



# COMMITTEE REPORT

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## MADAM PRESIDENT:

The Senate Committee on Tax and Fiscal Policy, to which was referred House Bill No. 1001(ss), has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1           Page 1, delete lines 1 through 17, begin a new paragraph and insert:  
2           "SECTION 1. IC 4-12-1-17.2 IS ADDED TO THE INDIANA  
3           CODE AS A NEW SECTION TO READ AS FOLLOWS  
4           [EFFECTIVE UPON PASSAGE]: **Sec. 17.2. (a) As used in this**  
5           **section, "fund" refers to the Hoosier Families First Fund**  
6           **established by subsection (b).**  
7           **(b) The Hoosier Families First Fund is established for the**  
8           **purposes of this section. The fund shall be administered by the**  
9           **budget agency.**  
10          **(c) Forty-five million dollars (\$45,000,000) is appropriated from**  
11          **the state general fund to the fund for the state fiscal year beginning**  
12          **July 1, 2022, and ending June 30, 2023, for allotment as set forth**  
13          **in subsection (d).**  
14          **(d) The budget agency may allot money from the fund to the**  
15          **department of child services, the family and social services**  
16          **administration, the Indiana department of health, and the**  
17          **department of homeland security to provide additional funding for**  
18          **existing programs and new programs with the following purposes:**  
19                  **(1) To support the health of pregnant women, postpartum**  
20                  **mothers, and infants.**

- 1           **(2) To support pregnancy planning, including addressing**  
 2           **barriers to long acting reversible contraception.**
- 3           **(3) To support the needs of families with children less than**  
 4           **four (4) years of age who are low income or lack access to**  
 5           **resources.**
- 6           **(4) To increase the number of families served under the Child**  
 7           **Care Development Fund.**
- 8           **(5) To support Indiana's foster families and adoptive families.**
- 9           **(6) To support prevention based programming that would**  
 10           **prevent children from entering the department of child**  
 11           **services system.**
- 12           **(7) To support funding for newborn safety devices as**  
 13           **described in IC 31-34-2.5-1.**
- 14           **(8) To provide funding to providers of maternal support**  
 15           **services and services to help pregnant women and their**  
 16           **families bring their pregnancy to term. To be eligible for**  
 17           **funding under this subdivision, providers may not be**  
 18           **affiliated with any abortion clinic (as defined in**  
 19           **IC 16-18-2-1.5).**
- 20           **(e) A provider of services described in subsection (d)(8) that**  
 21           **wishes to receive money from the fund must apply to, and in the**  
 22           **manner prescribed by, the budget agency or the agency**  
 23           **administering the program. Any funds awarded to providers under**  
 24           **subsection (d)(8) must be awarded on a competitive basis following**  
 25           **receipt and review of providers' applications.**
- 26           **(f) Money in the fund at the end of a state fiscal year does not**  
 27           **revert to the state general fund.**
- 28           **(g) The budget committee shall review the money allotted under**  
 29           **this section at the next regularly scheduled meeting of the budget**  
 30           **committee following the release of the funds.**
- 31           SECTION 2. IC 6-2.5-3.5-15, AS ADDED BY P.L.227-2013,  
 32           SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 33           UPON PASSAGE]: Sec. 15. (a) Before the twenty-second day of each  
 34           month, the department shall determine and provide a notice of the  
 35           gasoline use tax rate to be used during the following month and the  
 36           source of the data used to determine the gasoline use tax rate and the  
 37           statewide average retail price per gallon of gasoline. The notice shall  
 38           be published on the department's Internet web site in a departmental  
 39           notice.
- 40           (b) In determining the gasoline use tax rate under this section, the  
 41           department shall use:
- 42           (1) the statewide average retail price per gallon of gasoline (based

1 on the retail price per gallon of gasoline from the sixteenth day of  
 2 the previous month to the fifteenth day of the current month),  
 3 excluding the Indiana gasoline tax, federal gasoline tax, the  
 4 Indiana gasoline use tax, and Indiana gross retail tax (if any);  
 5 multiplied by  
 6 (2) seven percent (7%).

7 To determine the statewide average retail price, the department shall  
 8 use a data service that updates the most recent retail price of gasoline.  
 9 The gasoline use tax rate per gallon of gasoline determined by the  
 10 department under this section shall be rounded to the nearest one-tenth  
 11 of one cent (\$0.001).

12 **(c) Notwithstanding subsections (a) and (b), the gasoline use tax**  
 13 **rate imposed on a transaction that occurs beginning on the first**  
 14 **day following the enactment into law of this subsection and**  
 15 **continuing through June 30, 2023, is the lesser of:**

- 16 **(1) the monthly gasoline use tax rate per gallon of gasoline as**  
 17 **determined by the department under subsections (a) and (b);**  
 18 **or**  
 19 **(2) twenty-nine and five-tenths cents (\$0.295) per gallon of**  
 20 **gasoline.**

21 **This subsection expires July 1, 2023.**

22 SECTION 3. IC 6-2.5-5-57 IS ADDED TO THE INDIANA CODE  
 23 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE  
 24 UPON PASSAGE]: **Sec. 57. (a) As used in this section,**  
 25 **"commission" refers to the Indiana utility regulatory commission**  
 26 **created by IC 8-1-1-2.**

27 **(b) As used in this section, "public utility" means the following:**

- 28 **(1) A public utility (as defined in IC 8-1-2-1(a)).**  
 29 **(2) An energy utility (as defined in IC 8-1-2.5-2).**  
 30 **(3) A municipally owned utility (as defined in IC 8-1-2-1(h)).**  
 31 **(4) A department of public utilities created under IC 8-1-11.1.**

32 **(c) As used in this section, "residential customer" means:**

- 33 **(1) a person who takes service from a public utility under a**  
 34 **commission approved residential tariff for service;**  
 35 **(2) if subdivision (1) does not apply, a person who is a**  
 36 **"residential customer" as defined in the billing practices of**  
 37 **the service provider; or**  
 38 **(3) if subdivisions (1) and (2) do not apply, a person to whom**  
 39 **services described in this section are furnished or sold for**  
 40 **consumption at a dwelling and which are used predominantly**  
 41 **for personal or domestic purposes and not for business or**  
 42 **commercial purposes.**

1           **(d) As used in this section, "sales tax exemption period" means**  
 2 **each monthly billing cycle for residential customers:**

3           **(1) beginning for each residential customer on the date that is**  
 4 **the first day of the monthly billing cycle that is issued for the**  
 5 **residential customer after August 31, 2022; and**

6           **(2) ending for each residential customer on the date that is the**  
 7 **last day of the monthly billing cycle that is issued for the**  
 8 **residential customer before March 1, 2023.**

9           **(e) Transactions involving:**

10           **(1) the furnishing or sale of electrical energy, natural or**  
 11 **artificial gas, water, steam, or steam heating services to a**  
 12 **residential customer by a power subsidiary or a person**  
 13 **engaged as a public utility;**

14           **(2) the furnishing or sale of liquefied petroleum gas (as**  
 15 **defined in IC 22-11-15-2(1)) to a residential customer by a**  
 16 **liquefied petroleum gas company; or**

17           **(3) the furnishing or sale of heating oil (as defined in**  
 18 **IC 6-6-2.5-12) to a residential customer by a company;**

19 **that is a retail merchant making a retail transaction are exempt**  
 20 **from the state gross retail tax for six (6) months during the sales**  
 21 **tax exemption period set forth in subsection (d).**

22           **(f) Transactions involving the furnishing or sale of an intrastate**  
 23 **telecommunication service to a residential customer by a person**  
 24 **that is a retail merchant making a retail transaction under**  
 25 **IC 6-2.5-4-6 are exempt from the state gross retail tax for six (6)**  
 26 **months during the sales tax exemption period set forth in**  
 27 **subsection (d).**

28           **(g) A power subsidiary or person that furnishes or sells services**  
 29 **to residential customers that are exempt under this section during**  
 30 **the sales tax exemption period shall provide to each customer on**  
 31 **the customer's billing statement a notice that the state gross retail**  
 32 **tax that otherwise would be applied is not applied in accordance**  
 33 **with the enactment of this section.**

34           **(h) A public utility that is subject to the jurisdiction of the**  
 35 **commission does not need the approval of the commission to act**  
 36 **under this section.**

37           **(i) This section expires June 30, 2023."**

38           Delete pages 2 through 24.

39           Page 25, delete lines 1 through 10.

40           Page 25, line 22, after "year" insert ";

41           Page 25, line 22, strike "multiplied by".

42           Page 25, line 23, delete "twenty percent (20%);".

1 Page 25, line 24, delete "two thousand five hundred" and insert "**ten**  
2 **thousand dollars (\$10,000)**".

3 Page 25, line 25, delete "dollars (\$2,500)".

4 Page 25, after line 42, begin a new paragraph and insert:

5 "SECTION 5. IC 6-6-1.1-201, AS AMENDED BY P.L.159-2021,  
6 SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
7 SEPTEMBER 1, 2022]: Sec. 201. (a) A license tax is imposed on the  
8 use of all gasoline used in Indiana at the applicable rate specified in  
9 subsection (b), except as otherwise provided by this chapter. The  
10 distributor shall initially pay the tax on the billed gallonage of all  
11 gasoline the distributor receives in this state, less any deductions  
12 authorized by this chapter. The distributor shall then add the per gallon  
13 amount of tax to the selling price of each gallon of gasoline sold in this  
14 state and collected from the purchaser so that the ultimate consumer  
15 bears the burden of the tax.

16 (b) The license tax described in subsection (a) is imposed at the  
17 following applicable rate per gallon:

18 (1) Before July 1, 2017, eighteen cents (\$0.18).

19 (2) For July 1, 2017, through June 30, 2018, the lesser of:

20 (A) the rate resulting from using the factors determined under  
21 IC 6-6-1.6-2; or

22 (B) twenty-eight cents (\$0.28).

23 (3) **Except as provided in subdivision (4)**, beginning July 1,  
24 2018, and each July 1 through July 1, 2024, the department shall  
25 determine an applicable rate equal to the product of:

26 (A) the rate in effect on June 30; multiplied by

27 (B) the factor determined under IC 6-6-1.6-3.

28 **(4) Beginning after August 31, 2022, and continuing through**  
29 **June 30, 2023, and notwithstanding any other provision or**  
30 **previous department publication, the applicable rate shall be**  
31 **equal to the rate that was in effect on June 30, 2022.**

32 The rate shall be rounded to the nearest cent (\$0.01). After June 30,  
33 2018, **and before the enactment into law of subdivision (4)**, the new  
34 applicable rate may not exceed the rate in effect on June 30 plus one  
35 cent (\$0.01). **After June 30, 2023, the new applicable rate may not**  
36 **exceed the rate in effect on June 30 determined as if subdivision (4)**  
37 **had not been enacted plus one cent (\$0.01).** However, the new rate  
38 may not be less than the rate in effect on June 30. If the calculation of  
39 a new rate would produce a rate that is less than the rate in effect on  
40 June 30, the new rate shall be the rate in effect on June 30. The  
41 department shall publish the rate that will take effect on July 1 on the  
42 department's Internet web site not later than June 1, **except in the case**

1 **of the rate set forth in subdivision (4), which the department shall**  
 2 **publish as soon as practicable.**

3 SECTION 6. IC 6-6-1.6-3, AS AMENDED BY P.L.159-2021,  
 4 SECTION 31, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 5 SEPTEMBER 1, 2022]: Sec. 3. (a) The department shall calculate an  
 6 annual index factor to be used for the rate to take effect each July 1  
 7 beginning in 2018 through July 1, 2024, **except as otherwise provided**  
 8 **in subsection (d).** The department shall determine the index factor  
 9 before June 1 of each year using the method described in subsection  
 10 (b).

11 (b) The annual gasoline tax index factor and special fuel index  
 12 factor equals the following:

13 STEP ONE: Divide the annual CPI-U for the year preceding the  
 14 determination year by the annual CPI-U for the year immediately  
 15 preceding that year.

16 STEP TWO: Divide the annual IPI for the year preceding the  
 17 determination year by the annual IPI for the year immediately  
 18 preceding that year.

19 STEP THREE: Add:

20 (A) the STEP ONE result; and

21 (B) the STEP TWO result.

22 STEP FOUR: Divide the STEP THREE result by two (2).

23 (c) If the CPI-U or IPI for a preceding year is revised, corrected, or  
 24 updated after May 31 of that year, the department shall use the CPI-U  
 25 or IPI as published for the preceding year prior to revision.

26 **(d) An annual gasoline tax index factor and special fuel index**  
 27 **factor described in this section shall not be applied under**  
 28 **IC 6-6-1.1-201 or IC 6-6-2.5-28 during the period set forth in**  
 29 **IC 6-6-1.1-201(b)(4) and IC 6-6-2.5-28(b)(5).**

30 SECTION 7. IC 6-6-2.5-28, AS AMENDED BY P.L.159-2021,  
 31 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 32 SEPTEMBER 1, 2022]: Sec. 28. (a) A license tax is imposed on all  
 33 special fuel sold or used in producing or generating power for  
 34 propelling motor vehicles, except fuel used under section 30(a)(8) or  
 35 30.5 of this chapter, at the applicable rate specified in subsection (b).  
 36 The tax shall be paid at those times, in the manner, and by those  
 37 persons specified in this section and section 35 of this chapter.

38 (b) The license tax described in subsection (a) is imposed at the  
 39 following applicable rate per special fuel gallon:

40 (1) Before July 1, 2017, sixteen cents (\$0.16).

41 (2) For July 1, 2017, through June 30, 2018, the lesser of:

42 (A) the rate resulting from using the factors determined under

- 1 IC 6-6-1.6-2; or  
 2 (B) twenty-six cents (\$0.26).  
 3 (3) For July 1, 2018, through June 30, 2019, the product of:  
 4 (A) the sum of:  
 5 (i) the rate in effect on June 30; and  
 6 (ii) twenty-one cents (\$0.21); multiplied by  
 7 (B) the factor determined under IC 6-6-1.6-3.  
 8 (4) **Except as provided in subdivision (5)**, beginning July 1,  
 9 2019, and each July 1 through July 1, 2024, the department shall  
 10 determine an applicable rate equal to the product of:  
 11 (A) the rate in effect on June 30; multiplied by  
 12 (B) the factor determined under IC 6-6-1.6-3.  
 13 **(5) Beginning after August 31, 2022, and continuing through**  
 14 **June 30, 2023, and notwithstanding any other provision or**  
 15 **previous department publication, the applicable rate shall be**  
 16 **equal to the rate that was in effect on June 30, 2022.**

17 The rate shall be rounded to the nearest cent (\$0.01). However, after  
 18 June 30, 2018, and before July 1, 2019, the new applicable rate may not  
 19 exceed the rate in effect on June 30 plus twenty-three cents (\$0.23).  
 20 After June 30, 2019, **and before the enactment into law of**  
 21 **subdivision (5)**, the new applicable rate may not exceed the rate in  
 22 effect on June 30 plus two cents (\$0.02). **After June 30, 2023, the new**  
 23 **applicable rate may not exceed the rate in effect on June 30**  
 24 **determined as if subdivision (5) had not been enacted plus two**  
 25 **cents (\$0.02).** However, the new rate may not be less than the rate in  
 26 effect on June 30. If the calculation of a new rate would produce a rate  
 27 that is less than the rate in effect on June 30, the new rate shall be the  
 28 rate in effect on June 30. The department shall publish the rate that will  
 29 take effect on July 1 on the department's Internet web site not later than  
 30 June 1, **except in the case of the rate set forth in subdivision (5),**  
 31 **which the department shall publish as soon as practicable.**

32 (c) The department shall consider it a rebuttable presumption that  
 33 all undyed or unmarked special fuel, or both, received in Indiana is to  
 34 be sold for use in propelling motor vehicles.

35 (d) Except as provided in subsection (e), the tax imposed on special  
 36 fuel by subsection (a) shall be measured by invoiced gallons (or diesel  
 37 or gasoline gallon equivalents in the case of a special fuel described in  
 38 section 22.5(2) or 22.5(3) of this chapter) of nonexempt special fuel  
 39 received by a licensed supplier in Indiana for sale or resale in Indiana  
 40 or with respect to special fuel subject to a tax precollection agreement  
 41 under section 35(j) of this chapter, such special fuel removed by a  
 42 licensed supplier from a terminal outside of Indiana for sale for export

1 or for export to Indiana and in any case shall generally be determined  
 2 in the same manner as the tax imposed by Section 4081 of the Internal  
 3 Revenue Code and Code of Federal Regulations.

4 (e) The tax imposed by subsection (a) on special fuel imported into  
 5 Indiana, other than into a terminal, is imposed at the time the product  
 6 is entered into Indiana and shall be measured by invoiced gallons  
 7 received at a terminal or at a bulk plant.

8 (f) In computing the tax, all special fuel in process of transfer from  
 9 tank steamers at boat terminal transfers and held in storage pending  
 10 wholesale bulk distribution by land transportation, or in tanks and  
 11 equipment used in receiving and storing special fuel from interstate  
 12 pipelines pending wholesale bulk reshipment, shall not be subject to  
 13 tax.

14 (g) The department shall consider it a rebuttable presumption that  
 15 special fuel consumed in a motor vehicle plated for general highway  
 16 use is subject to the tax imposed under this chapter. A person claiming  
 17 exempt use of special fuel in such a vehicle must maintain adequate  
 18 records as required by the department to document the vehicle's taxable  
 19 and exempt use.

20 (h) A person that engages in blending fuel for taxable sale or use in  
 21 Indiana is primarily liable for the collection and remittance of the tax  
 22 imposed under subsection (a). The person shall remit the tax due in  
 23 conjunction with the filing of a monthly report in the form prescribed  
 24 by the department.

25 (i) A person that receives special fuel that has been blended for  
 26 taxable sale or use in Indiana is secondarily liable to the state for the  
 27 tax imposed under subsection (a).

28 (j) A person may not use special fuel on an Indiana public highway  
 29 if the special fuel contains a sulfur content that exceeds five  
 30 one-hundredths of one percent (0.05%). A person who knowingly:

31 (1) violates; or

32 (2) aids or abets another person to violate;

33 this subsection commits a Class A infraction. However, the violation  
 34 is a Class A misdemeanor if the person has committed one (1) prior  
 35 unrelated violation of this subsection, and a Level 6 felony if the person  
 36 has committed more than one (1) unrelated violation of this subsection.

37 SECTION 8. IC 12-8-6.5-13 IS ADDED TO THE INDIANA CODE  
 38 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE  
 39 UPON PASSAGE]: **Sec. 13. (a) Before December 1, 2022, the office  
 40 shall research and compile data concerning the Medicaid  
 41 reimbursement rates in a state bordering Indiana for the following  
 42 services by Medicaid provider type:**



1           **(1) Prenatal obstetric and gynecological services.**

2           **(2) Pregnancy delivery care.**

3           **(3) Postnatal care.**

4           **(4) Wellness pediatric services.**

5           **(b) Before December 31, 2022, the office shall prepare a report**  
6 **of the office's findings under subsection (a) and submit the report**  
7 **to the general assembly in an electronic format under IC 5-14-6.**

8           **(c) This section expires January 1, 2023.**

9           **SECTION 9. [EFFECTIVE UPON PASSAGE] (a) For the period**  
10 **of time described in IC 6-6-1.1-201(b)(4) during which the**  
11 **applicable license tax rate is equal to the rate that was in effect on**  
12 **June 30, 2022, the auditor of state in coordination with the**  
13 **department of state revenue shall transfer to counties, cities, and**  
14 **towns an amount equal to the amount of license tax that each**  
15 **county, city, and town would have otherwise received in the**  
16 **manner provided by IC 6-6-1.1-802 if IC 6-6-1.1-201(b)(4) had not**  
17 **been enacted. Revenue transferred under this SECTION shall be**  
18 **distributed to counties, cities, and towns in the same manner**  
19 **prescribed by and subject to the same requirements determined**  
20 **under IC 8-14-1-4, IC 8-14-1-5, IC 8-14-2-4, and IC 8-14-2-5.**

21           **(b) For the period of time described in IC 6-6-2.5-28(b)(5)**  
22 **during which the applicable special fuel tax rate is equal to the rate**  
23 **that was in effect on June 30, 2022, the auditor of state in**  
24 **coordination with the department of state revenue shall transfer to**  
25 **counties, cities, and towns an amount equal to the amount of**  
26 **special fuel tax that each county, city, and town would have**  
27 **otherwise received in the manner provided by IC 6-6-2.5-68 if**  
28 **IC 6-6-2.5-28(b)(5) had not been enacted. Revenue transferred**  
29 **under this SECTION shall be distributed to counties, cities, and**  
30 **towns in the same manner prescribed by and subject to the same**  
31 **requirements determined under IC 8-14-1-4, IC 8-14-1-5,**  
32 **IC 8-14-2-4, and IC 8-14-2-5.**

33           **(c) Seventeen million seven hundred thousand dollars**  
34 **(\$17,700,000) is appropriated from the state general fund to the**  
35 **auditor of state for purposes of this SECTION. Any amounts not**  
36 **transferred under this SECTION at the end of the state fiscal year**  
37 **ending June 30, 2023, shall revert to the state general fund.**

38           **(d) This SECTION expires July 1, 2023.**

39           **SECTION 10. [EFFECTIVE UPON PASSAGE] (a) After June 30,**  
40 **2023, the budget agency shall calculate the amount determined in**  
41 **STEP FIVE of the following formula:**

42           **STEP ONE: Determine the sum of the actual fiscal impacts,**

1 if any, to the state of Indiana in the state fiscal year beginning  
 2 July 1, 2022, and ending June 30, 2023, as a result of the  
 3 enactment of each of the following provisions included in HB  
 4 1001-2022(ss), as follows:

5 (A) The added subsection in IC 6-2.5-3.5-15(c) to cap the  
 6 gasoline use tax rate at twenty-nine and five-tenths cents  
 7 (\$0.295) per gallon of gasoline through June 30, 2023.

8 (B) The added section in IC 6-2.5-5-57 to provide a state  
 9 sales tax exemption for the sale of utilities to residential  
 10 customers and the sale of intrastate telecommunication  
 11 services to residential customers for a six (6) month period.

12 (C) The added subdivision in IC 6-6-1.1-201(b)(4) and  
 13 subsection in IC 6-6-1.6-3(d) to freeze the gasoline excise  
 14 tax rate through June 30, 2023.

15 (D) The added subdivision in IC 6-6-2.5-28(b)(5) and  
 16 subsection in IC 6-6-1.6-3(d) to freeze the special fuel tax  
 17 rate through June 30, 2023.

18 (E) The noncode provision appropriating seventeen million  
 19 seven hundred thousand dollars (\$17,700,000) to counties,  
 20 cities, and towns to replace the full amount of gasoline  
 21 excise tax and special fuel tax that each county, city, and  
 22 town would have otherwise received if IC 6-6-1.1-201(b)(4)  
 23 and IC 6-6-2.5-28(b)(5) had not been enacted.

24 (F) The noncode provision appropriating four hundred  
 25 million dollars (\$400,000,000) from the state general fund  
 26 to the budget agency for transfer to the pension  
 27 stabilization fund established by IC 5-10.4-2-5.

28 **STEP TWO:** Determine an amount equal to forty-five million  
 29 dollars (\$45,000,000) that is appropriated from the state  
 30 general fund to the Hoosier Families First Fund in the state  
 31 fiscal year beginning July 1, 2022, and ending June 30, 2023,  
 32 as a result of the enactment of IC 4-12-1-17.2(c) in HB  
 33 1001-2022(ss).

34 **STEP THREE:** Determine the additional amount that was  
 35 claimed by taxpayers under the adoption tax credit in the  
 36 state fiscal year beginning July 1, 2022, and ending June 30,  
 37 2023, a result of the enactment of the amendment to  
 38 IC 6-3-3-13(b)(2) in HB 1001-2022(ss) increasing the  
 39 maximum amount that may be claimed under the adoption  
 40 tax credit from one thousand dollars (\$1,000) to ten thousand  
 41 dollars (\$10,000), if any. The department of state revenue  
 42 shall assist the budget agency in making this determination.

1           **STEP FOUR: Determine the sum of the STEP ONE, STEP**  
 2           **TWO, and STEP THREE amounts.**

3           **STEP FIVE: Determine the remainder of:**

4                 **(A) one billion dollars (\$1,000,000,000); minus**

5                 **(B) the STEP FOUR amount.**

6                 **(b) The amount determined under STEP FIVE of subsection (a)**  
 7           **is appropriated from the state general fund to the budget agency**  
 8           **for transfer to the capital reserve account described in**  
 9           **P.L.165-2021 (HEA 1001-2021) and to be used for the same**  
 10           **purposes and in the same manner for which appropriations to the**  
 11           **capital reserve account may be used as set forth in P.L.165-2021**  
 12           **(HEA 1001-2021). The budget agency shall make the transfer**  
 13           **under this subsection after review by the budget committee and**  
 14           **before December 31, 2023.**

15                 **(c) This SECTION expires January 1, 2024.**

16                 SECTION 11. [EFFECTIVE UPON PASSAGE] **(a) Four hundred**  
 17           **million dollars (\$400,000,000) is appropriated from the state**  
 18           **general fund to the budget agency, which shall, after making the**  
 19           **transfer under IC 4-10-22-1.5 and before December 31, 2022,**  
 20           **transfer the appropriated four hundred million dollars**  
 21           **(\$400,000,000) to the pension stabilization fund established by**  
 22           **IC 5-10.4-2-5 for the purposes of the pension stabilization fund.**

23                 **(b) This SECTION expires June 30, 2023."**

24                 Delete pages 26 through 34.

25                 Page 35, delete lines 1 through 30.

26                 Page 35, line 32, delete "IC 6-3-1-3.5 and".

27                 Page 35, line 32, delete "both".

28                 Page 35, line 33, delete "apply" and insert "**applies**".

29                 Re-number all SECTIONS consecutively.

(Reference is to HB 1001(ss) as reprinted July 29, 2022.)

**and when so amended that said bill do pass .**

Committee Vote: Yeas 10, Nays 1.

**Senator Holdman, Chairperson**