated March 19, 2013 3:20 pm - DI 84)

Battle flag preservation. Renames the Civil War flags fund as the Indiana battle flags fund. Specifies that the fund may be used to restore and preserve all Indiana battle flags (rather than only Civil War flags).

DIGEST OF SB 324 (Updated April 24, 2013 3:10 pm - DI 102)

State employee death benefit. Increases from \$50,000 to \$100,000 the death benefit for a state employee who dies in the line of duty. Adds stepchildren to the survivors entitled to receive a death benefit for a state employee who dies of the line of duty. Requires that the children and stepchildren receiving a death benefit be dependent on the state employee who died in the line of duty. Provides that a child or stepchild is dependent on a state employee if the state employee claimed the child or stepchild as a dependent on the federal income tax return filed by the state employee in the year before the year in which the state employee died.

DIGEST OF SB 338 (Updated April 26, 2013 11:25 am - DI 71)

Absenteeism; school improvement plans. Refers issues related to absenteeism to the commission on education study committee. Requires the department of education to provide resources and guidance to school corporations concerning evidence-based practices and effective strategies to reduce absenteeism. Makes changes to the definition of: (1) chronic absenteeism; and (2) habitual truant. Requires school corporations and schools to identify contributing factors to absenteeism and to develop chronic absence reduction plans. Provides that a school corporation must include the number of students who are habitually truant in the school corporation's annual performance report. Provides that a school that is designated in the top category or designation of school improvement in the year immediately preceding a year in which the school's strategic and continuous school improvement plan (plan) initially goes into effect is not required to include certain achievement objectives or components in the school's plan. Makes conforming amendments.

DIGEST OF SB 343 (Updated April 15, 2013 2:26 pm - DI 84)

Local government reorganization. Eliminates the requirement that a reorganization committee must be appointed to prepare the reorganization plan as part of a proposed local government reorganization, effective January 1, 2014. Provides that the legislative bodies of the reorganizing political subdivisions (rather than a reorganization committee) shall prepare the reorganization plan that must be adopted by the legislative bodies before the proposed reorganization is placed on the ballot. Requires that a reorganization plan must include a fiscal impact analysis. Specifies the required contents of the fiscal impact analysis. Provides that the fiscal impact analysis must specify any estimated effects on political subdivisions in the county that are not participating in the reorganization and on taxpayers located in those political subdivisions. Requires that the fiscal impact analysis must be submitted to the department of local government finance (DLGF) at least six months before the election in which the public question will be on the ballot. Requires the DLGF to do the following within a reasonable time, but not later than 30 days before the election on the public question: (1) Review the fiscal impact analysis. (2) Make any

comments concerning the fiscal impact analysis that the DLGF considers appropriate. (3) Provide comments to the legislative body of the reorganizing political subdivisions and post the comments on the DLGF's Internet web site. Requires the reorganizing political subdivisions to pay the expenses incurred by the DLGF in carrying out the review and preparing the comments. Requires that a brief description of the reorganized political subdivision that will succeed the reorganizing political subdivisions must be placed on the ballot containing the public question. Provides that for a public question voted on by voters after June 30, 2013, the county election board shall submit the language to the DLGF for review. Requires the DLGF to review the language of the public question to: (1) evaluate whether the description of the reorganized political subdivision is accurate and not biased; and (2) approve or make binding recommendations to the county election board regarding the ballot language. Requires the county election board to take final action to approve the ballot language. Provides that certification of a public question on a proposed local government reorganization must occur as required for other public questions under the election law. Provides that in the case of a proposed reorganization between a municipality and a township that is voted on by voters after December 31, 2013: (1) the voters residing within the municipality shall be included only in the tally of votes for the municipality and shall not be included in the tally of votes for the township; and (2) the voters who reside within the township but do not reside within the municipality shall be included only in the tally of votes for the township and shall not be included in the tally of votes for the municipality. Requires (rather than allows) the use of an "approval threshold" in the case of a proposed local government reorganization involving: (1) a county and a municipality; or (2) a municipality and a township; for reorganizations voted on after December 31, 2013. (Under current law, "rejection thresholds" are optional and may be used only in a reorganization between a county and a municipality.) Provides that for a reorganization that is voted on after December 31, 2013, between a county and a municipality to be approved, the number of voters voting to approve the reorganization must equal or exceed the approval thresholds set in the reorganization plan: (1) for the municipality; (2) for the area of the county outside the municipality; and (3) countywide. Provides that the approval threshold for the municipality and area of the county outside the municipality must be greater than 50% but not more than 55%. (Under current law the approval percentage for the countywide vote must be greater than 50%.) Specifies that in order for a reorganization that is voted on after December 31, 2013, between a municipality and a township to be approved, the number of voters voting to approve the reorganization must equal or exceed the approval thresholds set in the reorganization plan: (1) for the municipality; (2) for the area of the township outside the municipality; and (3) for the combined area of the township and the municipality. Provides that the approval threshold for the municipality and the area of the township outside the municipality must be greater than 50% but not more than 55%. Provides that the approval percentage for the combined area of the municipality and the township must be greater than 50%. Allows the legislative body of a reorganizing political subdivision to adopt a resolution rescinding the plan of reorganization previously adopted and certified by the legislative body. Requires the resolution to be certified not later than July 15 to the clerk of each reorganizing political subdivision, and to the county fiscal officer and county recorder of each county in which a reorganizing political subdivision is located. Provides that a petition filed by voters after December 31, 2013 to: (1) initiate a reorganization; or (2) conduct a public question on a plan of reorganization that was not adopted by the political subdivisions; must contain each petitioner's signature, printed name, and residence mailing address. Provides that if a political subdivision is located in whole or in part within one or more other political subdivisions that reorganize

and the first political subdivision does not participate in or does not approve the reorganization: (1) the reorganization does not affect the rights, powers, and duties of the first political subdivision; and (2) the reorganized political subdivision may not exercise within the first political subdivision any right, power, or duty unless that right, power, or duty was exercised within the first political subdivision before the reorganization by at least one of the reorganizing political subdivisions. Provides that a plan of reorganization may establish within a reorganized political subdivision territories or districts: (1) in which specified services provided by the reorganized political subdivision will be provided at different levels, quantities, or amounts; and (2) in which the fees, charges, or taxes imposed by the reorganized political subdivision will vary depending on the level, quantity, or amount of the services. Requires a reorganized political subdivision to continue to carry out the duties imposed by Indiana law on the reorganizing political subdivisions that combined to form the reorganized political subdivision. Specifies that a reorganized political subdivision created from two or more townships and at least one municipality that have reorganized: (1) may exercise park and recreation powers and establish a park and recreation board if the reorganized political subdivision's plan of reorganization authorizes the reorganized political subdivision to exercise those powers; and (2) may exercise planning and zoning power if the reorganized political subdivision's plan of reorganization authorizes the reorganized political subdivision to exercise those powers. Provides that such a reorganized political subdivision shall, by resolution or in the plan of reorganization, determine the number of members to be appointed to the reorganized political subdivision's park and recreation board, advisory plan commission, and board of zoning appeals. Provides that a political subdivision may not take certain actions within a reorganizing political subdivision after the date on which a plan of reorganization is finally adopted by all reorganizing political subdivisions unless one of the following occurs: (1) All reorganizing political subdivisions agree to allow the action by adopting identical resolutions. (2) The plan is rejected by voters in a referendum. (3) The plan is approved by voters and one of the following occurs: (A) The plan is implemented. (B) One year elapses from the date on which the plan was approved. Requires a town legislative body to adopt a resolution not later than 30 days after a petition is filed for a referendum on changing the town into a city. Provides that the date of the referendum must not be later than the date of the next general election or the date of the next municipal election, whichever is earlier, at which the question can be placed on the ballot. If the referendum passes, requires the first election of city officers to be held on the date of the next general election or municipal election, whichever is earlier, following the date of the referendum. Provides that notwithstanding the statute setting out the classification of municipalities, for purposes of local government administration a municipality reorganized under the local government reorganization statutes may, subject to the approval of the department of local government finance: (1) be classified and described as set forth in the reorganization plan; and (2) maintain characteristics of any of the reorganizing political subdivisions. Provides that during the period beginning with the date the final plan of reorganization is approved or considered to be approved and continuing through the day on which the public question on the reorganization is submitted to the voters, the political subdivision may not promote a position on the public question by taking certain actions. Provides that a person or an organization that has a contract or arrangement (whether formal or informal) with a political subdivision to provide goods or services to the political subdivision: (1) may not spend any money to promote a position on the public question regarding reorganization; and (2) commits a Class A infraction for a violation of (1).

DIGEST OF SB 345 (Updated April 15, 2013 2:27 pm - DI 84)

Use of restraints and seclusion in schools. Establishes a commission on seclusion and restraint in schools to adopt rules concerning the use of restraint and seclusion in schools and develop a model restraint and seclusion plan. Requires a school corporation and accredited nonpublic school to have in place a restraint and seclusion plan for the 2014-2015 school year.

DIGEST OF SB 347 (Updated April 26, 2013 7:01 pm - DI 106)

Child solicitation and attempt. Raises the offense of child solicitation to a Class B felony if a person solicits the child to engage in sexual intercourse or deviate sexual conduct and the person: (1) has a previous conviction; or (2) travels to meet the child after using a computer network to solicit the child. As a condition of the sex offender's probation, parole, or participation in a community transition program, prohibits a sex offender from using social media to contact a child less than 16 years of age. Makes it a sex offender Internet offense, a Class A misdemeanor, if the sex offender knowingly or intentionally violates this condition and makes the sex offender Internet offense a Class D felony if the sex offender has a prior unrelated conviction for a sex offender Internet offense. Provides a defense to a prosecution for a sex offender Internet offense if the sex offender reasonably believed that the child was at least 16 years of age. Provides that a person may be convicted of attempted child molesting if the person believed the intended victim was a child under 14 years of age at the time the person attempted to commit the offense. Expands the definition of "social networking web site" and "instant messaging or chat room program". Provides that a person performs a "substantial step" for purposes of an attempt crime if the person, with intent to commit a sex crime against a child, communicates with the child concerning the sex crime and travels to another location to meet the child. Specifies that a person at least 18 years of age can commit the offense of inappropriate communication with a child. (Under current law, the offense can be committed only by a person at least 21 years of age.) Raises inappropriate communication with a child to a Class D felony if the person has a prior unrelated conviction for a sex offense. Urges the legislative council to assign to the criminal law and sentencing policy study committee or another existing study committee the topic of the collection of crime and delinquency data.

DIGEST OF SB 349 (Updated April 26, 2013 4:11 pm - DI 101)

Utilities; economic development. With respect to a municipality that: (1) has a municipally owned utility that has donated funds to a local economic development organization before July 1, 2012; and (2) is a city having a certain population size; adds to the chapter in the Indiana Code concerning donations by local units of government a provision authorizing the municipal legislative body, with the approval of the board of the municipality's municipally owned utility, to donate funds from the municipally owned utility's surplus earnings to a local economic development organization as long as certain obligations of the municipally owned utility are met before the donation is made.

DIGEST OF SB 350 (Updated March 19, 2013 3:24 pm - DI 84)

Selection of alumni trustees for Wabash College. Removes the requirement that the board of directors of the National Association of Wabash Men (board) nominate candidates for alumni trustee at the board's first annual meeting. Makes a technical correction. Provides that electronic voting may be used to elect an alumni trustee.

DIGEST OF SB 352 (Updated April 16, 2013 2:30 pm - DI 84)

School policies on gang activities. Allows the Indiana safe schools fund to be used to provide educational outreach and training to school personnel concerning the identification and prevention of, and intervention in, criminal gang activity. Requires the Indiana department of education (department) to develop model educational materials and a model policy concerning criminal gang activity. Requires the department, in collaboration with certain other agencies and organizations with expertise in criminal gang education, prevention, and intervention, to identify or develop model education materials and develop a model policy to address criminal gangs and criminal gang activity in schools. Requires the governing body of each school corporation to develop and maintain a criminal gang policy. Requires each school corporation to develop: (1) an educational criminal gang awareness program for students, school employees, and parents; and (2) a school employee development program to provide training to school employees in the implementation of the school corporation's criminal gang policy. Requires, beginning in 2017 and each year thereafter, each school corporation to submit a report to the department outlining the activities undertaken by the school corporation to address criminal gang activity. Requires, beginning in 2017 and each year thereafter, the department to submit a report to the governor and the general assembly regarding criminal gang activities in schools. Requires a school employee to report any incidence of suspected criminal gang activity, criminal gang intimidation, or criminal gang recruitment to the principal and the school safety specialist. Requires the state police department to conduct an assessment to map gang activity and identify existing services and programs and to report the results to the department by July 1, 2014. Makes a technical correction.

DIGEST OF SB 361 (Updated April 11, 2013 11:21 am - DI 84)

Intimidation. Provides that for the crime of intimidation, "communicates" includes posting a message electronically, including on a social networking web site. Provides that it is a Class D felony if the person to whom the threat is communicated is: (1) an employee of a hospital, school, church, or religious organization; or (2) is a person that owns a building or structure that is open to the public or is an employee of the person. Specifies that communicating a threat with the intent to interfere with the occupancy of certain buildings may constitute intimidation. Increases the penalty to a Class C felony if it is committed against a judge, bailiff, prosecuting attorney, or deputy prosecuting attorney.

DIGEST OF SB 364 (Updated April 11, 2013 11:23 am - DI 84)

Indiana sportsmen's benevolence account. Establishes procedures for providing grants from the Indiana sportsmen's benevolence account. Provides for an annual appropriation from the account. Specifies that the Indiana sportsmen's benevolence account is a nonreverting account.

DIGEST OF SB 365 (Updated April 2, 2013 4:27 pm - DI 84)

Utility facility relocation. Authorizes a unit of local government to enter into an agreement with a utility concerning the relocation of the utility's facilities for a major highway, street, or road project undertaken by the local unit. Requires that the agreement must include a date for relocation and conditions under which the utility is excused from meeting the date, including a force majeure clause. Specifies that a unit that is responsible for relocation costs shall pay the costs in arrears in accordance with the procedures of the state board of accounts.

DIGEST OF SB 367 (Updated March 26, 2013 2:54 pm - DI 84)

Conservation easements. Amends the definition of "holder", for purposes of the conservation easement law, to include an Indiana nonprofit corporation that is granted a conservation easement.

DIGEST OF SB 369 (Updated April 15, 2013 2:29 pm - DI 84)

Public records. Allows a public agency to withhold from public disclosure records criminal intelligence information. Allows a public agency to refuse to confirm or deny the existence of investigatory records of law enforcement agencies or criminal intelligence information, if the fact of the existence of the information would: (1) impede or compromise an ongoing law enforcement investigation or endanger an individual; or (2) reveal information that would have a reasonable likelihood of threatening public safety. Allows a public agency to refuse to confirm or deny the existence of a record the disclosure of which would expose vulnerability to terrorist attack, if the fact of the record's existence or nonexistence would reveal information that would have a reasonable likelihood of threatening public safety. Allows a person to file an action in court to appeal an agency's refusal to confirm or deny the existence of a record. Clarifies when a request for a record is deemed denied and appealable. Provides that when a public agency refuses to confirm or deny the existence of a record under certain circumstances, the name and title or position of the person responsible for the refusal shall be given to the person making the records request.

DIGEST OF SB 370 (Updated April 4, 2013 3:19 pm - DI 84)

Title insurance. Specifies requirements related to title insurance policy filings and closing protection letter issuance.

DIGEST OF SB 371 (Updated April 11, 2013 11:41 am - DI 84)

Abortion inducing drugs and abortion clinics. Amends the definition of "abortion" to include abortions by surgical procedures and by abortion inducing drugs. Amends the definition of "abortion clinic" to, beginning January 1, 2014, include facilities that provide abortion inducing drugs. Prohibits the state department of health (state department) from exempting an abortion clinic seeking licensure after December 31, 2013 from licensure requirements. Specifies that an abortion inducing drug may not be dispensed, prescribed, administered, or otherwise given to a pregnant woman after nine weeks of

postfertilization age unless the Food and Drug Administration has approved the drug to be used later than nine weeks. Requires a physician to examine a pregnant woman in person before prescribing or dispensing an abortion inducing drug. Requires that the written certification required of a pregnant woman before undergoing an abortion be on a form developed by the state department. Requires the state department to develop an informed consent brochure and post the brochure on the state department's web site. Requires the abortion provider to distribute the brochure to a patient in color and with specified information included on the back cover. Requires the abortion provider to be the one to perform pre-abortion fetal ultrasound imaging and auscultation of the fetal heart tone. Provides that if the pregnant woman does not want to listen to the auscultation of the fetal heart tone, the woman must certify to that in writing and on a form developed by the state department.

DIGEST OF SB 372 (Updated April 26, 2013 2:24 pm - DI 84)

Youth athletic health issues. Establishes the coaching education issues study committee during the 2013 legislative interim and sets forth the committee's duties. Makes conforming changes.

DIGEST OF SB 382 (Updated April 16, 2013 2:31 pm - DI 84)

Senior consumer protection act. Creates the senior consumer protection act and makes conforming changes. Refers actions regulated by the: (1) department of insurance to the insurance commissioner; and (2) Indiana uniform securities act to the secretary of state. Urges the legislative council to study the topic of a supplier discriminating against consumers based on the price of promotion of goods to retailers by refusing to sell to a retailer a good at the same price that the supplier sells the good to any other retailer.

DIGEST OF SB 385 (Updated April 26, 2013 11:04 am - DI 118)

Municipal utilities. Provides that a utility that: (1) provides or receives wholesale sewage service; and (2) negotiates to renew an expiring contract or enter into a new contract for wholesale sewage service; may file a petition for review of the rates and charges for the wholesale sewage service with the utility regulatory commission (commission) or a court, but not both. Deposits certain expense reimbursements paid by municipal utilities for investigations conducted by the commission into the commission public utility fund account. (Under current law, the amounts paid are deposited in the state treasury.) Provides that a contract for the construction of a municipal sewage works may not require certain landowners to waive the right to remonstrate against annexation by the municipality. Urges the legislative council to assign to the environmental quality service council for study during the 2013 legislative interim the topic of rates and charges imposed by water, wastewater, and combined water and wastewater utilities for service to users located outside the corporate boundaries or service territory of the utilities.

DIGEST OF SB 387 (Updated March 26, 2013 2:57 pm - DI 84)

Parking for persons with disabilities. Increases from \$50 to \$100 the minimum civil judgment imposed for certain infractions involving parking a motor vehicle in a space reserved for a person with a physical disability or a disabled veteran.

DIGEST OF SB 388 (Updated April 25, 2013 3:03 pm - DI 102)

Election matters. Provides that a voter casting, or waiting in line to cast, an early vote absentee ballot in person at: (1) a location of an office of the circuit court clerk designated by the circuit court clerk; (2) the office of a board of elections and registration; or (3) a satellite office; when the hour for closing the location or office, or the deadline for voting, occurs, shall be permitted to vote unless otherwise prevented according to law. Provides that an individual designated by the circuit court clerk at an early voting location shall: (1) determine the end of the line of voters who are waiting to vote at the time the hour for closing an early voting location occurs; and (2) use one of the following methods to identify the voters in the line who may vote unless otherwise prevented according to law: (A) writing down the name of each voter; (B) stamping each voter's hand; or (C) standing, or designating another individual to stand, immediately behind the last voter who may vote. Urges the legislative council to assign to the census data advisory committee the study of the election day voting process, including ways to ensure that every voter in line at the hour for closing the polls, and only those voters, may vote.

DIGEST OF SB 402 (Updated April 25, 2013 3:39 pm - DI 71)

School administrator contracts; principal institute. Changes, from February 1 to March 1, the date by which a governing body shall give written notice of renewal or refusal to renew an assistant superintendent's, a principal's, or an assistant principal's contract. Establishes the principal institute within Indiana State University to strengthen leadership and management skills of practicing Indiana public school principals. Repeals provisions establishing the principal leadership academy within the department of education.

DIGEST OF SB 403 (Updated March 26, 2013 2:58 pm - DI 84)

Disabled Hoosier veteran license plate. Provides for the issuance of a disabled Hoosier veteran license plate to a person who: (1) has been rated by the United States Department of Veterans Affairs (department) as being at least 50% disabled with at least a 30% mobility disability rating; and (2) receives service connected compensation from the department. (Current law provides that the person must be rated 100% disabled.)

DIGEST OF SB 406 (Updated April 11, 2013 11:42 am - DI 84)

Postsecondary enrollment opportunities. Provides that postsecondary enrollment opportunities for high school students include concurrent enrollment college courses, on-campus college courses, online college courses, and college courses taught at high schools that allow high school students to receive college credit for successfully completing courses. Replaces existing statutes concerning concurrent enrollment courses, dual credit courses, and early college programs with a single postsecondary enrollment opportunities program. Repeals statutes concerning the double up program.

DIGEST OF SB 409 (Updated April 18, 2013 2:32 pm - DI 84)

Teacher preparation programs. Establishes the commission on education legislative study committee. Requires the department of education (department) to develop, and the state board of education (state board) to adopt as rules, standards and benchmarks of performance for teacher education schools, departments, and programs (teacher preparation programs), and individuals that complete teacher preparation programs. Sets forth certain benchmarks and reporting requirements for teacher preparation programs. Requires the department and state board to develop a rating system for teacher preparation programs.

DIGEST OF SB 414 (Updated April 15, 2013 2:32 pm - DI 84)

Provisions related to high breast density. Requires state employee health plans and certain policies of accident and sickness insurance and health maintenance organization contracts to provide coverage for certain services for women with high breast density. Requires the medical licensing board to adopt rules or protocol establishing an education program and standards for annual screening or diagnostic tests of women with high breast density. Requires certain notice to women with high breast density.

DIGEST OF SB 415 (Updated April 16, 2013 2:33 pm - DI 84)

Department of health matters. Requires local boards of health to apply to the state department of health for funding from the Indiana local health department account (account). Changes distribution of funds from the account to the state department of health. (Current law provides that the auditor of state distributes the funds.) Directs distribution of the payments to the local boards of health. (Current law provides that the funds are distributed to the counties.) Allows the state department of health to create a nonprofit subsidiary corporation. Beginning July 1, 2015, requires certain providers to report immunization data to the immunization data registry within seven business days after giving an immunization, and allows for disciplinary sanctions for failure to report immunization to the registry. (Under current law, reporting is voluntary.) Requires the health finance commission to study certain issues concerning the reporting of immunization data.

DIGEST OF SB 421 (Updated April 22, 2013 2:35 pm - DI 84)

School bus safety. Requires the state school bus committee (committee) to have a regular meeting once each quarter (current law requires a meeting each month). Requires the committee to adopt and enforce rules to require that a school bus driver operating a school bus equipped with safety belts do the following at least once a semester: (1) Provide instruction to the passengers on the school bus on the proper fastening of the safety belt about the passenger's body. (2) Conduct a passenger evacuation drill. Provides that the failure to provide the instruction or conduct the drill subjects: (1) an employee of a school corporation to removal from employment; and (2) a person operating a school bus under contract to cancellation of the contract. Provides that before a governing body may purchase a school bus equipped with safety belts, the governing body must conduct a public hearing to explain why the governing body is purchasing the school bus rather than using the purchase money for other student safety measures.

DIGEST OF SB 422 (Updated April 11, 2013 11:46 am - DI 84)

Family friendly school designation. Establishes the Indiana family friendly school designation program. Requires the department of education, in consultation with statewide organizations that link family engagement to student achievement, to develop the program and make available to schools best practices in developing family engagement and parental involvement. Provides that a school may voluntarily request an assessment by the department of parental involvement in the school. Provides that the department may designate a school as a family friendly school if the department determines that the school has established parental engagement practices that increase parental involvement and foster high student achievement.

DIGEST OF SB 431 (Updated March 19, 2013 3:29 pm - DI 84)

Property and casualty guaranty association. Makes changes to the law concerning the Indiana property and casualty insurance guaranty association, including changes affecting the definitions, the composition of the board of directors, coverage under the association and other insurance coverage, the treatment of a high net worth insured, and the venue for actions involving the association. Makes conforming amendments.

DIGEST OF SB 432 (Updated April 4, 2013 3:20 pm - DI 84)

Self-storage insurance. Provides for the sale, solicitation, or negotiation of self-storage insurance by self-storage facilities under a limited lines producer's license.

DIGEST OF SB 433 (Updated April 26, 2013 9:59 pm - DI 113)

Abandoned property; property safety; mobile homes. Establishes a procedure to permit a county executive to transfer certain properties that did not sell at a tax sale to a person able to repair and maintain the properties. Provides that before the county executive may transfer properties that did not sell at a tax sale to a nonprofit corporation, an abutting property owner, or a person satisfactorily able to repair and maintain the property, a person with a substantial interest in the property must be given an opportunity to redeem the property. Removes a requirement that the county executive's sale of a certain contiguous vacant parcel to an adjoining property owner may be conducted only if construction of a residential dwelling is permitted on the vacant parcel. Requires that certain notices concerning demolition and removal under the unsafe building law must be served on each person with a known or recorded substantial property interest. Requires a county executive, in preparing the list of tax delinquent properties that must be submitted annually to the county auditor, to include on the list any real property that the executive of a city or town located in the county has determined to be abandoned and has identified as such to the county executive. Requires the county auditor of a county not having a consolidated city to prepare a list of tracts or items of real property within each city or town located in the county for which the fall installment of the most recent previous year's taxes is delinquent and to give a copy of the list to the appropriate city or town or post the list on the county's web site. Requires a county executive to give notice to the executive of a city or town in which is located real property that is

subject to sale or transfer under the statute governing sale or transfer of properties with delinquent taxes or assessments so that the city or town may accept transfer of the property. Amends a statute authorizing judicial determination that real property subject to a mortgage is abandoned so as to authorize a judicial determination under that statute that real property not subject to a mortgage is abandoned. Authorizes a municipality or county to bring an action to collect unpaid expenses relating to the abatement of high weeds and grass. (Under current law, the municipality or county may obtain only a lien on the property containing the high weeds and grass.) Provides that a creditor is a person immune from civil liability for entering abandoned real property to perform certain actions to clean up the real property. Provides that removal or painting over of graffiti is an action that is immunized. Provides that a person who enters or refuses to leave vacant or abandoned property after having been barred from the property by a court order or a law enforcement officer commits criminal trespass. Provides that for purposes of the statute relating to removal of weeds from properties, notice may be given by first class mail rather than by certified mail. Provides that only the owner of a mobile home may obtain the permit required to move the mobile home from one location to another. Requires a county treasurer to notify the appropriate assessing official of the township to which a mobile home will be moved that a permit to move the mobile home has been issued. Requires the department of local government finance to develop a system for recording the property tax information for a mobile home that is not assessed as real property. Provides that the system must use an identification number that is unique to the vehicle identification number of the mobile home. Imposes recording requirements upon purchase contracts for a mobile home or manufactured home that is not assessed as real property. Provides that for assessment dates after December 31, 2013: (1) a contract buyer claiming the standard deduction with respect to a mobile home or manufactured home that is not assessed as real property while purchasing the mobile home or manufactured home under a contract must show compliance with the new requirements; and (2) an owner other than a contract buyer must attach a copy of the owner's title to the mobile home or manufactured home to the application for the deduction. Specifies that a reference to a manufactured home in the certificate of title law must be construed as a reference to a mobile home. Provides that mobile home community registers must be open to inspection by township and county assessors. Specifies the information that must be submitted to the county recorder to have a contract for the sale of a manufactured home or mobile home recorded. Specifies that any applicable recording fees must be paid. Requires the county recorder to provide the submitted information to the county treasurer and to notify the appropriate assessing official that such a contract has been recorded. Makes certain technical changes.

DIGEST OF SB 457 (Updated April 15, 2013 2:33 pm - DI 84)

Food establishment exemptions. Allows for rabbits to be slaughtered and processed without inspection under certain conditions and sold on the farm, at a farmer's market, or at a roadside stand. Requires that rabbits exempt from inspection and sold on a farm, at a farmer's market, or at a roadside stand be frozen at the point of sale. Requires the state department of health to make recommendations to the health finance commission to clarify certain laws governing certified food handlers and food establishments exemptions.

DIGEST OF SB 459 (Updated April 26, 2013 2:59 pm - DI 87)

Local government reorganization. Specifies that after a local government reorganization, a reorganized political subdivision may (except as provided in the plan of reorganization) do any of the following: (1) Establish any fund that one or more of the reorganizing political subdivisions were authorized to establish before the reorganization. (2) Impose any tax levy or adopt any tax that one or more of the reorganizing political subdivisions were authorized to impose or adopt before the reorganization. Provides that in the case of: (1) a local government reorganization; (2) a township merger; (3) a transfer or sharing of powers, duties, functions, or resources under an interlocal cooperation agreement; or (4) a combination or reorganization of a political subdivision's departments, agencies, or functions; the reorganizing or merging local governments shall specify in the reorganization plan or in the cooperative agreement or other agreement the amount (if any) of the decrease that the department of local government finance (DLGF) shall make to the maximum property tax levies, maximum property tax rates, and budgets of the political subdivision to eliminate double taxation or eliminate any excess by which the amount of property taxes imposed by the political subdivision exceeds the amount necessary to pay for services. Provides the following regarding a township that merges with another township: (1) The new township may use any funds that are not needed to deliver services to pay the indebtedness of the new township government. (2) After satisfaction of the indebtedness, the new township may do the following with any remaining excess funds: (A) Transfer the funds to the county or a municipality having jurisdiction within the new township to make improvements to infrastructure located within the new township. (B) Transfer the funds to a transportation corporation that offers service within the area of the new township for use within the new township. (C) Use the funds for improvement of fire services within the new township. (D) Transfer the funds to a political subdivision that has jurisdiction within the new township for improvement of any fire department that provides service within the area of the new township. Provides that in the case of a government reorganization that involves one or more municipalities and one or more townships, all of which are participating units in a fire protection territory on the date the reorganization is approved by voters, the fiscal body of the reorganized political subdivision that results from a reorganization may establish an equipment replacement fund under the fire protection territory law and impose a property tax for the fund and take any other action under the fire protection territory law that may be taken by a participating unit in a fire protection territory. Specifies that the requirements and procedures in the statute governing the establishment of a cumulative fund and the imposing or increasing of a property tax rate for a cumulative fund also apply to an equipment replacement fund established for a fire protection territory. Requires the DLGF to assist township mergers and prohibits the DLGF from preventing or delaying township mergers. Removes the requirement that a county legislative body adopt an ordinance ordering a township merger after the legislative bodies of the merging townships adopt resolutions approving the merger. Removes provisions that prohibit a merger from being approved less than one year before the merger becomes effective. Provides that a township merger may reduce the term of office of a township trustee.

DIGEST OF SB 464 (Updated April 11, 2013 11:47 am - DI 84)

Education funding for children in residential care. Provides that if a student is placed in a state licensed residential mental health facility under written orders of a licensed physician, if the student receives educational services provided by the facility, and if certain other conditions are satisfied, the school corporation receiving state tuition support for the student at the time of the student's admission to the

facility shall pay the facility a per diem for the educational services provided by the facility to the student during the student's admission in the facility. Specifies that the amount such a school corporation shall pay to a facility is the amount, prorated according to the number of instructional days for which the student receives the educational services, that is equal to: (1) the student's proportionate share of basic tuition support distributions that are made to the school corporation for the school year; and (2) any special education grants received for the student. Requires a facility to provide written notice to the school corporation not later than five business days after a student is admitted to the facility. Provides that for each student admitted to a facility, the facility shall provide the following in accordance with rules adopted by the state board of education: (1) An educational opportunity, including special education and related services, that is comparable to that of a student attending a school in the school corporation. (2) A level of educational services from the facility that is comparable to that of a student attending a school in the school corporation. Requires that the educational services at a facility must be provided by licensed teachers. Provides that the state board of education shall adopt a rule that addresses the responsibilities of the school corporation and the facility with regard to a student with an individualized education program. Requires the state board of education to adopt rules to implement these provisions, and allows the state board to adopt emergency rules.

DIGEST OF SB 465 (Updated March 25, 2013 5:34 pm - DI 84)

Indiana works councils. Authorizes the governor to designate one or more distinct geographic regions throughout Indiana, and establishes an Indiana works council (council) for each region. Provides that council members are selected and appointed by the governor. Requires the education roundtable to provide staff and administrative support to the councils. Requires each council to prepare and submit before November 1, 2013, a comprehensive evaluation of the career, technical, and vocational education opportunities available to high school students in its region. Provides that after December 31, 2013, each council may develop, subject to the approval of the Indiana state board of education, an alternative career, technical, or vocational educational curriculum for high school students in its region in order to offer those students opportunities to pursue internships and apprenticeships, learn from qualified instructors, and have a goal of: (1) earning an industry certification; (2) earning credits toward an associate degree; or (3) establishing a career pathway to a high wage, high demand job that is available in the region.

DIGEST OF SB 471 (Updated March 19, 2013 3:37 pm - DI 84)

Prescriptions for brand name drugs. Permits a health care practitioner to use words of similar meaning instead of the statutory phrase "Brand Medically Necessary" when writing a prescription for a brand name drug when the practitioner does not want the pharmacist to substitute, under certain government programs, a generically equivalent drug product for the brand name drug.

DIGEST OF SB 475 (Updated April 4, 2013 3:22 pm - DI 84)

County government study committee. Urges the legislative council to assign to a study committee during the 2013 interim, the topic of allowing counties to change the executive and legislative structure of

county government by placing: (1) all executive powers in a single county executive, instead of a board of commissioners; and (2) all legislative and fiscal powers in a county council. Provides that if the topic is assigned to a study committee, the study committee shall issue a final report to the legislative council containing the committee's findings and recommendations not later than November 1, 2013.

DIGEST OF SB 479 (Updated April 26, 2013 4:45 pm - DI 113)

Use tax on gasoline. Provides a new collection procedure for imposing and collecting state gross retail and use tax on the sale of gasoline based on gallons sold and a rolling four week average retail price per gallon. Specifies that the collection point is moved to the first purchaser of gasoline from a refiner, a terminal operator, or supplier. Requires the department of state revenue to monthly determine a use tax rate per gallon using the 7% gross retail and use tax rate. Requires all reports of gasoline use tax to be filed electronically and the taxes remitted using the department's online tax system. Changes from 25% to 15% the amount the retail price of gasoline must change before a new use tax rate may be set at a time other than at the time of the monthly rate setting. Provides that if the department changes the use tax rate determined for a month because the statewide average retail price per gallon of gasoline has increased by more than 15%, the new rate may not take effect earlier than 10 days after publication of the new rate. Requires the department to publish a tax notice on its Internet web site. Requires the notice to specify the source of the data used to determine the gasoline use tax rate and the statewide average retail price per gallon of gasoline. Provides that certain licensing information may be published by the department. Establishes a truck stop owner's license.

DIGEST OF SB 486 (Updated April 2, 2013 2:57 pm - DI 84)

Judicial officers. Allows the judges of the Hamilton superior court to jointly appoint a third full-time magistrate. Allows the judges of the Hendricks superior court to jointly appoint two full-time magistrates. Adds a second judge to the Owen circuit court, and establishes a unified circuit court in Owen County with two judges as of January 1, 2015. (The introduced version of this bill was prepared by the commission on courts.)

DIGEST OF SB 492 (Updated April 17, 2013 2:20 pm - DI 84)

Various telecommunications matters. Deletes expired provisions concerning rate transition periods for telecommunications service providers. Provides that a tariff filed by a telecommunications service provider as required by the utility regulatory commission (IURC) serves as public notice of the filing of the tariff. Repeals statutes concerning: (1) rate reduction programs; and (2) certain settlement agreements. Deletes certain reporting requirements of communications service providers to the IURC. Limits information requested by the IURC for certain purposes from a communications service provider to public information provided to the Federal Communications Commission. Repeals a chapter concerning telephone caller identification services. Provides that a communications service provider is not eligible for property tax exemptions for the facilities or technologies used in providing broadband service if the facilities or technologies are used in a location where wireline broadband service is provided. Repeals the Indiana lifeline assistance program. Makes conforming amendments.

DIGEST OF SB 496 (Updated April 16, 2013 2:35 pm - DI 84)

Control of ephedrine and pseudoephedrine. Specifies that ephedrine or pseudoephedrine may be sold only by a pharmacy or a retailer that uses the NPLEx tracking system. Allows a retailer who: (1) does not use the NPLEx tracking system; and (2) meets certain other requirements; to sell ephedrine or pseudoephedrine in convenience packages until January 1, 2014. Provides that: (1) a pharmacy may not sell more than 61.2 grams of ephedrine or pseudoephedrine to an individual in a 365 day period; and (2) an individual may not purchase more than 61.2 grams of ephedrine or pseudoephedrine in a 365 day period. Prohibits a person convicted of certain offenses involving methamphetamine from possessing ephedrine, pseudoephedrine, or phenylpropanolamine within seven years of the person's conviction, unless dispensed under a prescription. Increases the penalty for furnishing methamphetamine precursors to another person with knowledge that the recipient will use the precursors to manufacture a controlled substance if the person furnishes more than 10 grams of certain precursors. Removes a provision requiring certain signage where ephedrine or pseudoephedrine is sold.

DIGEST OF SB 494 (Updated April 27, 2013 1:21 am - DI 103)

Substitute natural gas. Defines "2011 order", "business day", and "savings". Makes additional findings concerning substitute natural gas (SNG). Requires the Indiana finance authority to submit certain contracts and agreements to the utility regulatory commission (IURC) for approval. Specifies that if a certified appellate opinion does not affirm the 2011 order in its entirety, the IURC shall, after notice and hearing, approve, reject, or require the modification of a purchase contract if in the public interest. Specifies certain factors the IURC must consider before taking action. Requires the IURC to issue a final order within 180 business days. Provides that a party that seeks to appeal a final order shall do so through an expedited direct appeal to the Indiana supreme court under rules to be adopted by the Indiana supreme court. Authorizes the IURC to adopt rules, including rules establishing filing deadlines. Requires the IURC to study the sales price of natural gas and report the study results in an electronic format to the general assembly by November 30, 2013.

DIGEST OF SB 499 (Updated March 19, 2013 3:41 pm - DI 84)

PERF and prosecutor pension. Exempts from participation in the public employees' defined contribution plan (annuity savings account only plan) (plan) and the retirement medical benefits account (account) within the public employees' retirement fund (PERF) employees of the state who are employed by: (1) a body corporate and politic of the state created by state statute; or (2) a state educational institution; unless the chief executive officer of the body or institution elects to participate in the plan or the account by submitting a written notice of the election to the director of the Indiana public retirement system (system). Provides that the board of trustees of the system (board) shall grant service credit to a participant who withdrew from the prosecuting attorneys retirement fund (fund) for years of service accrued before the withdrawal if the participant pays into the fund the full amount of the money received when the participant withdrew, plus interest at a rate specified by rule by the board. Establishes the amount of the PERF pension offset for a participant (and the surviving spouse and dependent child of a participant) in the fund who is also a member of the plan.

DIGEST OF SB 500 (Updated April 10, 2013 6:27 pm - DI 84)

Residential settings for developmentally disabled individuals. Allows certain community based residential services providers who: (1) were in existence on January 1, 2013; (2) have more than 4 individuals with developmental disabilities residing in the program; and (3) are converting from a supervised group living program to a supported living service arrangement; to continue to provide services to the same number of individuals in the supported living setting.

DIGEST OF SB 506 (Updated March 19, 2013 3:43 pm - DI 84)

Unemployment insurance. Requires a professional employer organization (PEO) to use the client level reporting method for purposes of reporting and paying all required contributions to the unemployment compensation fund unless the PEO elects the PEO level reporting method. Provides that a PEO that initially elects the PEO level reporting method may subsequently elect the client level reporting method by notifying the department of workforce development (department) not later than December 1 of the calendar year before the calendar year in which the election is effective. Provides that a PEO using the client level reporting method may not change its reporting method. Requires a PEO and its related entities to use the same reporting method for all clients. Establishes a procedure for an acquirer or a PEO to request and receive a statement from the department indicating whether an account being acquired or transferred is in good standing, and provides that, if the statement shows that the account is in good standing and the department later discovers an outstanding liability associated with the acquired or transferred account, the department: (1) may not assess a delinquent employer rate modification based on the account for which a statement was received; and (2) in the case of a PEO, shall administratively separate the acquired or transferred client account from the PEO until the liability is recovered. Makes a technical correction concerning successor employer contribution rates. Repeals in Title 27 and establishes in Title 22 language concerning the determination and payment of employer contribution rates by a PEO. Voids obsolete department rules concerning PEOs.

DIGEST OF SB 509 (Updated March 25, 2013 5:45 pm - DI 84)

Human trafficking. Makes it promotion of human trafficking of a minor to knowingly or intentionally recruit, harbor, or transport a child less than 18 years of age with the intent of: (1) engaging the child in forced labor or involuntary servitude; or (2) inducing or causing the child to engage in prostitution or an unlawful performance that includes sexual conduct. (Current law applies only to a child less than 16 years of age and does not apply to an unlawful performance.) Makes it sexual trafficking of a minor to knowingly or intentionally sell or transfer custody of a child less than 18 years of age for sexual purposes. (Current law applies only to a child less than 16 years of age).

DIGEST OF SB 517 (Updated April 26, 2013 7:00 pm - DI 58)

Local government finance. Specifies that an eligible school corporation may adopt a resolution before January 1, 2014, to use certain debt restructuring statutes. Extends the assessment schedule for outdoor advertising through the 2016 assessment date. Provides that real property leased wholly or in part to a state agency is exempt from property taxes if the lease requires the state agency to reimburse the owner

for property taxes. Provides a property tax exemption for signs manufactured for the Indiana department of transportation to comply with federal highway funding requirements under federal law. Creates a five year pilot program to require the department of local government finance (DLGF) to review and analyze certain improved residential property data submitted for North Township in Lake County and for Center, Wayne, and Washington townships in Marion County. Requires the DLGF to separate the parcels in these townships into four comparable groups and separately review and analyze data for each of the four groups and to prepare a coefficient of dispersion study and a property sales assessment ratio study for each group. Provides that the \$50 penalty that may be imposed against a taxpayer in certain property tax appeal circumstances may not be added as an amount owed on the property tax statement. Authorizes the DLGF to establish a three year pilot program concerning nonbinding review of budgets, property tax rates, and property tax levies. Provides that for a county to be eligible for designation as a pilot county, the county fiscal body must adopt a resolution and submit an application to the DLGF. Allows the DLGF to designate not more than three counties as pilot counties. Specifies that the following apply in 2014 and thereafter in a pilot county: (1) Each taxing unit in the pilot county must file with the DLGF the taxing unit's proposed budgets, property tax rates, and property tax levies. (2) When formulating the taxing unit's estimated budget, property tax rate, and property tax levy, each taxing unit shall consider estimated consequences of the circuit breaker property tax credits. (3) The DLGF shall prepare an analysis of the proposed budgets, property tax rates, and property tax levies submitted by taxing units in the pilot county and provide the analysis to the county fiscal body and to the fiscal body of each taxing unit in the pilot county. (4) Upon request by the county fiscal body, representatives of the DLGF shall appear before the county fiscal body to review the analysis. (5) The county fiscal body shall review the proposed budgets, property tax rates, and property tax levies of each taxing unit in the pilot county and the total tax rate of each taxing district in the county, and shall issue a nonbinding recommendation to each taxing unit. Provides that if the majority of the individuals serving on a governing body of a taxing unit are not elected officials and the assessed valuation of the taxing unit is not entirely contained within a city or town but the majority of the individuals serving on the governing body are appointed by the city or town, the governing body shall submit its proposed budget and property tax levy to the city or town fiscal body rather than the county fiscal body. Provides for a school corporation whose voters adopted a referendum after November 1, 2009, and before May 1, 2010, that the property tax revenue from the referendum is to be distributed to the school corporation instead of the redevelopment commission having taxable property within the school corporation (applies to revenue received after 2013). Specifies that a homestead is eligible for the 1% circuit breaker cap if the homestead has actually been granted a standard deduction. Specifies, for purposes of protecting debt service funds under the property tax circuit breaker credit, that the political subdivision may determine the allocation of property tax reductions from the circuit breaker credit to funds receiving only unprotected taxes using only the funds of the political subdivision that incurred the debt and not other political subdivisions. Specifies that the allocation is to be made using only the taxing districts for which there was an impact from granting the circuit breaker credit. Specifies that the revenue for a fund receiving protected taxes is also reduced if the revenue reallocation from funds receiving only unprotected taxes is insufficient to offset the amount of the circuit breaker. Permits a political subdivision to transfer money to meet debt service obligations from any other available source if a fund receiving protected taxes also has to be reduced. Limits the amount of the transfer to the shortfall, and requires that the transfer must be specifically identified as a debt service obligation transfer for each affected fund. Permits losses to be allocated proportionately among protected

and unprotected taxes in 2013. Requires the DLGF to annually (instead of biennially) review each coefficient of dispersion study for each township and county and annually (instead of quadrennially) review each sales assessment ratio study for each township and county. Provides that if a county auditor in a county other than Marion County determines that property is not eligible for the standard deduction and the property taxes, interest, and penalties are collected within 30 days after a notice is issued to the taxpayer, the amount of the increased property taxes, interest, and penalties deposited in the county auditor's nonreverting fund may not exceed \$100,000 per year, and any amount exceeding \$100,000 must be deposited in the county general fund. Permits an airport authority to transfer up to 5% of its budget each year to its cumulative building fund. Changes the deadline for solid waste management districts to submit certain information to the DLGF from February 1 to March 1. Permits a school corporation to make a transfer from its general fund to its transportation fund or school bus replacement fund if more than 75% of its transportation fund levy or bus replacement fund levy is lost due to: (1) the application of the circuit breaker credit; plus (2) the tax allocations made to protect taxes that are protected from the circuit breaker credit. Limits the general fund transfer to 50% of the revenue lost by the impacted fund. Provides that in the case of a school corporation designated after June 30, 2013, as distressed by the distressed unit appeal board (board) upon submission of a petition by the school corporation requesting the designation, the board shall appoint an emergency manager for the school corporation. (Under current law, the board is required to appoint an emergency manager for each political subdivision, other than a school corporation, that is designated as distressed.) Allows the board to approve a petition submitted jointly by the governing body and the superintendent of a school corporation requesting authority to transfer before July 1, 2015, excess funds in the school corporation's debt service fund to the school corporation's transportation fund. Allows a school corporation in LaPorte County to exchange real property for services provided by another governmental agency. Urges the legislative council to assign to an interim study committee the study of the budgeting process for political subdivisions. Allows various taxing units to adjust levies and borrow money to offset a levy reduction. Authorizes a taxpayer to claim a property tax exemption for the March 1, 2009, assessment date for property leased to the bureau of motor vehicles or bureau of motor vehicles commission. Forgives property taxes, penalties, or interest for various properties owned by nonprofit organizations.

DIGEST OF SB 518 (Updated April 15, 2013 2:39 pm - DI 84)

Various election law matters. Repeals obsolete references to "pasters" (formerly used as stickers to correct ballots), and changes the language of certain ballot instructions. Expands the definition of "voting mark" to refer to marks used in all types of voting systems. Specifies procedures for the approval of certain election forms and the voter's bill of rights and the nomination of poll workers. Permits the state chair of a major political party to appoint watchers, with the same rights and duties as the watchers appointed under current law by county party chairs. Specifies procedures for candidate filings, the processing of candidate petitions, certification of school board candidates, and processing requests for transfers or cancellation of registration by voters. Specifies that certain Libertarian Party or independent candidates for local office are required to file the same statement of economic interest required for major party candidates for the office. Establishes a deadline for filing a candidate challenge to a write-in candidate for school board office and for a county election board to make a determination regarding that challenge. Specifies the procedures to be followed when a candidate in a primary election dies after the printing of ballots by a county election board, and that if the deceased candidate receives the most votes

in a primary election, a candidate vacancy results which may be filled by the political party. Makes changes concerning standards for the selection of polling places, and the procedures for providing proof of identification and the processing of absentee ballot applications. Provides that when a conflict exists between a map of a precinct and the boundaries of a precinct described by the county in a precinct establishment order, the precinct boundary is the description set forth in the order, rather than the map, to the extent of any conflict. Provides that in office absentee voting, voting begins 28 days (rather than 29 days) before the election and that a county resolution to establish satellite offices expires on the January 1 following its adoption. Makes changes concerning recounts and contests. Changes the public question certification process for a local government reorganization public question. Specifies the schedule for conducting special elections when a vacancy occurs in the office of U.S. Senator or circuit court judge and the procedures for filling other office vacancies and placing certain public questions on the ballot. Establishes penalties for certain election law violations, and amends the definition of "electioneering" within the polling place and chute. Requires that during the 2013 legislative interim, the census data advisory committee study: (1) methods for enabling an emergency first responder responding to an emergency declaration to receive an absentee ballot or absentee ballot application by electronic mail or fax; and (2) the impact of sending written communications to a voter containing false vote history information regarding that voter. Removes certain obsolete references. Resolves some conflicts with other bills.

DIGEST OF SB 519 (Updated April 25, 2013 1:48 pm - DI 84)

Various election law matters. Defines "domicile", "inhabitant" and "immediate family" for purposes of election law. Removes references to "pastors". Specifies that a county order to use electronic poll books applies to all precincts in a county conducting an election. Makes changes in the standards for determining residency of voters and candidates. Requires the NVRA official to conduct an annual residency confirmation and outreach procedure. Establishes the voter education outreach fund to receive, hold, and disburse funds for education and outreach to citizens concerning voter rights and responsibilities. Permits county vote center plans to designate other titles for precinct election officials. Provides that the county vote center plan must specify which precinct election officer is to perform a duty required of a precinct election officer by the election code. Provides that vote center plans are required to include certain provisions applicable only when an election is not being held in all of a county. Provides that the NVRA official (rather than the secretary of family and social services) designates "full service" registration agencies. Makes several other changes regarding the designation of voter registration agencies. Provides that the subscription of an entity to statewide voter registration file information expires on the first January 1 following payment of the annual fee. Requires that a poll list used in a primary indicate if a voter is less than 18 years of age. Specifies that a state agency or county voter registration office receiving a voter registration application through the statewide voter registration system is not subject to the requirements applicable to a person who takes custody of an individual's voter registration application. Provides that a voter registration application is considered incomplete if another person takes custody of the application from the applicant, and files the application with the county voter registration office without including certain information to be provided by the person with custody of the application. Specifies that registration forms previously approved by the Indiana election commission which do not comply with the requirements to provide a space for a sworn statement of the name and address of an individual who received the form from the applicant, the date on which the form

was received from the applicant, and contain a receipt to be given to the applicant from the individual who receives the application may not be used after December 31, 2013 or accepted by a county voter registration office. Requires comparison of voter lists from certain neighboring states and others with the Indiana voter registration list to identify duplicate registrations and any cases in which a voter cast a ballot in more than one state during the same election. Requires a county voter registration office to cancel the registration of a voter if the office receives certain notices of the voter's death. Requires the state department of health and the election division to obtain certain information about the deaths of Indiana residents for purposes of maintaining voter registration records. Establishes procedures for county processing of voter registration record cancellations. Provides that a "tablet" may be used in place of a signature pad to capture a voter's signature at the polls in counties using electronic poll books. Establishes standards regarding the storage and archiving of information obtained from electronic poll books. Requires that the statewide voter registration system be able to upload vote history and other information from an electronic pollbook certified by the secretary of state for use in Indiana at the end of each day absentee voting is conducted using the electronic pollbook. Requires that an electronic pollbook must be able to permit vote history to be quickly and accurately uploaded into the statewide voter registration system on each day after absentee voting concludes in the clerk's office, a satellite clerk's office, or a vote center. Requires that a signature pad used with an electronic pollbook must capture the image of the signature made by the voter for retention as part of the records of the election. Permits the county election board of a county that is not a vote center county to adopt an order to use electronic poll lists. Establishes additional standards for electronic poll lists. Permits the family and social services administration and the state department of health to transmit voter registration applications by first class mail. (Current law requires the use of certified mail, when mail is used.) Provides that the polls may not be located in a structure on or in which is affixed any display visible to a voter of political preference or party allegiance. Specifies that this does not prohibit the location of the polls in a structure that includes any pictures, photographs, or other likenesses of any currently elected federal, state, county, or local official, other than within the polls or chute. States that an individual commits a violation when knowingly making a false statement regarding the voter's address (whether the address has changed or remains the same as set forth on the poll list). Provides that a government employee may not knowingly or intentionally: (1) use certain property of the employee's government employer to solicit a contribution, advocate the election or defeat of a candidate, or advocate the approval or defeat of a public question; or (2) distribute campaign materials advocating: the election or defeat of a candidate; or the approval or defeat of a public question; on the government employer's real property during regular working hours. Provides that the prohibitions do not apply to activities permitted under the statute governing issuance of bonds or other evidences of indebtedness by a political subdivision. Provides that a violation of the prohibition is a Class A misdemeanor. Provides that a second or subsequent conviction for a violation is a Class D felony. Makes technical changes. Repeals: (1) obsolete procedures relating to designation of voter registration agencies; (2) a requirement for counties to have an NVRA implementation plan; (3) requirements relating to making memoranda of voter registration documents; (4) statutes relating to pasters; (5) sample ballots; and (6) delivery of absentee ballot applications.

DIGEST OF SB 523 (Updated April 16, 2013 2:37 pm - DI 84)

Off-road vehicles and snowmobiles. Transfers responsibility for the registration of off-road vehicles and

snowmobiles to the bureau of motor vehicles (bureau) after December 31, 2013. (Currently, the department of natural resources is responsible for the registration of off-road vehicles and snowmobiles.) Provides that a city, county, or town may adopt an ordinance that allows an off-road vehicle to operate on a highway under the jurisdiction of the city, county, or town. Sets fees for the registration of off-road vehicles and snowmobiles and services related to registration. Provides that a person that sells at least 12 snowmobiles a year after December 31, 2013, is a dealer. Specifies that: (1) fees for the registration of off-road vehicles and snowmobiles performed by the bureau shall be deposited in the off-road vehicle and snowmobile fund; and (2) registration fees for off-road vehicles and snowmobiles do not include a crossroads 2000 fee or a public service fee. Specifies that off-road vehicles and snowmobiles are not subject to the motor vehicle excise tax or motor vehicle insurance requirements. Makes conforming amendments.

DIGEST OF SB 524 (Updated April 11, 2013 11:49 am - DI 84)

Indiana-Michigan state boundary commission. Reconstitutes the Indiana-Michigan boundary line commission to include members from the state of Michigan. Provides for procedures for the commission's meetings and contracting with professionals to assist the commission in doing the commission's work. Describes the commission's duties. Extends the commission's expiration date from July 1, 2015, to July 1, 2018.

DIGEST OF SB 526 (Updated April 23, 2013 2:15 pm - DI 102)

PERF membership and retirement benefits. Provides that, after June 30, 2013, members and full-time employees of the state lottery commission are members of the public employees' retirement fund (PERF). Provides that a retired member of PERF who, after June 30, 2013, begins a period of reemployment in a position covered by PERF continues to receive a retirement benefit, but does not earn a supplemental retirement benefit for the member's period of reemployment. Provides that a retired member of PERF who, before July 1, 2013, begins a period of reemployment in a position covered by PERF earns a supplemental benefit for the member's entire period of reemployment. (Currently, a member of the Indiana state teachers' retirement fund who retires and is reemployed in a position covered by the Indiana state teachers' retirement fund continues to receive a retirement benefit, but does not earn a supplemental retirement benefit for the member's period of reemployment.)

DIGEST OF SB 527 (Updated March 26, 2013 3:20 pm - DI 84)

Judges' pensions. Urges the legislative council to assign to the pension management oversight commission the task of studying the retirement, disability, and death benefits currently provided to judges and full-time magistrates.

DIGEST OF SB 528 (Updated April 27, 2013 12:38 am - DI 92)

Gaming. Authorizes the use of limited mobile gaming systems at racetracks, satellite facilities, and in the gaming area of a riverboat or racino. Allows gaming licensees to deduct adjusted gross receipts attributable to free play wagering. Provides that the total amount deducted by a licensee for free play

may not exceed \$2,500,000 in state fiscal year 2013 and \$5,000,000 in state fiscal years 2014 through 2016. Provides that certain local development agreement reports must be made available through the Indiana transparency web site for local government. Provides that the lowest bracket of the wagering tax rate schedule for riverboats that had less than \$75,000,000 of adjusted gross receipts during the preceding state fiscal year is 5% instead of 15%. Imposes an additional tax of \$2,500,000 if the riverboats taxed under the alternative schedule receive adjusted gross receipts exceeding \$75,000,000 in a particular state fiscal year. Requires the gaming commission to study the use of complimentary promotional credit programs. Repeals obsolete provisions concerning the riverboat admissions taxes formerly distributed to the horse racing commission. Makes technical corrections.

DIGEST OF SB 529 (Updated March 19, 2013 3:51 pm - DI 84)

Office of energy development. Establishes the Indiana office of energy development (office) within the office of the governor. Provides that the director of the office is the chief energy officer of the state. Provides that the office administers: (1) the alternative fuel fueling station grant program; (2) the alternative fuel vehicle grant program for local units; (3) the energy development fund; (4) a low interest revolving loan program in consultation with the Indiana recycling market development board; (5) the Indiana coal research grant fund; (6) the green industries fund, in consultation with the Indiana economic development corporation; (7) the office of alternative energy incentives and the alternative energy incentive fund; (8) the E85 fueling station grant program, in consultation with the Indiana department of agriculture; and (9) the center for coal technology research and the coal technology research fund. Retains the administration of the home assistance and weatherization programs with the office of the lieutenant governor. Transfers the powers, duties, assets, liabilities, and rules relating to energy and energy development from the following entities to the office: (1) The lieutenant governor. (2) The center for coal technology research. Provides that the office may adopt rules to carry out its responsibilities. Abolishes duties of the lieutenant governor relating to energy policy. Establishes the Indiana office of defense development. Transfers to the Indiana office of defense development the powers, duties, assets, liabilities, and rules relating to defense from the office of energy and defense development. Provides that the Indiana office of defense development may adopt rules to carry out its responsibilities. Makes conforming amendments.

DIGEST OF SB 530 (Updated April 25, 2013 3:06 pm - DI 104)

Schedule for electronic benefits transfers. Requires the division of family resources (division) to, beginning January 1, 2014, implement a schedule for the distribution of Supplemental Nutrition Assistance Program (SNAP) benefits from the fifth through the twenty-third day of each month. Requires the legislative council to assign during the 2013 legislative interim the study of whether Indiana should require the following concerning the SNAP program: (1) a photograph of the SNAP recipient on the recipient's electronic benefits transfer (EBT) card; (2) placement of a SNAP recipient's photograph on the recipient's EBT card; and (3) distribution of SNAP benefits on a bimonthly basis.

DIGEST OF SB 532 (Updated April 11, 2013 11:50 am - DI 84)

Higher education student loans. Permits the Indiana Secondary Market for Education Loans, Inc.

(corporation) to become a direct lender of postsecondary education loans for purposes of attending both Indiana and non-Indiana postsecondary education institutions. Allows the board of directors of the corporation to meet in executive session to protect proprietary business information. Provides that a committee appointed by the board of directors of the corporation is not required to have a minimum number of members present at the place where the meeting is conducted in order to conduct an electronic meeting. Repeals a provision concerning meetings by conference telephone, or similar communications equipment, of the board of directors of the corporation. Repeals the law that establishes the secondary market sale fund.

DIGEST OF SB 535 (Updated April 4, 2013 3:23 pm - DI 84)

Airport authorities. Specifies that if the fiscal body of Clark County establishes an airport authority with four members, one of the members shall be appointed by the legislative body of the town of Sellersburg and three members shall be appointed by the county executive of Clark County. Provides that the board of the airport authority may consist of five members if the county fiscal body adopts an ordinance or resolution under the provision in current law authorizing such a five member board. Provides that if the board of the airport authority consists of five members, three of the members of the board shall be appointed by the county executive of Clark County, one of the members of the board shall be appointed by the fiscal body of Clark County, and one of the members of the board shall be appointed by the legislative body of the town of Sellersburg. Specifies, however, that the individuals serving as members of the Clark County board of aviation commissioners at the time the airport authority is established shall become the initial members of the board of the airport authority. Provides that if the fiscal body of Clark County establishes an airport authority: (1) the airport authority shall be named the South Central Regional Airport Authority; and (2) the airport authority's budget, tax levies, and bonds or leases payable from property taxes must be approved by the Clark County fiscal body. Requires the board of the airport authority to maintain liability insurance coverage in an amount determined sufficient by the board. Requires the board of the airport authority to issue for each year an annual report that contains certain elements and to present the annual report at public hearings of the county executive of Clark County, the fiscal body of Clark County, and the legislative body of the town of Sellersburg.

DIGEST OF SB 536 (Updated March 28, 2013 3:02 pm - DI 84)

Synthetic drugs. Permits the attorney general to issue a civil investigative demand to obtain immediate access to records relating to the sale of synthetic drugs. Provides that the department of state revenue may revoke a retail merchant certificate if the holder commits certain violations relating to synthetic drugs. Provides that a person may be intoxicated if the person consumes any substance resulting in impairment, with certain exceptions. Permits the board of pharmacy, on its own initiative or upon formal request from the state police department, the federal Drug Enforcement Administration, or a poison control center, to adopt an emergency rule declaring certain substances to be synthetic drugs. Permits the attorney general to bring an action to abate a nuisance created in connection with the sale of synthetic drugs. Authorizes the seizure of certain property used in connection with dealing in synthetic drugs. Defines additional substances as synthetic drugs, and makes the sale or possession of a synthetic drug lookalike substance a criminal offense. Adds dealing in synthetic drugs to the list of racketeering

offenses. Makes conforming amendments.

DIGEST OF SB 537 (Updated April 11, 2013 11:52 am - DI 84)

Secretary of state, dealer services, and vehicles. Establishes a dealer services division (division) within the office of the secretary of state (secretary), and provides that the division administers and has jurisdiction over vehicle dealer (dealer) services (services). Establishes procedures: (1) for administration of the division; and (2) for judicial action concerning the division. Requires the secretary of state to adopt emergency rules before January 1, 2014, to carry out the secretary of state's duties. Requires the secretary of state to adopt rules before July 1, 2014, to replace the emergency rules. Provides that a person who violates statutes or rules pertaining to services or an order issued by the secretary pertaining to services is subject to a civil penalty of up to \$10,000 for each violation. Establishes the dealer enforcement account to be used to support the division. Provides for criminal penalties for certain violations pertaining to services. Provides for criminal penalties for certain actions relating to unfair practices committed by persons subject to licensing by the division. Establishes the motor vehicle sales advisory board. Includes a transfer dealer as a dealer. Repeals and relocates language concerning dealer services and adds language concerning the requirements for a license for a wholesale dealer. Adds a dealer-wholesale license plate and a fee for the license plate. Provides that an auto auctioneer is a person providing a place of business or facilities for the purchase and sale of more than three motor vehicles a year. (Under current law the threshold is one motor vehicle a year.) Provides that the 30 business day period for purposes of determining whether a reasonable number of attempts have been made to correct a nonconformity in the sale of certain motor vehicles is extended by any period during which repair services are unavailable due to civil unrest, fire, a natural disaster, a terrorist attack, an act of God, or war. (Current law extends the period only when repair services are unavailable due to a strike.) Provides that a dealer who fails to deliver a certificate of title within a certain time frame is subject to certain civil penalties for violations that occur within a calendar year. Requires a dealer to make payment to a third party to satisfy any obligation secured by the vehicle within 10 days after the date of sale. (Current law requires that the payment be made within five days of sale.) Makes it a Class D felony for a disposal facility, a scrap metal processor, or an agent of a disposal facility or scrap metal processor to knowingly, intentionally, or recklessly buy a motor vehicle that is less than 15 model years old without a certificate of title for the motor vehicle. Makes it a Class A misdemeanor for a dealer who sells, exchanges, or transfers a rebuilt vehicle without disclosing in writing to the purchaser, customer, or transferee, before consummating the sale, exchange, or transfer, the fact that the vehicle is a rebuilt vehicle, if the dealer knows or should reasonably know the vehicle is a rebuilt vehicle. Permits the secretary to commence a proceeding to administratively dissolve a corporation if the secretary receives credible evidence that the corporation is engaged in illegal activity or activity not authorized by the corporation's articles of incorporation. Repeals provisions superseded by this bill. Makes conforming amendments and technical corrections. Makes an appropriation.

DIGEST OF SB 538 (Updated April 2, 2013 4:29 pm - DI 84)

Various motor vehicle issues. Makes various changes to motor vehicles laws concerning credentials, convictions, restrictions, and suspensions. Amends related definitions. Amends certain requirements for

various driver's licenses. Amends provisions concerning examinations and investigations for licenses. Specifies minimum terms of suspension of driving privileges for various offenses. Provides that a nonresident must be at least 16 years and 180 days of age to operate a motor vehicle on a highway. Changes the membership of the motorcycle operator safety education program advisory committee. Makes technical corrections and corresponding changes.

DIGEST OF SB 544 (Updated April 26, 2013 7:04 pm - DI 58)

State and local tax administration. Specifies the dates by which an ordinance to impose, increase, decrease, or rescind a county income tax must be adopted and the date the ordinance takes effect. Specifies that county auditors shall send a certified copy of ordinances to impose, increase, decrease, or rescind a county income tax rate to the department of state revenue (department), the budget agency, and the department of local government finance in an electronic format approved by the director of the budget agency. Provides that if the commissioner of the department determines that an ordinance to impose, increase, decrease, or rescind a county income tax rate was not adopted according to the statutory requirements: (1) the commissioner shall notify the county auditor that the ordinance was not adopted according to the requirements of the statute and shall specify the corrective action that must be taken for the ordinance to be in compliance with the statute; and (2) the ordinance may not take effect until the corrective action is taken. Provides that before August 2 of each calendar year, the budget agency shall provide to each county auditor an estimate of the amount of county income tax that will be distributed to the county, based on known tax rates. Requires the budget agency to certify before October 1 the amount of a county's certified distribution of county income tax for the following year. Provides that a county is entitled to a supplemental distribution of county income tax if the budget agency determines that the balance in the county's trust account exceeds 50% (rather than 150%, under current law) of the certified distributions to be made in the following year. Provides that the bureau of motor vehicles (rather than the auditor of state) shall make required distributions and transfers of boat excise tax revenue. Requires the auditor of state to recalculate the state welfare and tuition support allocation amount to be recaptured by the state from certain excise tax distributions if a new taxing district is established or if the boundaries of a taxing district change. Requires the bureau of motor vehicles to verify the accuracy and completeness of certain information on vehicle registration forms. Specifies that if the department makes a refund of sales taxes, cigarette taxes, tobacco products taxes, or alcoholic beverage taxes, the department shall charge each fund into which the taxes have been allocated or distributed with that fund's proportionate share of the amount of taxes refunded. Requires the department to provide information concerning county road mileage to the auditor of state before April 1 of each year, for purposes of determining distributions from the motor vehicle highway account. Provides that if the alcohol and tobacco commission or the bureau of motor vehicles notifies the professional licensing agency that a person has an outstanding balance due, the professional licensing agency shall not issue or renew the person's license until the person provides to the licensing agency a statement from the commission or the bureau indicating that the outstanding balance has been satisfied. Requires businesses operating in certain special tax areas and districts to annually report information that the department determines necessary to calculate the incremental taxes that will be captured by the district or area. Requires taxpayers that file consolidated tax returns also to file annually an informational return for each business location of the taxpayer within such a district or area. Provides that if taxpayers located in such

special tax areas or districts fail to report required information or file required informational returns, the department shall use the best information available in calculating the amount of incremental taxes in the area or district. Provides that the department may release information concerning total incremental tax revenue from such a district or area to the fiscal officer of the political subdivision or other entity that established the district or area, if that fiscal officer enters into an agreement with the department specifying that the information will be used solely for official purposes. Urges the legislative council to assign to an interim study committee the study of the administration of the county adjusted gross income tax, county option income tax, and county economic development income tax.

DIGEST OF SB 553 (Updated April 11, 2013 11:57 am - DI 84)

Vision testing. Defines "vision screening" for the testing of certain students. Specifies that modified clinical technique vision tests for students must be performed by a licensed ophthalmologist or optometrist. Sets forth standards for vision tests. Modifies reporting requirements for the results of vision tests and waivers of vision tests.

DIGEST OF SB 554 (Updated April 24, 2013 3:12 pm - DI 104)

Telehealth and telemedicine services reimbursement under Medicaid. Requires the office of Medicaid policy and planning (office) to reimburse a home health agency for telehealth services under the Medicaid program. Requires the office to reimburse a federally qualified health center, a rural health clinic, a community mental health center, and a critical access hospital for telemedicine services under the Medicaid program regardless of the distance between the provider and the patient. Requires the health finance commission to study during the 2013 legislative interim issues concerning extending telehealth and telemedicine services under the Medicaid program.

DIGEST OF SB 558 (Updated March 25, 2013 5:50 pm - DI 84)

Land surveyors. Revises the law on the registration of land surveyors to provide instead for the registration of "professional surveyors". Revises the law on the certification of registered land surveyors in training to provide instead for the certification of "surveyor interns". Provides a new definition of "the practice of surveying" in recognition of technical changes in the practice. Defines "authoritative" when used to describe products, processes, applications, or data resulting from the practice of surveying. Provides that photogrammetrists must be certified by a national scientific organization. Makes conforming changes.

DIGEST OF SB 559 (Updated April 17, 2013 2:19 pm - DI 84)

Fraud. Establishes procedures for filing a civil action on behalf of the state to recover money owed to the state, plus civil penalties and damages, due to the filing of a false claim under the Medicaid program. Provides that the attorney general and the inspector general have concurrent jurisdiction to investigate such false claims. Permits an individual to file a civil action concerning false Medicaid claims on behalf of the individual and the state, and specifies the amounts an individual is entitled to receive if the state

prevails in the action. Under certain conditions, allows the attorney general or the inspector general to intervene in an action filed by an individual or to seek dismissal of that action. Provides enhanced relief for a whistleblower who has been retaliated against by an employer for assisting in an investigation concerning a false Medicaid claim. Specifies that all state agencies shall cooperate with the department of state revenue (department) in tax administration by providing, at no charge to the department, relevant information that the department requests, including monthly reports identifying the use of a fraudulent identity. Requires the department of correction to annually provide to the department an electronic file listing the name and Social Security number of each individual under the jurisdiction of the department of correction. Requires the state department of health to annually provide to the department an electronic file listing the name of each individual for whom an Indiana death certificate was issued during the last year. Requires the state excise police to investigate allegations of electronic benefit transfer (EBT) fraud. Requires an owner, vendor, or third party processor of an automated teller machine or point of sale terminal to disable access to electronic cash assistance benefits in specified prohibited locations. Requires the division of family resources to assist owners, vendors, and third party processors in carrying out this provision. Makes it a Class B infraction for a person to violate these provisions. Requires the division of family resources to establish a process for certain recipients to follow in order to receive a replacement EBT card. Sets forth the Medicaid ineligibility time frame for a person who is convicted of forgery, fraud, legend drug deception, and other deceptions related to the application for or receipt of Medicaid assistance. Requires a transportation provider that applies to enroll in the Medicaid program to file with the office of Medicaid policy and planning a surety bond to be used for specified purposes. Provides certain exceptions. Includes pharmacy benefit managers in the definition of "insurer" for purposes of releasing specified information to the office of Medicaid policy and planning (office) and the office's agents. Requires the office to visit certain Medicaid providers and provider applicants if certain conditions are met. Requires a national criminal history background check on certain Medicaid provider applicants at the cost of the applicant. Allows an audit and inspection of completed school lunch program applications to ensure that applicants meet the requirements to participate in the program.

DIGEST OF SB 560 (Updated April 11, 2013 12:00 pm - DI 84)

Utility transmission. Provides for the establishment by counties of infrastructure development zones in which natural gas, broadband and advanced services, and water infrastructure is exempt from property taxation. Allows a customer of an electricity supplier that is: (1) a public utility; and (2) under the jurisdiction of the utility regulatory commission (commission) for the approval of rates and charges; to petition the commission for a temporary discount to the demand component of the customer's rates and charges established in the electricity supplier's applicable standard tariff for service to a single Indiana facility of the customer. Requires: (1) preapproval by the economic development corporation (IEDC) of the customer's requested temporary discount amount; and (2) that an electricity supplier defer the cost of a discount for subsequent recovery in its next general retail electric rate case. Requires the utility consumer counselor (counselor) to investigate a utility's petition for a transmission, distribution, and storage system improvement charge (TDSIC) and report its activities to the commission. Authorizes the counselor to request additional funding from the budget agency. Allows a utility to designate a test period for the commission to use in determining an increase in the utility's rates and charges. Provides that a utility may impose a temporary increase in rates and charges while its rate case is pending before

the commission. Requires a utility to provide a refund, with interest, to customers if the temporary rates and charges exceed the rates and charges approved by the commission. Authorizes a utility that provides electric or gas service to petition the commission to recover TDSIC costs. Requires the utility to petition the commission for approval of a seven year plan for eligible transmission, distribution, and storage improvements. Requires the Indiana department of transportation to develop a program to coordinate the use of public rights-of-way with utilities when the department undertakes an infrastructure improvement project.

DIGEST OF SB 561 (Updated April 15, 2013 2:40 pm - DI 84)

Indiana 2016 Bicentennial Commission. Creates the Indiana 2016 bicentennial commission to: (1) plan and develop activities appropriate to commemorate Indiana's statehood; (2) encourage private organizations and local governments to organize and participate in activities that highlight the bicentennial; and (3) help coordinate and promote bicentennial activities throughout Indiana.

DIGEST OF SB 563 (Updated April 25, 2013 2:57 pm - DI 96)

Various motor vehicle issues. Amends various provisions concerning certificates of title and registrations for motor vehicles and watercraft. Relocates chapter concerning special identification numbers. Amends various provisions concerning license plates. Exempts recipients of Purple Heart license plates from parking fees and fines. Amends various provisions relating to abandoned vehicles and mobile homes. Provides that a motor vehicle that is at least 25 years old is not required to have a catalytic converter installed as equipment on the motor vehicle unless a catalytic converter on the motor vehicle is required by certain rules relating to air quality. Makes conforming amendments and technical corrections.

DIGEST OF SB 564 (Updated April 1, 2013 3:09 pm - DI 84)

Veterans preference on state contracts. Provides that an Indiana veteran owned small business (VOSB) is eligible for the small business set aside procurement policy for state procurements and for procurements by political subdivisions that have adopted the set aside policy. Provides that the 15% price preference for small businesses applies to Indiana VOSBs. Requires the department of administration to adopt rules to increase contracting opportunities for Indiana VOSBs with a goal to procure in each state fiscal year at least 3% of state contracts with Indiana VOSBs. Provides that the Indiana economic development corporation may assist the department of administration: (1) compiling and maintaining a list of Indiana VOSBs; (2) assisting Indiana VOSBs to comply with procedures for bidding on state contracts; (3) helping determine which purchases of supplies or services are consistent with the state's VOSB procurement goal; and (4) simplifying specifications and contract terms to increase opportunities for Indiana VOSB participation in state contracts. Provides for the development of programs to encourage cities, counties, towns, townships, and private businesses to adopt the state's VOSB procurement goal. Requires the department of administration to report on the percentage of state contracts with Indiana VOSBs.

DIGEST OF SB 567 (Updated March 19, 2013 4:33 pm - DI 84)

Uniform crime reporting system. Requires the data division of the state police department to notify the Indiana criminal justice institute if a public official or agency dealing with crime or criminals fails to comply with its statutory reporting duties. Permits the Indiana criminal justice institute to withhold certain funds from a public official or agency that has failed to comply with its reporting requirements, and permits the institute to reinstate withheld funds if the public official or agency complies with reporting requirements within six months of the funds being withheld.

DIGEST OF SB 582 (Updated April 23, 2013 2:10 pm - DI 87)

Hospital police departments. Allows the governing board of a county hospital, the Marion County health and hospital corporation, a municipal hospital, or a private hospital to establish a hospital police department. Provides that an individual appointed to a hospital police department must meet at least the following requirements: (1) The individual must successfully complete, within one year after the individual is appointed as a hospital police officer, the minimum basic training and educational requirements as approved by the governing board of the hospital and the law enforcement training board. (2) The individual must undergo a psychological evaluation. (3) The individual must undergo a national criminal history background check. Requires the governing board of the hospital to require a hospital police officer to annually attend inservice training courses approved by the governing board of the hospital.

DIGEST OF SB 585 (Updated April 26, 2013 5:07 pm - DI 84)

State and local administration. Requires the joint study committee on transportation and infrastructure assessment and solutions to study the feasibility and economic impact of adding a second port to serve Lake Michigan. Removes an exception in current law concerning how the assessed value growth quotient is calculated for civil taxing units in Lake County, which is a factor in the calculation of a civil taxing unit's maximum property tax levy. Requires the department of local government finance to increase the maximum property tax levy of the city of Gary. Provides that the adjustment to the maximum property tax levy of the city of Gary applies to property taxes first due and payable after December 31, 2013. Decreases the maximum property tax levy of the Gary Sanitary District to zero. Provides that beginning with property taxes first due and payable after December 31, 2013, the district may not impose a property tax levy for its general fund. Terminates on September 1, 2013, the term of each existing member serving on the board of the Gary airport authority (GAA). Provides that the governor's appointment to the GAA board serves as the president of the GAA board. Requires that each person appointed to the board must have knowledge of and at least five years professional work experience in aviation management at an executive level, regional economic development, or business or finance. Provides that an appointee to the GAA board may not have, or be affiliated with an entity that has a significant contractual or business relationship with the airport authority. Provides that the GAA board is responsible for contracting with a certified public accountant (CPA) to perform an annual audit of the GAA, subject to approval of the CPA by the state board of accounts. Provides that the state board of accounts may at any time conduct an audit of any phase of the operations of the GAA. Requires the

GAA board to submit an annual report of the board's activities to the budget agency and the legislative council. Provides that indebtedness of an airport authority under a loan contract: (1) may be paid from an airport authority cumulative building fund; and (2) may not be paid from a general operating fund tax. Requires the northwest Indiana regional development authority to study the issues of: (1) whether the statistical profile of injuries annually sustained by the population of northwestern Indiana justifies the placement of one or more trauma centers in northwestern Indiana; and (2) the feasibility of developing an academic medical center in northwestern Indiana. Urges the legislative council to assign to an interim study committee the topic of the responsibility of local units for providing governmental services to the Indiana ports.

DIGEST OF SB 586 (Updated April 26, 2013 11:36 am - DI 87)

IDEM notice procedures. Allows a person to request that the department of environmental management (department) provide notice of an order or a determination issued by the commissioner of the department in an alternate manner that is reasonably available to the department. Makes conforming amendments.

DIGEST OF SB 589 (Updated April 11, 2013 12:01 pm - DI 84)

Occupational licensing issues. Permits professional licensing boards to include consumer restitution orders in cease and desist orders issued against persons who commit unlicensed practice. Permits medical and professional licensing boards to include orders requiring repayment of certain costs relating to cease and desist proceedings. Includes within the cease and desist statute failure to obtain a certificate required for sellers of preneed funeral services and merchandise. Allows the state board of funeral and cemetery service to issue a cease and desist order against a person who solicits or sells preneed funeral services and merchandise if the person has not obtained a preneed certificate from the board, even if the person possesses an active funeral director license, funeral home license, embalmer license, or cemetery registration. Amends the law governing the auctioneer consumer recovery fund, real estate recovery fund, and plumbing recovery fund to provide that petitions requesting payment from the funds are filed with the respective licensing commission instead of with the court in which the underlying judgment against the licensee was entered.

DIGEST OF SB 590 (Updated April 26, 2013 11:37 am - DI 104)

Dental matters. Establishes a limited voluntary charitable permit for dental hygienists and dentists. Adds "R.D.H." to the titles to be used for a dental hygienist. Adds a \$20 compliance fee that a dental hygienist must pay at license renewal. Repeals provisions requiring that continuing education courses for dental hygienists and dentists be made available in all Indiana geographic regions. Requires the attorney general and the Indiana professional licensing agency to enter into a memorandum of understanding concerning investigations of dental hygienists and dentists. Sets forth requirements for dental applicants who have graduated from an unaccredited dental college located outside the United States. Establishes discontinuation of dental practice procedures. Provides that a person who intentionally prevents a dentist from complying with the discontinuation requirements commits a Class A misdemeanor and allows for

the office of the attorney general to bring a civil action suit against the person to enjoin a violation. Removes a provision that dentures may be marked with a patient's Social Security number. Requires the health finance commission to study, during the 2013 legislative interim, issues concerning the delivery of dental practices and options and procedures concerning consumer protections for dental care services.

DIGEST OF SB 608 (Updated April 25, 2013 3:07 pm - DI 73)

State sales and use tax. Provides a sales tax exclusion for postage that is separately stated on the invoice, bill of sale, or similar document. Defines postage charges. Revises the sourcing rules under the sales and use tax for advertising and promotional direct mail and other direct mail by creating two distinct categories of direct mail in compliance with the Streamlined Sales and Use Tax Agreement. Adds corresponding definitions. Removes a separate sales tax exemption for blood glucose monitoring equipment and devices. Provides that the sales tax exemption for blood glucose monitoring supplies, including blood glucose meters, measuring strips, lancets, and other similar diabetic supplies, currently applicable to supplies furnished without charge also applies to the sale of the supplies.

DIGEST OF SB 609 (Updated April 26, 2013 12:04 pm - DI 92)

Horse racing. Requires the Indiana horse racing commission (IHRC) to report on the competitive status of the Indiana horse racing industry as compared to the horse racing industries of other states. Provides that the prohibition on members of the IHRC, employees of the IHRC, racing officials, and their respective spouses wagering on horse racing at racetracks and satellite facilities located in Indiana applies after December 31, 2013. Requires the IHRC to post information concerning complaints and disciplinary actions on the IHRC Internet web site. Specifies the following concerning disciplinary action initiated by stewards and judges: (1) That unless appealed within 15 days, a suspension or civil penalty must be imposed within 180 days of the sanctioned violation. (2) That judges and stewards must prove the violation by the preponderance of the evidence. (3) That the IHRC must conduct a hearing on an appealed sanction as required by the administrative adjudication law. Allows the horse racing commission to reduce the percentage that a permit holder is required to retain from amounts wagered if reducing the amount retained is in the best interests of horse racing in Indiana. Authorizes horse racing associations and racino licensees to negotiate an agreement requiring between 10% and 12% of the licensee's adjusted gross receipts to be used to support the horse racing industry. Provides that accounts, books, and records relating to the distributions are subject to audit by the state board of accounts. Recodifies the requirement that each racino pay \$250,000 to the gaming integrity fund. Provides that the racino slot machine wagering tax is imposed on 91.5% of adjusted gross receipts that include amounts used to support the horse racing industry. Makes technical corrections.

DIGEST OF SB 615 (Updated April 22, 2013 2:37 pm - DI 84)

Real estate licensing. Provides that to be a managing broker licensed under the real estate licensing law, an individual must meet certain requirements. Establishes the duration of validity for real estate licenses and expiration dates. Removes a requirement that the Indiana real estate commission (commission) must adopt certain rules annually. Allows real estate schools to offer managing broker courses beginning July

1, 2013. Requires that instructors at real estate schools must have permits to teach. Provides for permits for real estate schools. Authorizes the commission to deny, suspend, or revoke approval of courses, course sponsors, or instructor permits under certain conditions. Provides that a valid inactive salesperson license issued before July 1, 2014 becomes a broker's license on July 1, 2014, with certain restrictions.

DIGEST OF SB 616 (Updated March 25, 2013 5:52 pm - DI 84)

Study of electronic medical records. Requires the health finance commission to study during the 2013 legislative interim the coordination and efficiency of the collection, maintenance, sharing, and use of electronic health data in Indiana.

DIGEST OF SB 620 (Updated March 26, 2013 3:57 pm - DI 84)

Proof of financial responsibility. Provides that the law regarding financial responsibility applies to judgments in civil actions. Provides that Indiana laws providing for suspension of a driver's license or driving privileges may be used to prohibit a nonresident from operating a motor vehicle in Indiana. (Under current law, Indiana laws providing for suspension of a driver's license or driving privileges may be used to prohibit operation in Indiana of a motor vehicle owned by a nonresident.) Provides that the bureau of motor vehicles (bureau) may adopt rules regarding proof of financial responsibility. (Under current law, the bureau is required to adopt such rules, and the content of the rules is dictated by statute.) Provides that the bureau may, at any time, verify that a person has legally required financial responsibility in effect. Authorizes the bureau to contract with a third party to request proof of financial responsibility. Provides that the bureau shall suspend the driving privileges or motor vehicle registration, or both, of a person who fails to maintain required financial responsibility. Provides that a court shall recommend suspension of a person's driving privileges for at least 90 days but less than a year for failure to provide proof of financial responsibility. (Under current law, the court may make such a recommendation.) Provides that if a court suspends a person's driving privileges or vehicle registration for failure to provide proof of financial responsibility, and fails to recommend a fixed term of suspension or recommends a fixed term that is less than the minimum term of suspension required by law, the bureau shall impose the applicable minimum term of suspension required by law. Requires a nonresident to provide proof of financial responsibility by having an insurance carrier file a certificate of compliance with the bureau. Prescribes a process by which a person whose driving privileges are suspended for failure to provide proof of financial responsibility may contest the suspension based on an assertion of material error. Provides that a person found to have operated a motor vehicle without financial responsibility must provide proof of future financial responsibility for a period of three years beginning on the date on which the suspension of the person's driving privileges ends. Provides that expungement or other removal from a person's record of an underlying conviction for which the bureau sends to the person a request for evidence of financial responsibility does not alter or otherwise affect a penalty imposed by the bureau on the person for the person's failure to provide evidence of financial responsibility. Makes other amendments to various provisions concerning proof of financial responsibility and proof of future financial responsibility. Abolishes the previously uninsured motorist registry.

Marion County government. Provides that the consolidated law enforcement department of a county having a consolidated city is a division of the department of public safety under the direction and control of the director of public safety. Allows the city-county council to approve the initial director and deputy appointments of the mayor of the consolidated city. Eliminates provisions that allow the city-county council to require the capital improvement board of managers to make payments in lieu of taxes (PILOTS) for deposit in the consolidated county fund. Allows the controller of the consolidated city and county to allot amounts appropriated to an office, department, or agency of the consolidated city or county. Requires a candidate for mayor of the consolidated city to reside in the city for at least one year (instead of five years) before taking office. Requires a candidate for member of the city-county council to reside within the council district for at least one year (instead of two years) before taking office. Provides that in Marion County, a township board consists of five (instead of seven) members. Provides that members of the initial five member township board are elected at the November 2016 general election. Requires absentee ballots in Marion County to be counted at a central location unless the county election board unanimously adopts a resolution that: (1) requires absentee ballots to be counted at individual precincts; and (2) states the county election board's basis for adopting the requirement. Provides that Marion County is subject to the provisions for counting absentee ballots cast on ballot cards, unless the county election board adopts a resolution adopting the provisions for counting absentee ballots cast on paper ballots. Effective January 1, 2016, reduces the membership of the city-county council from 29 to 25 members by eliminating the members elected at large. Provides that if the division of the county into city-county council districts is reviewed by a panel of judges, the clerk of the court must keep a record of the method and process of selecting the panel and make the record available for public inspection and copying. Allows the mayor of a consolidated city and the city-county council to each appoint one additional member to the metropolitan development commission, and eliminates the two appointments of the county board of commissioners (the county board of commissioners consists of the county auditor, the county treasurer, and the county assessor).