



Reprinted
April 16, 2019

ENGROSSED

HOUSE BILL No. 1001

DIGEST OF HB 1001 (Updated April 15, 2019 8:24 pm - DI 120)

Citations Affected: IC 1-1; IC 1-3; IC 3-11; IC 4-1; IC 4-3; IC 4-4; IC 4-10; IC 4-12; IC 4-30; IC 4-31; IC 4-32.2; IC 4-33; IC 4-34; IC 4-35; IC 5-10; IC 5-10.5; IC 6-1.1; IC 6-3; IC 6-3.1; IC 6-6; IC 6-7; IC 6-8; IC 6-8.1; IC 6-9; IC 7.1-4; IC 8-14; IC 9-13; IC 9-14; IC 9-17; IC 9-18.1; IC 9-18.5; IC 9-24; IC 9-31; IC 9-32; IC 10-11; IC 10-13; IC 12-12.7; IC 12-15; IC 12-20; IC 14-23; IC 16-21; IC 16-28; IC 20-18; IC 20-20; IC 20-24; IC 20-25.7; IC 20-26; IC 20-43; IC 20-45; IC 20-51; IC 21-38; IC 31-19; IC 31-34; IC 33-34; IC 33-38; IC 34-13; IC 36-7; IC 36-7.5; P.L.217-2017, SECTION 164; noncode.

Synopsis: State budget. Appropriates money for capital expenditures, the operation of the state, K-12 and higher education, the delivery of Medicaid and other services, and various other distributions and purposes. Renames the build Indiana fund the lottery surplus fund. Eliminates all the build Indiana fund accounts. Declares the policy of
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Effective: Upon passage; July 1, 2018 (retroactive); September 1, 2018 (retroactive); January 1, 2019 (retroactive); June 29, 2019; July 1, 2019.

Huston, Brown T, Porter

(SENATE SPONSORS — MISHLER, HOLDMAN, TALLIAN)

January 10, 2019, read first time and referred to Committee on Ways and Means.
February 19, 2019, amended, reported—Do Pass.
February 21, 2019, read second time, amended, ordered engrossed.
February 22, 2019, engrossed.
February 25, 2019, read third time, passed. Yeas 65, nays 33.

SENATE ACTION

February 27, 2019, read first time and referred to Committee on Appropriations.
April 11, 2019, amended, reported favorably — Do Pass.
April 15, 2019, read second time, amended, ordered engrossed.

EH 1001—LS 7590/DI 58



the state that no person may be denied coverage for a preexisting condition under a plan of health coverage offered or administered by the state. Specifies that the preexisting condition exclusion provisions of the federal Patient Protection and Affordable Care Act (PPACA) are in effect and enforced in Indiana, regardless of the legal status of the PPACA. Establishes the Indiana-Michigan boundary line commission to administer and oversee a survey and remonumentation of the Indiana-Michigan border. Eliminates the office of state based initiatives. Makes the budget agency responsible for coordinating federal assistance to state agencies. Prohibits certain state agency action regarding federal assistance. Requires state agencies to provide federal assistance information to the budget agency. Requires the budget agency to: (1) prepare an annual report summarizing the federal assistance received by state agencies during the preceding federal fiscal year; (2) publish a comprehensive federal assistance review plan; and (3) perform a review of the current impact and projected future impact of federal mandates and regulations on Indiana. Makes the budget agency the state's single point of contact to review and coordinate proposed federal financial assistance and direct federal development. Requires the office of management and budget (OMB) to submit an annual report and recommendations to the legislative council regarding policies and practices related to information maintained on the management performance hub. Adds the two deputy budget directors as alternate members of the budget committee, and specifies that one of the deputy directors shall take the place of the budget director when the budget director is not present. Establishes the rural broadband fund. Provides that the office of community and rural affairs may make grants from the fund for the purpose of funding deployment of broadband infrastructure in unserved areas. Provides that a state agency may not award a grant of more than \$5,000,000 for any one qualified broadband project. Repeals the Indiana technology fund. Removes the restriction on the Indiana horse racing commission using money distributed under a distribution agreement for administrative purposes. Requires 0.75% of the adjusted gross receipts from the previous month at each casino operated by a licensee to be withheld from the amount that must be distributed under a distribution agreement and deposited in the Indiana horse racing commission's operating fund. Establishes the problem gambling program fund (fund). Specifies that the part of the problem gambling fee that is retained annually by the Indiana gaming commission must be deposited into the fund. Provides that the money in the fund is continuously appropriated. Permits the trust fund for self-insurance for employees, including retired employees, for the state police department, conservation officers of the department of natural resources, and the state excise police to invest in the same investments as the state police pension plan instead of the public employees' retirement fund (the trust fund could not invest in equity securities). Permits the retiree health benefit trust fund to invest in the same investments as the public employees' retirement fund instead of in the same manner as public deposits may be invested. Requires a periodic actuarial study of the retiree health benefit trust fund. Provides that employer contributions to the retirement medical benefits account (RMBA) on behalf of a participant must be sufficient to provide the specified benefit. Changes the administration and investment decisions for the RMBA from the budget agency to the Indiana public retirement system (INPRS). Changes responsibility for reports concerning other post-employment benefits (OPEB) from the OMB to the INPRS. Changes responsibility for reports concerning local pensions from the OMB to the INPRS. Changes references to Governmental Accounting Standards Board Statements that apply to OPEB reports. Provides that a taxpayer may submit, beginning in 2021, a personal property tax return using an online submission system established by the department of local government finance in collaboration with county assessors. Provides that the fiscal body of a county may adopt an ordinance to

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establish a program to waive certain interest and penalties for delinquent taxes and special assessments on real property in the county after October 31, 2019, and before May 1, 2020. Establishes requirements to be eligible to claim the Indiana research expense income tax credit effective January 1, 2019. Increases the cap on the scholarship granting organization scholarship tax credit from \$14,000,000 to \$15,000,000 for the state fiscal year beginning July 1, 2019, and to \$16,000,000 for state fiscal years beginning after June 30, 2020. Repeals the income tax credit for property taxes paid by a for-profit acute care hospital. Dedicates \$1,800,000 to the state construction fund from a part of the cigarette tax revenue formerly appropriated to the department of natural resources. Provides various tax exemptions for the College Football Playoff Group for the College Football Playoff National Championship, including ancillary events. Provides that money in the department of state revenue pilot program fund for functions related to motor carrier services is continuously appropriated. Allocates a percentage of St. Joseph County innkeeper's tax revenue: (1) for the development and operation of an indoor sports complex in the city of Mishawaka; and (2) to finance projects for the Potawatomi Zoo in the city of South Bend. Expires both of these allocations and decreases the innkeeper's tax rate by the percentage allocated for the respective purposes on the later of: (1) July 1, 2024; or (2) a specified date to occur. Replaces the postwar construction fund with a fund named the state construction fund. Removes the reduction from the motor vehicle highway account fund for the appropriation to the department of transportation for traffic safety. Transfers \$325,000 each month to the motor carrier regulation fund from the motor vehicle highway account fund. Requires the bureau of motor vehicles to determine the allocation to counties from the motor vehicle highway account fund that is based on motor vehicle registrations. Provides that proceeds received under the First Amendment to the Amended and Restated Indiana Toll Road Concession and Lease Agreement entered on September 21, 2018, are to be deposited in a new fund known as the toll road lease amendment proceeds fund for certain state highway projects. Appropriates \$239,400,000 from the toll road lease amendment proceeds fund in state fiscal year 2019 to be used for the purposes of the fund. Establishes the next level connections fund to be used to pay for certain transportation projects and for matching grants to local units for trails. Repeals the state police building account and directs the revenue formerly deposited in the account to the state construction fund. Establishes the Internet crimes against children fund. Requires the state police department to administer the fund and use money in the fund to: (1) pay for costs incurred by the department for training and purchasing equipment for the investigation of offenses that involve the use of the Internet in which a child is the alleged victim; and (2) award grants to county, city, and town law enforcement agencies that agree to use the money to investigate Internet crimes against children in accordance with United States Department of Justice Internet Crimes Against Children Operational and Investigative Standards. Terminates the appropriation to the state police department of part of the handgun license fees as of July 1, 2019. Transfers any balance remaining in the fund holding these fees to the state general fund on June 30, 2021. Requires the division of disability and rehabilitative services to establish a cost participation schedule for purposes of the first steps program. Repeals the statutory cost participation schedule. Removes the requirement that a school corporation distribute to the state general fund 3% of the federal reimbursement for claims paid under the federal Medicaid program. (Under current law, these funds distributed to the state general fund are dedicated for consulting to encourage school participation in the Medicaid program.) Extends the prohibition on the office of Medicaid policy and planning from including certain Medicaid recipients who receive nursing facility services in a Medicaid risk based managed care program or a capitated managed care program through June 30, 2021.

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Requires the hospital assessment fee committee (committee) to prepare and submit a disproportionate share payment plan to the office of the secretary of family and social services (office of the secretary). Requires the office of the secretary to file with the federal Centers for Medicare and Medicaid Services (CMS) a proposed state plan amendment that is based on the disproportionate share payment plan prepared by the committee and implement the plan amendment if the state plan amendment is approved by CMS. Establishes a township assistance online pilot program to provide for ease of access and efficient application for township assistance, automate the application process for township assistance, and create a system to collect and report data regarding township assistance administration. Expires the state forestry fund and transfers money remaining in the fund to the state general fund. Extends the hospital assessment fee and the health facility quality assessment fee through June 30, 2021. Increases the teacher appreciation grant amount. Requires, with exceptions, the department of child services to: (1) enter into an agreement and provide an adoption subsidy to each adoptive parent of a child with special needs who is eligible for an adoption subsidy; and (2) allocate to the adoption assistance account funds necessary to make the adoption subsidy payments. Specifies the amount of adoption subsidy payments. Provides that the department of child services may enter into a voluntary service referral agreement with a child's parent, guardian, or custodian. Provides that a service of process fee is included in the fees that apply to cases in the small claims court. Adds the budget director as a member of the justice reinvestment advisory council. Permits the state to purchase insurance required by the federal government in connection with the use of federal land for the state's wireless public safety voice and data communications system. Allows a redevelopment commission to the use up to 15% of the property tax proceeds allocated to a redevelopment district in a fiscal year for ongoing maintenance and repair of: (1) public ways; and (2) sewers, central water systems, central sewer systems, roads, sidewalks, and levees; that are located in an allocation area and that were funded in whole or in part with tax proceeds allocated to the redevelopment district. Provides for bonding authority for capital projects for higher education institutions. Extends the judicial and legislative branch leave conversion pilot program through June 30, 2021. Requires the governor to appoint a task force to study the Indiana law enforcement academy. Requires the board of trustees of the INPRS, before July 1, 2019, to transfer \$150,000,000 from the assets of the pension stabilization fund to the 1996 account of the teachers retirement fund. Provides that the board may reduce the employer contribution rate as of July 1, 2019. Requires the governing body of each school corporation after July 1, 2019, and before October 1, 2019, to hold at least one public hearing to determine: (1) the dollar amount of the reduction in the school corporation's employer contribution rate; and (2) the actions the governing body of the school corporation intends to take with that amount. Appropriates \$5,000,000 from the state general fund to the supplemental allowance reserve account for the Indiana state teachers' retirement fund pre-1996 account for the state fiscal year beginning July 1, 2019, and ending June 30, 2020. Appropriates \$300,000 from the state general fund to the Indiana women's suffrage centennial commission fund for the state fiscal year beginning July 1, 2019, and ending June 30, 2020. Appropriates \$325,000 from the state general fund to the Indiana department of gaming research for the July 1, 2018, through June 30, 2019, state fiscal year. Provides that appropriations from the state board of accounts dedicated fund for the state board of accounts for the state fiscal year beginning July 1, 2018, may be augmented from the state board of accounts dedicated fund. Provides that the budget agency shall on June 30, 2020, transfer up to \$1,500,000 of any unspent appropriation for adult learners to the workforce cabinet to be used by the workforce cabinet for a workforce diploma reimbursement program. Makes corresponding changes. Makes technical corrections.



First Regular Session of the 121st General Assembly (2019)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1001

A BILL FOR AN ACT concerning state and local administration
and to make an appropriation.

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

1 **SECTION 1. [EFFECTIVE JULY 1, 2019]**

2

3 (a) The following definitions apply throughout this act:

4 (1) "Augmentation allowed" means the governor and the budget agency are
5 authorized to add to an appropriation in this act from revenues accruing to the
6 fund from which the appropriation was made.

7 (2) "Biennium" means the period beginning July 1, 2019, and ending June 30, 2021.
8 Appropriations appearing in the biennial column for construction or other permanent
9 improvements do not revert under IC 4-13-2-19 and may be allotted.

10 (3) "Deficiency appropriation" or "special claim" means an appropriation available
11 during the 2018-2019 fiscal year.

12 (4) "Equipment" includes machinery, implements, tools, furniture,
13 furnishings, vehicles, and other articles that have a calculable period of service
14 that exceeds twelve (12) calendar months.

15 (5) "Fee replacement" includes payments to universities to be used to pay indebtedness
16 resulting from financing the cost of planning, purchasing, rehabilitation, construction,
17 repair, leasing, lease-purchasing, or otherwise acquiring land, buildings, facilities,
18 and equipment to be used for academic and instructional purposes.

19 (6) "Federally qualified health center" means a community health center that is
20 designated by the Health Resources Services Administration, Bureau of Primary Health
21 Care, as a Federally Qualified Health Center Look Alike under the FED 330 Consolidated



1 Health Center Program authorization, including Community Health Center (330e), Migrant
2 Health Center (330g), Health Care for the Homeless (330h), Public Housing Primary
3 Care (330i), and School Based Health Centers (330).

4 (7) "Other operating expense" includes payments for "services other than personal",
5 "services by contract", "supplies, materials, and parts", "grants, subsidies, refunds,
6 and awards", "in-state travel", "out-of-state travel", and "equipment".

7 (8) "Pension fund contributions" means the state of Indiana's contributions to a
8 specific retirement fund.

9 (9) "Personal services" includes payments for salaries and wages to officers and
10 employees of the state (either regular or temporary), payments for compensation
11 awards, and the employer's share of Social Security, health insurance, life insurance,
12 dental insurance, vision insurance, deferred compensation - state match, leave
13 conversion, disability, and retirement fund contributions.

14 (10) "SSBG" means the Social Services Block Grant. This was formerly referred to
15 as "Title XX".

16 (11) "State agency" means:

17 (A) each office, officer, board, commission, department, division, bureau, committee,
18 fund, agency, authority, council, or other instrumentality of the state;

19 (B) each hospital, penal institution, and other institutional enterprise of the
20 state;

21 (C) the judicial department of the state; and

22 (D) the legislative department of the state.

23 However, this term does not include cities, towns, townships, school cities, school
24 townships, school districts, other municipal corporations or political subdivisions
25 of the state, or universities and colleges supported in whole or in part by state
26 funds.

27 (12) "State funded community health center" means a public or private not for profit
28 (501(c)(3)) organization that provides comprehensive primary health care services to
29 all age groups.

30 (13) "Total operating expense" includes payments for both "personal services" and
31 "other operating expense".

32 (b) The state board of finance may authorize advances to boards or persons having
33 control of the funds of any institution or department of the state of a sum of
34 money out of any appropriation available at such time for the purpose of establishing
35 working capital to provide for payment of expenses in the case of emergency when
36 immediate payment is necessary or expedient. Advance payments shall be made by
37 warrant by the auditor of state, and properly itemized and receipted bills or invoices
38 shall be filed by the board or persons receiving the advance payments.

39 (c) All money appropriated by this act shall be considered either a direct appropriation
40 or an appropriation from a rotary or revolving fund.

41 (1) Direct appropriations are subject to withdrawal from the state treasury and for
42 expenditure for such purposes, at such time, and in such manner as may be prescribed
43 by law. Direct appropriations are not subject to return and rewithdrawal from the
44 state treasury, except for the correction of an error which may have occurred in
45 any transaction or for reimbursement of expenditures which have occurred in the
46 same fiscal year.

47 (2) A rotary or revolving fund is any designated part of a fund that is set apart
48 as working capital in a manner prescribed by law and devoted to a specific purpose
49 or purposes. The fund consists of earnings and income only from certain sources



or combination of sources. The money in the fund shall be used for the purpose designated by law as working capital. The fund at any time consists of the original appropriation to the fund, if any, all receipts accrued to the fund, and all money withdrawn from the fund and invested or to be invested. The fund shall be kept intact by separate entries in the auditor of state's office, and no part of the fund shall be used for any purpose other than the lawful purpose of the fund or revert to any other fund at any time. However, any unencumbered excess above any prescribed amount may be transferred to the state general fund at the close of each fiscal year unless otherwise specified in the Indiana Code.

SECTION 2. [EFFECTIVE JULY 1, 2019]

For the conduct of state government, its offices, funds, boards, commissions, departments, societies, associations, services, agencies, and undertakings, and for other appropriations not otherwise provided by statute, the following sums in SECTIONS 3 through 10 are appropriated for the periods of time designated from the general fund of the state of Indiana or other specifically designated funds.

In this act, whenever there is no specific fund or account designated, the appropriation is from the general fund.

SECTION 3. [EFFECTIVE JULY 1, 2019]

GENERAL GOVERNMENT

A. LEGISLATIVE

FOR THE GENERAL ASSEMBLY

LEGISLATORS' SALARIES - HOUSE

Total Operating Expense	7,433,880	8,533,999
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HOUSE EXPENSES

Total Operating Expense	12,158,288	12,158,288
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LEGISLATORS' SALARIES - SENATE

Total Operating Expense	2,449,000	2,545,000
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SENATE EXPENSES

Total Operating Expense	10,259,000	11,463,000
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Included in the above appropriations for house and senate expenses are funds for a legislative business per diem allowance, meals, and other usual and customary expenses associated with legislative affairs. Except as provided below, this allowance is to be paid to each member of the general assembly for every day, including Sundays, during which the general assembly is convened in regular or special session, commencing with the day the session is officially convened and concluding with the day the session is adjourned sine die. However, after five (5) consecutive days of recess, the legislative business per diem allowance is to be made on an individual voucher basis until the recess concludes.

Each member of the general assembly is entitled, when authorized by the speaker of the



1 house or the president pro tempore of the senate, to the legislative business per diem
2 allowance for every day the member is engaged in official business.

3
4 The legislative business per diem allowance that each member of the general assembly
5 is entitled to receive equals the maximum daily amount allowable to employees of the
6 executive branch of the federal government for subsistence expenses while away from
7 home in travel status in the Indianapolis area. The legislative business per diem changes
8 each time there is a change in that maximum daily amount.

9
10 In addition to the legislative business per diem allowance, each member of the general
11 assembly shall receive the mileage allowance in an amount equal to the standard
12 mileage rates for personally owned transportation equipment established by the federal
13 Internal Revenue Service for each mile necessarily traveled from the member's usual
14 place of residence to the state capitol. However, if the member traveled by a means
15 other than by motor vehicle, and the member's usual place of residence is more than
16 one hundred (100) miles from the state capitol, the member is entitled to reimbursement
17 in an amount equal to the lowest air travel cost incurred in traveling from the
18 usual place of residence to the state capitol. During the period the general assembly
19 is convened in regular or special session, the mileage allowance shall be limited
20 to one (1) round trip each week per member.

21
22 Any member of the general assembly who is appointed by the governor, speaker of
23 the house, president or president pro tempore of the senate, house or senate minority
24 floor leader, or Indiana legislative council to serve on any research, study, or survey
25 committee or commission, or who attends any meetings authorized or convened
26 under the auspices of the Indiana legislative council, including pre-session conferences
27 and federal-state relations conferences, is entitled, when authorized by the legislative
28 council, to receive the legislative business per diem allowance for each day the
29 member is in actual attendance and is also entitled to a mileage allowance, at the
30 rate specified above, for each mile necessarily traveled from the member's usual
31 place of residence to the state capitol, or other in-state site of the committee,
32 commission, or conference. The per diem allowance and the mileage allowance permitted
33 under this paragraph shall be paid from the legislative council appropriation for
34 legislator and lay member travel unless the member is attending an out-of-state
35 meeting, as authorized by the speaker of the house of representatives or the president
36 pro tempore of the senate, in which case the member is entitled to receive:
37 (1) the legislative business per diem allowance for each day the member is engaged
38 in approved out-of-state travel; and
39 (2) reimbursement for traveling expenses actually incurred in connection with the
40 member's duties, as provided in the state travel policies and procedures established
41 by the legislative council.

42
43 Notwithstanding the provisions of this or any other statute, the legislative council
44 may adopt, by resolution, travel policies and procedures that apply only to members
45 of the general assembly or to the staffs of the house of representatives, senate, and
46 legislative services agency, or both members and staffs. The legislative council may
47 apply these travel policies and procedures to lay members serving on research, study,
48 or survey committees or commissions that are under the jurisdiction of the legislative
49 council. Notwithstanding any other law, rule, or policy, the state travel policies and



procedures established by the Indiana department of administration and approved by the budget agency do not apply to members of the general assembly, to the staffs of the house of representatives, senate, or legislative services agency, or to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council (if the legislative council applies its travel policies and procedures to lay members under the authority of this SECTION), except that, until the legislative council adopts travel policies and procedures, the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency apply to members of the general assembly, to the staffs of the house of representatives, senate, and legislative services agency, and to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council. The executive director of the legislative services agency is responsible for the administration of travel policies and procedures adopted by the legislative council. The auditor of state shall approve and process claims for reimbursement of travel related expenses under this paragraph based upon the written affirmation of the speaker of the house of representatives, the president pro tempore of the senate, or the executive director of the legislative services agency that those claims comply with the travel policies and procedures adopted by the legislative council. If the funds appropriated for the house and senate expenses and legislative salaries are insufficient to pay all the necessary expenses incurred, including the cost of printing the journals of the house and senate, there is appropriated such further sums as may be necessary to pay such expenses.

LEGISLATORS' SUBSISTENCE

LEGISLATORS' EXPENSES - HOUSE

Total Operating Expense	3,256,892	2,852,709
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LEGISLATORS' EXPENSES - SENATE

Total Operating Expense	1,482,000	1,470,000
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Each member of the general assembly is entitled to a subsistence allowance of forty percent (40%) of the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area for:

- (1) each day that the general assembly is not convened in regular or special session; and
- (2) each day after the first session day held in November and before the first session day held in January.

However, the subsistence allowance under subdivision (2) may not be paid with respect to any day after the first session day held in November and before the first session day held in January with respect to which all members of the general assembly are entitled to a legislative business per diem.

The subsistence allowance is payable from the appropriations for legislators' subsistence.

The officers of the senate are entitled to the following amounts annually in addition to the subsistence allowance: president pro tempore, \$7,000; assistant president pro tempore, \$3,000; majority floor leader, \$5,500; assistant majority floor leader(s), \$3,500; majority floor leader emeritus, \$2,500; majority caucus chair, \$5,500;



assistant majority caucus chair(s), \$1,500; appropriations committee chair, \$5,500; tax and fiscal policy committee chair, \$5,500; appropriations committee ranking majority member, \$2,000; tax and fiscal policy committee ranking majority member, \$2,000; majority whip, \$4,000; assistant majority whip, \$2,000; minority floor leader, \$6,000; minority leader emeritus, \$1,500; minority caucus chair, \$5,000; assistant minority floor leader, \$5,000; appropriations committee ranking minority member, \$2,000; tax and fiscal policy committee ranking minority member, \$2,000; minority whip(s), \$2,000; assistant minority whip, \$1,000; assistant minority caucus chair(s), \$1,000; agriculture committee chair, \$1,000; natural resources committee chair, \$1,000; public policy committee chair, \$1,000; corrections and criminal law committee chair, \$1,000; civil law committee chair, \$1,000; education and career development chair, \$1,000; elections committee chair, \$1,000; environmental affairs committee chair, \$1,000; family and children services committee chair, \$1,000; pensions and labor committee chair, \$1,000; health and provider services committee chair, \$1,000; homeland security and transportation committee chair, \$1,000; veterans affairs and the military committee chair, \$1,000; insurance and financial institutions committee chair, \$1,000; judiciary committee chair, \$1,000; local government committee chair, \$1,000; utilities committee chair, \$1,000; commerce and technology committee chair, \$1,000; appointments and claims committee chair, \$1,000; rules and legislative procedure committee chair, \$1,000; and ethics committee chair, \$1,000. If an officer fills more than one (1) leadership position, the officer shall be paid for the higher paid position.

Officers of the house of representatives are entitled to the following amounts annually in addition to the subsistence allowance: speaker of the house, \$7,000; speaker pro tempore, \$5,000; deputy speaker pro tempore, \$2,000; majority floor leader, \$5,500; majority caucus chair, \$5,500; majority whip, \$4,000; assistant majority floor leader(s), \$3,500; assistant majority caucus chair(s), \$2,000; assistant majority whip(s), \$2,000; ways and means committee chair, \$5,500; ways and means committee vice chair, \$4,000; ways and means k-12 subcommittee chair, \$1,500; ways and means higher education subcommittee chair, \$1,500; ways and means budget subcommittee chair, \$3,000; ways and means health and human services subcommittee chair, \$1,500; ways and means local government subcommittee chair, \$1,500; minority leader, \$5,500; minority floor leader, \$4,500; minority caucus chair, \$4,500; minority whip, \$3,000; assistant minority leader, \$1,500; assistant minority floor leader, \$1,500; assistant minority caucus chair, \$1,500; assistant minority whip, \$1,500; ways and means committee ranking minority member, \$3,500; agriculture and rural development committee chair, \$1,000; commerce, small business, and economic development committee chair, \$1,000; courts and criminal code committee chair, \$1,000; education committee chair, \$1,000; elections and apportionment committee chair, \$1,000; employment, labor, and pensions committee chair, \$1,000; environmental affairs committee chair, \$1,000; statutory committee on legislative ethics committee chair, \$1,000; family, children, and human affairs committee chair, \$1,000; financial institutions committee chair, \$1,000; government and regulatory reform committee chair, \$1,000; insurance committee chair, \$1,000; statutory committee on interstate and international cooperation committee chair, \$1,000; judiciary committee chair, \$1,000; local government committee chair, \$1,000; natural resources committee chair, \$1,000; public health committee chair, \$1,000; public policy committee chair, \$1,000; roads and transportation committee chair, \$1,000; rules and legislative procedures committee chair, \$1,000; select



committee on government reduction committee chair, \$1,000; utilities, energy and telecommunications committee chair, \$1,000; and veterans affairs and public safety committee chair, \$1,000. If an officer fills more than one (1) leadership position, the officer may be paid for each of the paid positions.

If the senate or house of representatives eliminates a committee or officer referenced in this SECTION and replaces the committee or officer with a new committee or position, the above appropriations for subsistence shall be used to pay for the new committee or officer. However, this does not permit any additional amounts to be paid under this SECTION for a replacement committee or officer than would have been spent for the eliminated committee or officer. If the senate or house of representatives creates a new, additional committee or officer, or assigns additional duties to an existing officer, the above appropriations for subsistence shall be used to pay for the new committee or officer, or to adjust the annual payments made to the existing officer, in amounts determined by the legislative council.

If the funds appropriated for legislators' subsistence are insufficient to pay all the subsistence incurred, there are hereby appropriated such further sums as may be necessary to pay such subsistence.

FOR THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE SERVICES AGENCY

Total Operating Expense	20,450,065	19,959,695
LEGISLATOR AND LAY MEMBER TRAVEL		
Total Operating Expense	847,500	847,500

Included in the above appropriations for the legislative council and legislative services agency expenses are funds for usual and customary expenses associated with legislative services.

If the funds above appropriated for the legislative council and the legislative services agency and for legislator and lay member travel are insufficient to pay all the necessary expenses incurred, there are hereby appropriated such further sums as may be necessary to pay those expenses.

Any person other than a member of the general assembly who is appointed by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or legislative council to serve on any research, study, or survey committee or commission is entitled, when authorized by the legislative council, to a per diem instead of subsistence of \$75 per day during the 2019-2021 biennium. In addition to the per diem, such a person is entitled to mileage reimbursement, at the rate specified for members of the general assembly, for each mile necessarily traveled from the person's usual place of residence to the state capitol or other in-state site of the committee, commission, or conference. However, reimbursement for any out-of-state travel expenses claimed by lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council shall be based on SECTION 14 of this act, until the legislative council applies those travel policies and procedures that govern legislators and their staffs to such lay members as authorized elsewhere in this SECTION. The allowance



and reimbursement permitted in this paragraph shall be paid from the legislative council appropriations for legislative and lay member travel unless otherwise provided for by a specific appropriation.

Included in the above appropriations for the legislative council and legislative services agency are funds for the printing and distribution of documents published by the legislative council. These documents include journals, bills, resolutions, enrolled documents, the acts of the first and second regular sessions of the 121st general assembly, the supplements to the Indiana Code for fiscal years 2019-2020 and 2020-2021, and the publication of the Indiana Administrative Code and the Indiana Register. Upon completion of the distribution of the Acts and the supplements to the Indiana Code, as provided in IC 2-6-1.5, remaining copies may be sold at a price or prices periodically determined by the legislative council. If the above appropriations for the printing and distribution of documents published by the legislative council are insufficient to pay all of the necessary expenses incurred, there are hereby appropriated such sums as may be necessary to pay such expenses.

STATE VIDEO STREAMING SERVICES

Other Operating Expense	375,950	387,229
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LEGISLATIVE CLOSED CAPTIONING SERVICES

Total Operating Expense	193,500	229,500
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If the above appropriations for legislative closed captioning services are insufficient to pay all of the necessary expenses incurred, there are hereby appropriated such sums as may be necessary to pay such expenses.

LEGISLATIVE COUNCIL CONTINGENCY FUND

Total Operating Expense	113,062	113,062
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Disbursements from the fund may be made only for purposes approved by the chairman and vice chairman of the legislative council.

The legislative services agency shall charge the following fees, unless the legislative council sets these or other fees at different rates:

Annual subscription to the session document service for sessions ending in odd-numbered years: \$900

Annual subscription to the session document service for sessions ending in even-numbered years: \$500

Per page charge for copies of legislative documents: \$0.15

Annual charge for interim calendar: \$10

Daily charge for the journal of either house: \$2

COUNCIL OF STATE GOVERNMENTS ANNUAL DUES



	<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	198,213	206,163
2	NATIONAL CONFERENCE OF STATE LEGISLATURES ANNUAL DUES		
3	Other Operating Expense	231,878	238,835
4	NATIONAL CONFERENCE OF INSURANCE LEGISLATORS ANNUAL DUES		
5	Other Operating Expense	20,000	20,000
6	EDUCATION COMMISSION OF THE STATES ANNUAL DUES		
7	Other Operating Expense	91,800	91,800
8	NATIONAL COUNCIL OF LEGISLATORS FROM GAMING STATES DUES		
9	Other Operating Expense	5,000	5,000
10	FOR THE INDIANA LOBBY REGISTRATION COMMISSION		
11	Total Operating Expense	338,244	373,016
12			
13	FOR THE INDIANA PUBLIC RETIREMENT SYSTEM		
14	LEGISLATORS' RETIREMENT FUND		
15	Other Operating Expense	207,615	207,615
16			
17	B. JUDICIAL		
18			
19	FOR THE SUPREME COURT		
20	Personal Services	14,420,506	14,420,506
21	Other Operating Expense	4,956,660	4,956,660
22			
23	The above appropriation for the supreme court personal services includes the subsistence		
24	allowance as provided by IC 33-38-5-8.		
25			
26	LOCAL JUDGES' SALARIES		
27	Personal Services	69,686,577	69,870,210
28	COUNTY PROSECUTORS' SALARIES		
29	Personal Services	28,665,913	28,819,840
30			
31	The above appropriations for county prosecutors' salaries represent the amounts		
32	authorized by IC 33-39-6-5.		
33			
34	SUPREME COURT TITLE IV-D		
35	Total Operating Expense	1,950,000	1,950,000
36			
37	TRIAL COURT OPERATIONS		
38	Total Operating Expense	1,246,075	1,246,075
39			
40	Of the above appropriations, \$500,000 each fiscal year is for court interpreters.		
41			
42	INDIANA COURT TECHNOLOGY		
43	Total Operating Expense	3,000,000	3,000,000
44	Court Technology Fund (IC 33-24-6-12)		
45	Total Operating Expense	14,588,380	14,588,380
46	Augmentation allowed.		
47			
48	INDIANA CONFERENCE FOR LEGAL EDUCATION OPPORTUNITY		
49	Total Operating Expense	778,750	778,750

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The above funds are appropriated to the division of state court administration in lieu of the appropriation made by IC 33-24-13-7.

GUARDIAN AD LITEM

Total Operating Expense	6,337,810	6,337,810
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The division of state court administration shall use the above appropriations to administer an office of guardian ad litem and court appointed special advocate services and to provide matching funds to counties that are required to implement, in courts with juvenile jurisdiction, a guardian ad litem and court appointed special advocate program for children who are alleged to be victims of child abuse or neglect under IC 31-33 and to administer the program. A county may use these matching funds to supplement amounts collected as fees under IC 31-40-3 to be used for the operation of guardian ad litem and court appointed special advocate programs. The county fiscal body shall appropriate adequate funds for the county to be eligible for these matching funds. In each fiscal year, the office of guardian ad litem shall set aside at least thirty thousand dollars (\$30,000) from the above appropriations to provide older youth foster care.

ADULT GUARDIANSHIP

Total Operating Expense	1,500,000	1,500,000
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The above appropriations are for the administration of the office of adult guardianship and to provide matching funds to county courts with probate jurisdiction that implement and administer programs for volunteer advocates for seniors and incapacitated adults who are appointed a guardian under IC 29. Volunteer advocates for seniors and incapacitated adults programs shall provide a match of 50% of the funds appropriated by the division of state court administration of which up to half may be an in-kind match and the remainder must be county funds or other local county resources. Only programs certified by the supreme court are eligible for matching funds. The above appropriations include funds to maintain an adult guardianship registry to serve as a data repository for adult guardianship cases and guardians appointed by the courts.

CIVIL LEGAL AID

Total Operating Expense	1,750,000	1,750,000
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The above appropriations include the appropriation provided in IC 33-24-12-7.

SPECIAL JUDGES - COUNTY COURTS

Total Operating Expense	149,000	149,000
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If the funds appropriated above for special judges of county courts are insufficient to pay all of the necessary expenses that the state is required to pay under IC 34-35-1-4, there are hereby appropriated such further sums as may be necessary to pay these expenses.

COMMISSION ON RACE AND GENDER FAIRNESS

Total Operating Expense	380,996	380,996
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	<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	INTERSTATE COMPACT FOR ADULT OFFENDERS		
2	Total Operating Expense	236,180	236,180
3	PROBATION OFFICERS TRAINING		
4	Total Operating Expense	750,000	750,000
5	VETERANS PROBLEM-SOLVING COURT		
6	Total Operating Expense	1,000,000	1,000,000
7	DRUG AND ALCOHOL PROGRAMS FUND		
8	Total Operating Expense	100,000	100,000
9			
10	FOR THE PUBLIC DEFENDER COMMISSION		
11	Total Operating Expense	22,820,000	22,820,000
12			
13	The above appropriation is made in addition to the distribution authorized by IC		
14	33-37-7-9(c) for the purpose of reimbursing counties for indigent defense services		
15	provided to a defendant. Administrative costs may be paid from the public defense		
16	fund. Any balance in the public defense fund is appropriated to the public defender		
17	commission. Of the above appropriations, \$1,000,000 each year is for the public		
18	defense of the parents of children in need of services.		
19			
20	FOR THE COURT OF APPEALS		
21	Personal Services	11,061,324	11,061,324
22	Other Operating Expense	1,593,452	1,593,452
23			
24	The above appropriations for the court of appeals personal services include the		
25	subsistence allowance provided by IC 33-38-5-8.		
26			
27	FOR THE TAX COURT		
28	Personal Services	756,203	756,203
29	Other Operating Expense	154,250	154,250
30			
31	FOR THE PUBLIC DEFENDER		
32	Personal Services	6,596,128	6,596,128
33	Other Operating Expense	902,815	902,815
34			
35	FOR THE PUBLIC DEFENDER COUNCIL		
36	Personal Services	1,214,900	1,214,900
37	Other Operating Expense	336,793	336,793
38			
39	FOR THE PROSECUTING ATTORNEYS COUNCIL		
40	Personal Services	921,976	921,976
41	Other Operating Expense	331,854	331,854
42	DRUG PROSECUTION		
43	Drug Prosecution Fund (IC 33-39-8-6)		
44	Total Operating Expense	234,662	234,662
45	Augmentation allowed.		
46	PROSECUTING ATTORNEYS TITLE IV-D		
47	Total Operating Expense	1,950,000	1,950,000
48			
49	FOR THE INDIANA PUBLIC RETIREMENT SYSTEM		

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		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	JUDGES' RETIREMENT FUND			
2	Other Operating Expense	11,013,290	11,467,437	
3	PROSECUTORS' RETIREMENT FUND			
4	Other Operating Expense	4,232,219	4,401,508	
5				
6	C. EXECUTIVE			
7				
8	FOR THE GOVERNOR'S OFFICE			
9	Personal Services	1,911,123	1,911,123	
10	Other Operating Expense	18,729	18,729	
11	GOVERNOR'S RESIDENCE			
12	Total Operating Expense	107,804	107,804	
13	SUBSTANCE ABUSE PREVENTION, TREATMENT, AND ENFORCEMENT			
14	Addiction Services Fund (IC 12-23-2)			
15	Total Operating Expense	5,000,000	5,000,000	
16	WASHINGTON LIAISON OFFICE			
17	Other Operating Expense	51,936	51,936	
18				
19	FOR THE LIEUTENANT GOVERNOR			
20	Personal Services	2,426,455	2,426,455	
21	Other Operating Expense	2,174,002	2,174,002	
22				
23	LIEUTENANT GOVERNOR'S CONTINGENCY FUND			
24	Total Operating Expense	5,107	5,107	
25				
26	Direct disbursements from the lieutenant governor's contingency fund are not subject			
27	to the provisions of IC 5-22.			
28				
29	FOR THE SECRETARY OF STATE			
30	ADMINISTRATION			
31	Personal Services	4,481,744	4,486,932	
32	Other Operating Expense	995,612	995,612	
33	VOTER EDUCATION OUTREACH			
34	Total Operating Expense	749,972	749,972	
35				
36	The above appropriations shall be deposited in the voter education outreach			
37	fund established by IC 3-6-3.7-4.			
38				
39	FOR THE ATTORNEY GENERAL			
40	ATTORNEY GENERAL			
41	From the General Fund			
42	20,132,051	20,132,051		
43	From the Homeowner Protection Unit Account (IC 4-6-12-9)			
44	473,186	473,186		
45	Augmentation allowed.			
46	From the Agency Settlement Fund (IC 4-12-16-2)			
47	3,554,032	3,554,032		
48	Augmentation allowed.			
49	From the Real Estate Appraiser Investigative Fund (IC 25-34.1-8-7.5)			

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1		50,000	50,000
2	Augmentation allowed.		
3	From the Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
4		818,916	818,916
5	Augmentation allowed.		
6	From the Abandoned Property Fund (IC 32-34-1-33)		
7		2,054,730	2,054,730
8	Augmentation allowed.		
9			
10	The amounts specified from the general fund, homeowner protection unit account,		
11	agency settlements fund, real estate appraiser investigative fund, non-consumer		
12	settlements fund, tobacco master settlement agreement fund, and abandoned property		
13	fund are for the following purposes:		
14			
15	Personal Services	22,401,450	22,401,450
16	Other Operating Expense	4,681,465	4,681,465
17			
18	HOMEOWNER PROTECTION UNIT		
19	Homeowner Protection Unit Account (IC 4-6-12-9)		
20	Total Operating Expense	774,265	774,265
21	MEDICAID FRAUD UNIT		
22	Total Operating Expense	1,400,000	1,400,000
23			
24	The above appropriations to the Medicaid fraud unit are the state's matching share		
25	of funding for the state Medicaid fraud control unit under IC 4-6-10 as prescribed		
26	by 42 U.S.C. 1396b(q). Augmentation allowed from collections.		
27			
28	UNCLAIMED PROPERTY		
29	Abandoned Property Fund (IC 32-34-1-33)		
30	Personal Services	1,488,029	1,488,029
31	Other Operating Expense	4,341,149	4,341,149
32	Augmentation allowed.		
33			
34	D. FINANCIAL MANAGEMENT		
35			
36	FOR THE AUDITOR OF STATE		
37	Personal Services	4,707,622	4,707,622
38	Other Operating Expense	2,225,713	2,225,713
39			
40	GOVERNORS' AND GOVERNORS' SURVIVING SPOUSES' PENSIONS		
41	Total Operating Expense	188,064	188,064
42	Augmentation allowed.		
43			
44	The above appropriations for governors' and governors' surviving spouses' pensions		
45	are made under IC 4-3-3.		
46			
47	FOR THE STATE BOARD OF ACCOUNTS		
48	Personal Services	13,720,717	13,720,717
49	EXAMINATIONS		



	<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1 Examinations Fund (IC 5-11-4-3)			
2 Total Operating Expense	15,292,124	15,292,124	
3 Augmentation allowed.			
4 GOVERNOR ELECT			
5 Total Operating Expense	0	40,000	
6			
7 FOR THE STATE BUDGET COMMITTEE			
8 Total Operating Expense	86,312	86,312	
9 Augmentation allowed.			
10			
11 Notwithstanding IC 4-12-1-11(b), the salary per diem of the legislative members of			
12 the budget committee is equal to one hundred fifty percent (150%) of the legislative			
13 business per diem allowance.			
14			
15 FOR THE OFFICE OF MANAGEMENT AND BUDGET			
16 Personal Services	472,690	472,690	
17 Other Operating Expense	24,825	24,825	
18 FOR THE DISTRESSED UNIT APPEAL BOARD			
19 Total Operating Expense	5,000,000	5,000,000	
20 FOR THE MANAGEMENT AND PERFORMANCE HUB			
21 Total Operating Expense	8,252,558	8,252,558	
22 FOR THE STATE BUDGET AGENCY			
23 Personal Services	3,079,662	3,079,662	
24 Other Operating Expense	322,630	323,030	
25			
26 DEPARTMENTAL AND INSTITUTIONAL EMERGENCY CONTINGENCY FUND			
27 Total Operating Expense			5,000,000
28			
29 The above departmental and institutional emergency contingency fund appropriation			
30 may be allotted to departments, institutions, and all state agencies by the budget			
31 agency upon written request and with the approval of the governor. Within thirty			
32 days of the conclusion of each state fiscal year, the budget agency shall provide			
33 a report to the budget committee describing all allotments made from the departmental			
34 and institutional emergency contingency fund in the prior fiscal year.			
35			
36 PERSONAL SERVICESFRINGE BENEFITS CONTINGENCY FUND			
37 Total Operating Expense	4,000,000	4,000,000	
38 Personal Services/Fringe Benefits Contingency Fund (IC 4-12-17-1)			
39 Total Operating Expense	20,000,000	40,000,000	
40 Augmentation allowed.			
41			
42 The above personal services/fringe benefits contingency fund appropriations shall			
43 be allotted in the amount requested by the judicial branch, the legislative branch,			
44 and statewide elected officials by the budget agency. The above personal services/fringe			
45 benefits contingency fund appropriation may be allotted to departments, institutions,			
46 and all state agencies by the budget agency with the approval of the governor.			
47			
48 The above personal services/fringe benefits contingency fund appropriations may be			
49 used only for salary increases, fringe benefit increases, an employee leave conversion			



program, state retiree health programs, or related expenses.

Of the above appropriations, \$30,000 annually shall be paid to the Indiana public retirement system in each fiscal year to pay for the local pension report.

RETIREE HEALTH BENEFIT TRUST FUND

Retiree Health Benefit Trust Fund (IC 5-10-8-8.5)

Total Operating Expense	17,551,576	17,551,576
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Augmentation allowed.

The above appropriation for the retiree health plan:

- (1) is to fund employer contributions and benefits provided under IC 5-10-8.5;
- (2) does not revert at the end of any state fiscal year but remains available for the purposes of the appropriation in subsequent state fiscal years; and
- (3) is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12 or any other law.

The budget agency may transfer appropriations from federal or dedicated funds to the trust fund to accrue funds to pay benefits to employees that are not paid from the general fund.

FOR THE INDIANA PUBLIC RETIREMENT SYSTEM

PUBLIC SAFETY PENSION

Total Operating Expense	145,000,000	145,000,000
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Augmentation allowed.

FOR THE TREASURER OF STATE

Personal Services	1,286,204	1,286,204
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Other Operating Expense	54,477	54,477
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ABLE AUTHORITY (IC 12-11-14)

Total Operating Expense	255,466	255,466
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E. TAX ADMINISTRATION

FOR THE DEPARTMENT OF REVENUE

COLLECTION AND ADMINISTRATION

Personal Services	46,497,746	46,497,746
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Other Operating Expense	22,448,350	22,448,350
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With the approval of the governor and the budget agency, the department shall annually reimburse the state general fund for expenses incurred in support of the collection of dedicated fund revenue according to the department's cost allocation plan.

With the approval of the governor and the budget agency, the foregoing sums for the department of state revenue may be augmented to an amount not exceeding in total, together with the above specific amounts, one and one-tenth percent (1.1%) of the amount of money collected by the department of state revenue from taxes and fees.



OUTSIDE COLLECTIONS

Total Operating Expense	5,395,161	5,395,161
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With the approval of the governor and the budget agency, the foregoing sums for the department of state revenue's outside collections may be augmented to an amount not exceeding in total, together with the above specific amounts, one and one-tenth percent (1.1%) of the amount of money collected by the department from taxes and fees.

MOTOR CARRIER REGULATION

Motor Carrier Regulation Fund (IC 8-2.1-23)

Personal Services	3,482,742	3,482,742
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Other Operating Expense	6,063,822	6,063,822
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Augmentation allowed from the Motor Carrier Regulation Fund.

DEPARTMENT OF STATE REVENUE PILOT PROGRAM

Department of State Revenue Pilot Program Fund (IC 6-8.1-16.3-5)

Total Operating Expense	438,000	182,500
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Augmentation allowed from the Department of State Revenue Pilot Program Fund.

FOR THE INDIANA GAMING COMMISSION

From the State Gaming Fund (IC 4-33-13-2)

2,400,000	2,400,000
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From the Gaming Investigations Fund (IC 4-33-4-18(b))

1,074,000	1,074,000
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The amounts specified from the state gaming fund and gaming investigations fund are for the following purposes:

Personal Services	3,187,550	3,187,550
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Other Operating Expense	286,450	286,450
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The above appropriations to the Indiana gaming commission are made from revenues accruing to the state gaming fund under IC 4-33 before any distribution is made under IC 4-33-13-5.

Augmentation allowed.

The above appropriations to the Indiana gaming commission are made instead of the appropriation made in IC 4-33-13-4.

ATHLETIC COMMISSION

State Gaming Fund (IC 4-33-13-2)

Total Operating Expense	99,397	99,397
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Augmentation allowed

Athletic Fund (IC 4-33-22-9)

Total Operating Expense	64,407	64,407
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Augmentation allowed

FANTASY SPORTS REGULATION AND ADMINISTRATION



1	Fantasy Sports Regulation and Administration Fund (IC 4-33-24-28)		
2	Total Operating Expense	30,000	30,000
3	Augmentation allowed		
4			
5	FOR THE INDIANA HORSE RACING COMMISSION		
6	Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
7	Personal Services	2,216,696	2,216,696
8	Other Operating Expense	481,085	469,870
9			
10	The above appropriations to the Indiana horse racing commission are made from revenues		
11	accruing to the Indiana horse racing commission before any distribution is made		
12	under IC 4-31-9.		
13			
14	FOR THE INDIANA DEPARTMENT OF GAMING RESEARCH		
15	Personal Services	6,500	6,500
16	Other Operating Expense	318,500	318,500
17			
18	FOR THE DEPARTMENT OF LOCAL GOVERNMENT FINANCE		
19	General Fund		
20	Personal Services	3,206,454	3,206,454
21	Other Operating Expense	600,543	600,543
22	Assessment Training and Administration Fund (IC 6-1.1-5.5-4.7)		
23	Total Operating Expense	422,250	422,250
24	Augmentation allowed		
25	FOR THE INDIANA BOARD OF TAX REVIEW		
26	General Fund		
27	Personal Services	1,360,134	1,360,134
28	Other Operating Expense	160,897	160,897
29	Assessment Training and Administration Fund (IC 6-1.1-5.5-4.7)		
30	Total Operating Expense	464,376	464,376
31	Augmentation allowed		
32			
33	F. ADMINISTRATION		
34			
35	FOR THE DEPARTMENT OF ADMINISTRATION		
36	Personal Services	9,782,954	9,782,954
37	Other Operating Expense	13,614,401	13,614,401
38	MOTOR POOL ROTARY FUND		
39	General Fund		
40	Total Operating Expense	13,724,197	13,710,522
41	Bureau of Motor Vehicles Commission Fund (IC 9-14-14-1)		
42	Total Operating Expense	0	52,546
43	Indiana Office of Technology Rotary Fund (IC 4-13.1-2-7)		
44	Total Operating Expense	60,700	0
45	Financial Institutions Fund (IC 28-11-2-9)		
46	Total Operating Expense	18,800	0
47	Oil and Gas Fund (IC 6-8-1-27)		
48	Total Operating Expense	27,729	0
49	Indiana Natural Heritage Protection Fund (IC 14-31-2-9)		



		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Total Operating Expense	61,593	0	
2	State Solid Waste Management Fund (IC 13-20-22-2)			
3	Total Operating Expense	22,370	23,773	
4	Solid Waste Management Permitting (IC 13-15-11-1)			
5	Total Operating Expense	36,948	19,632	
6	Hazardous Waste Management (IC 13-15-11-1)			
7	Total Operating Expense	30,381	32,286	
8	Environmental Management Special Fund (IC 13-14-12-1)			
9	Total Operating Expense	28,574	0	
10	Weights and Measures Fund (IC 16-19-5-4)			
11	Total Operating Expense	57,300	27,000	
12	Employment of Youth Fund (IC 20-33-3-42)			
13	Total Operating Expense	28,800	29,200	
14	Gaming Enforcement Agents (IC 4-35-4-5)			
15	Total Operating Expense	37,600	38,000	
16	Breath Test Training and Certification Fund (IC 10-20-2-9)			
17	Total Operating Expense	28,800	0	
18	Securities Division Enforcement Fund (IC 23-19-6-1)			
19	Total Operating Expense	45,000	0	
20	Entomology and Plant Pathology Fund (IC 14-24-10-3)			
21	Total Operating Expense	54,801	38,000	
22	Charity Gaming Enforcement Fund (IC 4-32.2-7-3)			
23	Total Operating Expense	37,600	63,000	
24	Title V Operating Permit Program Trust Fund (IC 13-17-8-1)			
25	Total Operating Expense	41,889	22,258	
26	Integrated Public Safety Communications Fund (IC 5-26-4-1)			
27	Total Operating Expense	1,569,250	1,583,150	
28	Enforcement and Administration Fund (IC 7.1-4-10-1)			
29	Total Operating Expense	393,000	404,000	
30	Fire and Building Services Fund (IC 22-12-6-1)			
31	Total Operating Expense	302,200	306,000	
32	Law Enforcement Academy Fund (IC 5-2-1-13)			
33	Total Operating Expense	48,565	0	
34	State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)			
35	Total Operating Expense	478,567	484,865	
36	Fish and Wildlife Fund (IC 14-22-3-2)			
37	Total Operating Expense	499,704	586,000	
38	State Highway Fund (IC 8-23-9-54)			
39	Total Operating Expense	3,125,000	3,062,500	
40				
41	The budget agency may transfer portions of the above dedicated fund appropriations			
42	from the department of administration back to the agency that provided the appropriation			
43	if necessary.			
44				
45	In addition to the appropriations above, the budget agency with the approval of			
46	the governor may transfer appropriations to the motor pool rotary fund for the purchase			
47	of vehicles and related equipment.			
48				
49	FOR THE STATE PERSONNEL DEPARTMENT			

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		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	2,836,187	2,836,187	
2	Other Operating Expense	179,800	179,800	
3	CAREER CONNECTIONS AND TALENT			
4	Personal Services	628,150	628,150	
5	Other Operating Expense	165,300	165,300	
6	GOVERNOR'S FELLOWSHIP PROGRAM			
7	Personal Services	261,358	261,358	
8	Other Operating Expense	19,421	19,421	
9				
10	FOR THE STATE EMPLOYEES' APPEALS COMMISSION			
11	Personal Services	126,997	127,131	
12	Other Operating Expense	9,206	9,206	
13				
14	FOR THE OFFICE OF TECHNOLOGY			
15	PAY PHONE FUND			
16	Correctional Facilities Calling System Fund (IC 5-22-23-7)			
17	Total Operating Expense	1,175,918	1,175,918	
18	Augmentation allowed.			
19				
20	The pay phone fund is established for the procurement of hardware, software, and			
21	related equipment and services needed to expand and enhance the state campus			
22	backbone and other central information technology initiatives. Such procurements			
23	may include, but are not limited to, wiring and rewiring of state offices, Internet			
24	services, video conferencing, telecommunications, application software, and related			
25	services. Notwithstanding IC 5-22-23-5, the fund consists of the net proceeds received			
26	from contracts with companies providing phone services at state institutions and			
27	other state properties. The fund shall be administered by the office of technology.			
28	Money in the fund may be spent by the office in compliance with a plan approved			
29	by the budget agency. Any money remaining in the fund at the end of any fiscal year			
30	does not revert to the general fund or any other fund but remains in the pay phone			
31	fund.			
32				
33	FOR THE INDIANA ARCHIVES AND RECORDS ADMINISTRATION			
34	Personal Services	1,705,892	1,705,892	
35	Other Operating Expense	327,588	327,588	
36				
37	FOR THE OFFICE OF THE PUBLIC ACCESS COUNSELOR			
38	Personal Services	275,406	275,406	
39	Other Operating Expense	43,770	24,770	
40				
41	G. OTHER			
42				
43	FOR THE COMMISSION ON UNIFORM STATE LAWS			
44	Total Operating Expense	97,811	87,498	
45				
46	FOR THE OFFICE OF INSPECTOR GENERAL			
47	Personal Services	1,102,428	1,102,428	
48	Other Operating Expense	82,729	82,729	
49	STATE ETHICS COMMISSION			



		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	1,507	1,507	
2	Other Operating Expense	4,224	4,224	
3	INSPECTOR GENERAL - 2010 AIG CONFERENCE			
4	Total Operating Expense	5,176	5,176	
5				
6	FOR THE SECRETARY OF STATE			
7	ELECTION DIVISION			
8	Personal Services	984,770	985,808	
9	Other Operating Expense	258,793	258,793	
10	VOTER LIST MAINTENANCE			
11	Total Operating Expense	1,250,000	1,250,000	
12	VOTER REGISTRATION SYSTEM			
13	Total Operating Expense	3,211,759	3,211,759	
14	VOTING SYSTEM TECHNICAL OVERSIGHT PROGRAM			
15	Total Operating Expense	595,000	595,000	
16				
17	SECTION 4. [EFFECTIVE JULY 1, 2019]			
18				
19	PUBLIC SAFETY			
20				
21	A. CORRECTION			
22				
23	FOR THE DEPARTMENT OF CORRECTION			
24	CENTRAL OFFICE			
25	Personal Services	15,785,775	15,785,775	
26	Other Operating Expense	7,095,686	10,040,848	
27	ESCAPEE COUNSEL AND TRIAL EXPENSE			
28	Other Operating Expense	199,736	199,736	
29	COUNTY JAIL MISDEMEANANT HOUSING			
30	Total Operating Expense	4,152,639	4,152,639	
31	ADULT CONTRACT BEDS			
32	Total Operating Expense	1,048,200	1,048,200	
33	STAFF DEVELOPMENT AND TRAINING			
34	Personal Services	2,395,274	2,395,274	
35	Other Operating Expense	205,438	205,438	
36	PAROLE BOARD			
37	Personal Services	869,462	869,462	
38	Other Operating Expense	18,528	18,528	
39	INFORMATION MANAGEMENT SERVICES			
40	Personal Services	1,128,157	1,128,157	
41	Other Operating Expense	246,052	246,052	
42	JUVENILE TRANSITION			
43	Personal Services	604,564	604,564	
44	Other Operating Expense	832,320	832,320	
45	COMMUNITY CORRECTIONS PROGRAMS			
46	Total Operating Expense	72,449,242	72,449,242	
47	HOOSIER INITIATIVE FOR RE-ENTRY (HIRE)			
48	Personal Services	648,742	648,742	
49	CENTRAL EMERGENCY RESPONSE			

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		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	1,226,045	1,226,045	
2	Other Operating Expense	142,812	142,812	
3	MEDICAL SERVICES			
4	Other Operating Expense	97,359,571	97,359,571	
5				
6	The above appropriations for medical services shall be used only for services that			
7	are determined to be medically necessary. If a person provides medical services			
8	to committed individuals as provided in this paragraph and receives medical services			
9	payments in a state fiscal year from the above appropriations for providing those			
10	medical services, the person shall report the following to the budget committee			
11	not more than one (1) month after the end of that state fiscal year:			
12	(1) The number of individuals to whom the person provided medical services as provided			
13	in this paragraph in the state fiscal year.			
14	(2) The amount of medical service payments received from the above appropriations			
15	in the state fiscal year for providing such medical services.			
16				
17	DRUG ABUSE PREVENTION			
18	Corrections Drug Abuse Fund (IC 11-8-2-11)			
19	Total Operating Expense	150,000	150,000	
20	Augmentation allowed.			
21	COUNTY JAIL MAINTENANCE CONTINGENCY FUND			
22	Other Operating Expense	42,000,000	42,000,000	
23				
24	Disbursements from the fund shall be made to sheriffs for the cost of incarcerating			
25	in county jails persons convicted of felonies to the extent that such persons are			
26	incarcerated for more than five (5) days after the day of sentencing or the date			
27	upon which the department of correction receives the abstract of judgment and			
28	sentencing order, whichever occurs later, at a rate to be determined by the			
29	department of correction and approved by the state budget agency. The rate shall			
30	be based upon programming provided, and for the state fiscal year beginning July			
31	1, 2019, and ending June 30, 2020, shall be up to \$40 per day. For the state fiscal			
32	year beginning July 1, 2020, and ending June 30, 2021, the rate shall be up to \$45			
33	per day. All requests for reimbursement shall be in conformity with department of			
34	correction policy. In addition to the per diem, the state shall reimburse the sheriffs			
35	for expenses determined by the sheriff to be medically necessary medical care to			
36	the convicted persons. However, if the sheriff or county receives money with respect			
37	to a convicted person (from a source other than the county), the per diem or medical			
38	expense reimbursement with respect to the convicted person shall be reduced by the			
39	amount received. A sheriff shall not be required to comply with IC 35-38-3-4(a)			
40	or transport convicted persons within five (5) days after the day of sentencing			
41	if the department of correction does not have the capacity to receive the convicted			
42	person.			
43				
44	The above appropriation for county jail maintenance contingency is the maximum amount			
45	the department may spend on this program.			
46				
47	FOOD SERVICES			
48	Total Operating Expense	36,394,677	36,394,677	
49	EDUCATIONAL SERVICES			



		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	11,404,900	11,404,900	
2	JUVENILE DETENTION ALTERNATIVES INITIATIVE (JDAI)			
3	Total Operating Expense	3,017,447	3,017,447	
4				
5	FOR THE PAROLE DIVISION			
6	Total Operating Expense	12,902,409	12,902,409	
7				
8	The above appropriations include funding for the division to utilize no less than			
9	380 GPS ankle bracelets for monitoring.			
10				
11	FOR THE HERITAGE TRAILS CORRECTIONAL FACILITY			
12	Total Operating Expense	8,738,507	8,738,507	
13				
14	FOR THE SOUTH BEND WORK RELEASE CENTER			
15	SOUTH BEND WORK RELEASE CENTER			
16	General Fund			
17	Total Operating Expense	2,338,666	2,338,666	
18	Work Release Fund (IC 11-10-8-6.5)			
19	Total Operating Expense	359,788	359,788	
20	Augmentation allowed from Work Release - Study Release Subsistence Special Revenue			
21	Fund.			
22				
23	FOR THE DEPARTMENT OF CORRECTION			
24	INDIANA STATE PRISON			
25	Personal Services	34,006,402	34,006,402	
26	Other Operating Expense	5,528,973	5,528,973	
27	PENDLETON CORRECTIONAL FACILITY			
28	Personal Services	31,434,296	31,434,296	
29	Other Operating Expense	4,394,466	4,394,466	
30	CORRECTIONAL INDUSTRIAL FACILITY			
31	Personal Services	20,816,004	20,816,004	
32	Other Operating Expense	1,364,124	1,364,124	
33	INDIANA WOMEN'S PRISON			
34	Personal Services	12,049,579	12,049,579	
35	Other Operating Expense	1,304,985	1,304,985	
36	PUTNAMVILLE CORRECTIONAL FACILITY			
37	Personal Services	30,952,665	30,952,665	
38	Other Operating Expense	2,814,807	2,814,807	
39	WABASH VALLEY CORRECTIONAL FACILITY			
40	Personal Services	39,917,760	39,917,760	
41	Other Operating Expense	3,953,977	3,953,977	
42	BRANCHVILLE CORRECTIONAL FACILITY			
43	Personal Services	16,396,643	16,396,643	
44	Other Operating Expense	2,023,166	2,023,166	
45	WESTVILLE CORRECTIONAL FACILITY			
46	Personal Services	43,670,693	43,670,693	
47	Other Operating Expense	4,183,941	4,183,941	
48	ROCKVILLE CORRECTIONAL FACILITY FOR WOMEN			
49	Personal Services	15,601,536	15,601,536	



		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	1,773,034	1,773,034	
2	PLAINFIELD CORRECTIONAL FACILITY			
3	Personal Services	23,041,751	23,041,751	
4	Other Operating Expense	3,063,226	3,063,226	
5	RECEPTION AND DIAGNOSTIC CENTER			
6	Personal Services	15,020,558	15,020,558	
7	Other Operating Expense	1,272,105	1,272,105	
8	MIAMI CORRECTIONAL FACILITY			
9	Personal Services	31,243,293	31,243,293	
10	Other Operating Expense	4,485,552	4,485,552	
11	NEW CASTLE CORRECTIONAL FACILITY			
12	Other Operating Expense	42,034,650	42,034,650	
13	CHAIN O' LAKES CORRECTIONAL FACILITY			
14	Personal Services	1,659,389	1,659,389	
15	Other Operating Expense	205,475	205,475	
16	MADISON CORRECTIONAL FACILITY			
17	Personal Services	11,211,644	11,211,644	
18	Other Operating Expense	1,280,043	1,280,043	
19	EDINBURGH CORRECTIONAL FACILITY			
20	Personal Services	4,357,056	4,357,056	
21	Other Operating Expense	365,579	365,579	
22	NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY			
23	Personal Services	12,867,579	12,867,579	
24	Other Operating Expense	752,485	752,485	
25	LAPORTE JUVENILE CORRECTIONAL FACILITY			
26	Personal Services	4,221,165	4,221,165	
27	Other Operating Expense	284,745	284,745	
28	PENDLETON JUVENILE CORRECTIONAL FACILITY			
29	Personal Services	16,953,949	16,953,949	
30	Other Operating Expense	939,152	939,152	
31				
32	FOR THE DEPARTMENT OF ADMINISTRATION			
33	DEPARTMENT OF CORRECTION OMBUDSMAN BUREAU			
34	Personal Services	185,009	185,009	
35	Other Operating Expense	4,991	4,991	
36				
37	B. LAW ENFORCEMENT			
38				
39	FOR THE INDIANA STATE POLICE AND MOTOR CARRIER INSPECTION			
40	From the General Fund			
41		156,097,666	156,473,866	
42	From the Motor Carrier Regulation Fund (IC 8-2.1-23)			
43		5,046,782	5,070,582	
44	Augmentation allowed from the motor carrier regulation fund.			
45				
46	The amounts specified from the General Fund and the Motor Carrier Regulation Fund			
47	are for the following purposes:			
48				
49	Personal Services	139,745,286	140,445,286	

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1	Other Operating Expense	21,399,162	21,099,162
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2

3 The above appropriations include funds for the state police minority recruiting
4 program and \$300,000 in FY 2020 for THC testing equipment.

5

6 The above appropriations for the Indiana state police and motor carrier inspection
7 include funds for the police security detail to be provided to the Indiana state
8 fair board. However, amounts actually expended to provide security for the Indiana
9 state fair board as determined by the budget agency shall be reimbursed by the Indiana
10 state fair board to the state general fund.

11

12 **ISP OPEB CONTRIBUTION**

13	Total Operating Expense	13,029,575	12,611,339
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14 **INDIANA INTELLIGENCE FUSION CENTER**

15	Total Operating Expense	1,254,309	1,254,309
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16 **STATE POLICE TRAINING**

17 **State Police Training Fund (IC 5-2-8-5)**

18	Total Operating Expense	339,857	339,857
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19 **Augmentation allowed.**

20 **FORENSIC AND HEALTH SCIENCES LABORATORIES**

21 **From the General Fund**

22	12,989,211	12,989,211
----	-------------------	-------------------

23 **From the Motor Carrier Regulation Fund (IC 8-2.1-23)**

24	457,157	471,856
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25 **Augmentation allowed from the motor carrier regulation fund.**

26

27 The amounts specified from the Motor Carrier Regulation Fund and the General Fund
28 are for the following purposes:

29

30	Personal Services	13,166,368	13,181,067
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31	Other Operating Expense	280,000	280,000
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32

33 **ENFORCEMENT AID**

34	Total Operating Expense	70,342	70,342
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35

36 The above appropriations for enforcement aid are to meet unforeseen emergencies
37 of a confidential nature. They are to be expended under the direction of the superintendent
38 and to be accounted for solely on the superintendent's authority.

39

40 **PENSION FUND**

41	Total Operating Expense	28,644,487	28,850,287
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42

43 The above appropriations shall be paid into the state police pension fund provided
44 for in IC 10-12-2 in twelve (12) equal installments on or before July 30 and on
45 or before the 30th of each succeeding month thereafter.

46

47 If the amount actually required under IC 10-12-2 is greater than the above appropriations,
48 then, with the approval of the governor and the budget agency, those sums may be
49 augmented from the general fund.



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BENEFIT FUND

Total Operating Expense	5,400,000	5,400,000
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All benefits to members shall be paid by warrant drawn on the treasurer of state by the auditor of state on the basis of claims filed and approved by the trustees of the state police pension and benefit funds created by IC 10-12-2.

If the amount actually required under IC 10-12-2 is greater than the above appropriations, then, with the approval of the governor and the budget agency, those sums may be augmented from the general fund.

SUPPLEMENTAL PENSION

Total Operating Expense	5,450,000	5,450,000
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If the amount actually required under IC 10-12-5 is greater than the above appropriations, then, with the approval of the governor and the budget agency, those sums may be augmented from the general fund.

ACCIDENT REPORTING

Accident Report Account (IC 9-26-9-3)

Total Operating Expense	4,850	4,850
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Augmentation allowed.

DRUG INTERDICTION

Drug Interdiction Fund (IC 10-11-7)

Total Operating Expense	202,249	202,249
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Augmentation allowed.

DNA SAMPLE PROCESSING FUND

DNA Sample Processing Fund (IC 10-13-6-9.5)

Total Operating Expense	1,776,907	1,776,907
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Augmentation allowed.

INTERNET CRIMES AGAINST CHILDREN

Total Operating Expense	1,000,000	1,000,000
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FOR THE INTEGRATED PUBLIC SAFETY COMMISSION

PROJECT SAFE-T

Integrated Public Safety Communications Fund (IC 5-26-4-1)

Total Operating Expense	13,699,449	13,699,449
--------------------------------	-------------------	-------------------

Augmentation allowed.

FOR THE ADJUTANT GENERAL

Personal Services	4,106,614	4,110,943
--------------------------	------------------	------------------

Other Operating Expense	5,723,349	5,723,834
--------------------------------	------------------	------------------

CAMP ATTERBURY MUSCATATUCK CENTER FOR COMPLEX OPERATIONS

Personal Services	568,613	569,321
--------------------------	----------------	----------------

Other Operating Expense	23,473	23,473
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MUTC - MUSCATATUCK URBAN TRAINING CENTER

Total Operating Expense	1,000,612	1,002,873
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HOOSIER YOUTH CHALLENGE ACADEMY

Total Operating Expense	2,383,885	2,385,031
--------------------------------	------------------	------------------

GOVERNOR'S CIVIL AND MILITARY CONTINGENCY FUND

Total Operating Expense	76,511	76,511
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The above appropriations for the governor's civil and military contingency fund are made under IC 10-16-11-1.

FOR THE CRIMINAL JUSTICE INSTITUTE

CRIMINAL JUSTICE INSTITUTE - ADMIN. MATCH

General Fund

Total Operating Expense	1,098,333	1,098,333
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Alcohol and Drug Countermeasures Fund (IC 9-27-2-11)

Total Operating Expense	50,000	50,000
--------------------------------	---------------	---------------

Augmentation Allowed

Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)

Total Operating Expense	500,000	500,000
--------------------------------	----------------	----------------

Augmentation Allowed

Victim and Witness Assistance Fund (IC 5-2-6-14)

Total Operating Expense	300,000	300,000
--------------------------------	----------------	----------------

Augmentation Allowed

State Drug Free Communities Fund (IC 5-2-10-2)

Total Operating Expense	50,000	50,000
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Augmentation Allowed

The above appropriation for the Criminal Justice Institute is to be used to pay for the costs of administering programs such as Alcohol and Drug Countermeasures, Violent Crime Administration, Victim and Witness Assistance, and Drug Free Communities.

DRUG ENFORCEMENT MATCH

Total Operating Expense	869,346	869,346
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To facilitate the duties of the Indiana criminal justice institute as outlined in IC 5-2-6-3, the above appropriation is not subject to the provisions of IC 4-9.1-1-7 when used to support other state agencies through the awarding of state match dollars.

VICTIM AND WITNESS ASSISTANCE FUND

Victim and Witness Assistance Fund (IC 5-2-6-14)

Total Operating Expense	661,833	661,833
--------------------------------	----------------	----------------

Augmentation allowed.

EXONERATION FUND

Exoneration Fund (IC 5-2-23-6)

Total Operating Expense	1	1
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Augmentation allowed.

ALCOHOL AND DRUG COUNTERMEASURES



1 **Alcohol and Drug Countermeasures Fund (IC 9-27-2-11)**
 2 **Total Operating Expense** 337,765 337,765
 3 **Augmentation allowed.**

4 **STATE DRUG FREE COMMUNITIES FUND**

5 **State Drug Free Communities Fund (IC 5-2-10-2)**
 6 **Total Operating Expense** 381,446 381,446
 7 **Augmentation allowed.**

8 **INDIANA SAFE SCHOOLS**

9 **General Fund**

10 **Total Operating Expense** 1,095,340 1,095,340
 11 **Indiana Safe Schools Fund (IC 5-2-10.1-2)**
 12 **Total Operating Expense** 399,720 399,720
 13 **Augmentation allowed from Indiana Safe Schools Fund.**

14
 15 The above appropriations for the Indiana safe schools program are for the purpose
 16 of providing grants to school corporations and charter schools for school safe haven
 17 programs, emergency preparedness programs, and school safety programs. The criminal
 18 justice institute shall transfer \$750,000 each fiscal year to the department of
 19 education to provide training to school safety specialists.

20
 21 **OFFICE OF TRAFFIC SAFETY**

22 **Total Operating Expense** 507,633 507,633

23
 24 The above appropriation for the office of traffic safety may be used to cover the
 25 state match requirement for this program according to the current highway safety
 26 plan approved by the governor and the budget agency.

27
 28 **SEXUAL ASSAULT VICTIMS' ASSISTANCE**

29 **Total Operating Expense** 1,501,708 1,501,708
 30 **Sexual Assault Victims Assistance Fund (IC 5-2-6-23(j))**
 31 **Total Operating Expense** 25,000 25,000
 32 **Augmentation allowed.**

33 **VICTIMS OF VIOLENT CRIME ADMINISTRATION**

34 **General Fund**

35 **Total Operating Expense** 636,763 636,763
 36 **Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)**
 37 **Personal Services** 300,417 300,417
 38 **Other Operating Expense** 2,723,737 2,723,737
 39 **Augmentation allowed.**

40 **DOMESTIC VIOLENCE PREVENTION AND TREATMENT**

41 **General Fund**

42 **Total Operating Expense** 5,000,000 5,000,000
 43 **Domestic Violence Prevention and Treatment Fund (IC 5-2-6.7-4)**
 44 **Total Operating Expense** 1,135,636 1,135,636
 45 **Augmentation allowed.**

46
 47 The above appropriations are for programs for the prevention of domestic violence.
 48 The appropriations may not be used to construct a shelter.



FOR THE DEPARTMENT OF TOXICOLOGY

General Fund

Total Operating Expense	2,446,920	2,446,920
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Breath Test Training and Certification Fund (IC 10-20-2-9)

Total Operating Expense	355,000	355,000
--------------------------------	----------------	----------------

Augmentation allowed from the Breath Test Training and Certification Fund.

FOR THE CORONERS TRAINING BOARD

Coroners Training and Continuing Education Fund (IC 4-23-6.5-8)

Total Operating Expense	371,538	371,538
--------------------------------	----------------	----------------

Augmentation allowed.

FOR THE LAW ENFORCEMENT TRAINING ACADEMY

From the General Fund

2,045,272	2,037,272
------------------	------------------

From the Law Enforcement Academy Fund (IC 5-2-1-13)

2,462,806	2,462,806
------------------	------------------

Augmentation allowed from the Law Enforcement Academy Fund.

The amounts specified from the General Fund and the Law Enforcement Academy Fund are for the following purposes:

Personal Services	3,413,998	3,413,998
--------------------------	------------------	------------------

Other Operating Expense	1,094,080	1,086,080
--------------------------------	------------------	------------------

Of the above appropriation for the Law Enforcement Training Academy, \$8,000 in FY 2020 is for crisis intervention equipment and supplies

C. REGULATORY AND LICENSING

FOR THE BUREAU OF MOTOR VEHICLES

General Fund

Personal Services	16,127,425	16,127,425
--------------------------	-------------------	-------------------

Other Operating Expense	10,813,322	10,813,322
--------------------------------	-------------------	-------------------

Bureau of Motor Vehicles Commission Fund (IC 9-14-14-1)

Other Operating Expense	1,046,915	1,046,915
--------------------------------	------------------	------------------

Augmentation allowed.

LICENSE PLATES

Bureau of Motor Vehicles Commission Fund (IC 9-14-14-1)

Total Operating Expense	16,020,000	10,350,000
--------------------------------	-------------------	-------------------

Augmentation allowed.

FINANCIAL RESPONSIBILITY COMPLIANCE VERIFICATION

Financial Responsibility Compliance Verification Fund (IC 9-25-9-7)

Total Operating Expense	6,129,478	6,129,478
--------------------------------	------------------	------------------

Augmentation allowed.

STATE MOTOR VEHICLE TECHNOLOGY

State Motor Vehicle Technology Fund (IC 9-14-14-3)

Total Operating Expense	11,331,279	11,331,279
--------------------------------	-------------------	-------------------

Augmentation allowed.



	<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1 Bureau of Motor Vehicles Commission Fund (IC 9-14-14-1)			
2 Total Operating Expense	8,668,721	8,668,721	
3 Augmentation allowed.			
4 MOTORCYCLE OPERATOR SAFETY			
5 Motorcycle Operator Safety Education Fund (IC 9-27-7-7)			
6 Total Operating Expense	1,066,144	1,066,144	
7 Augmentation allowed.			
8			
9 FOR THE BUREAU OF MOTOR VEHICLES			
10 LICENSE BRANCHES			
11 Bureau of Motor Vehicles Commission Fund (IC 9-14-14-1)			
12 Total Operating Expense	95,026,572	94,453,053	
13 Augmentation allowed.			
14			
15 FOR THE DEPARTMENT OF LABOR			
16 Personal Services	690,294	690,294	
17 Other Operating Expense	61,220	61,220	
18 BUREAU OF MINES AND MINING			
19 Personal Services	166,237	166,237	
20 Other Operating Expense	17,901	17,901	
21 QUALITY, METRICS, AND STATISTICS (M.I.S.)			
22 Other Operating Expense	120,798	120,798	
23 OCCUPATIONAL SAFETY AND HEALTH			
24 Other Operating Expense	2,263,400	2,263,400	
25			
26 The above appropriations for occupational safety and health and M.I.S. research			
27 and statistics reflect only the general fund portion of the total program costs of			
28 the Indiana occupational safety and health plan as approved by the U.S. Department			
29 of Labor. It is the intention of the general assembly that the Indiana department			
30 of labor apply to the federal government for the federal share of the total program			
31 costs.			
32			
33 EMPLOYMENT OF YOUTH			
34 Employment of Youth Fund (IC 20-33-3-42)			
35 Total Operating Expense	261,629	220,129	
36 Augmentation allowed.			
37 INSAFE			
38 Special Fund for Safety and Health Consultation Services (IC 22-8-1.1-48)			
39 Other Operating Expense	380,873	380,873	
40 Augmentation allowed.			
41			
42 FOR THE DEPARTMENT OF INSURANCE			
43 Department of Insurance Fund (IC 27-1-3-28)			
44 Personal Services	6,406,505	6,406,505	
45 Other Operating Expense	1,113,064	1,113,064	
46 Augmentation allowed.			
47 BAIL BOND DIVISION			
48 Bail Bond Enforcement and Administration Fund (IC 27-10-5-1)			
49 Personal Services	75,766	75,766	



	<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1 Other Operating Expense	2,428	2,428	
2 Augmentation allowed.			
3 PATIENT'S COMPENSATION AUTHORITY			
4 Patient's Compensation Fund (IC 34-18-6-1)			
5 Personal Services	682,556	682,556	
6 Other Operating Expense	1,846,020	1,846,020	
7 Augmentation allowed.			
8 POLITICAL SUBDIVISION RISK MANAGEMENT			
9 Political Subdivision Risk Management Fund (IC 27-1-29-10)			
10 Other Operating Expense	156,599	156,599	
11 Augmentation allowed.			
12 MINE SUBSIDENCE INSURANCE			
13 Mine Subsidence Insurance Fund (IC 27-7-9-7)			
14 Total Operating Expense	1,101,142	1,101,142	
15 Augmentation allowed.			
16 TITLE INSURANCE ENFORCEMENT OPERATING			
17 Title Insurance Enforcement Fund (IC 27-7-3.6-1)			
18 Personal Services	278,673	278,673	
19 Other Operating Expense	783,609	783,609	
20 Augmentation allowed.			
21			
22 FOR THE ALCOHOL AND TOBACCO COMMISSION			
23 Enforcement and Administration Fund (IC 7.1-4-10-1)			
24 Personal Services	10,283,193	10,283,193	
25 Other Operating Expense	1,501,502	1,501,502	
26 Augmentation allowed.			
27 YOUTH TOBACCO EDUCATION AND ENFORCEMENT			
28 Richard D. Doyle Youth Tobacco Education and Enforcement Fund (IC 7.1-6-2-6)			
29 Total Operating Expense	85,704	85,704	
30 Augmentation allowed.			
31 ATC OPEB CONTRIBUTION			
32 Enforcement and Administration Fund (IC 7.1-4-10-1)			
33 Total Operating Expense	613,486	589,837	
34 Augmentation allowed.			
35			
36 FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS			
37 Financial Institutions Fund (IC 28-11-2-9)			
38 Personal Services	7,700,555	7,708,631	
39 Other Operating Expense	1,904,306	1,840,306	
40 Augmentation allowed.			
41			
42 FOR THE PROFESSIONAL LICENSING AGENCY			
43 Personal Services	4,211,028	4,215,467	
44 Other Operating Expense	460,945	460,945	
45 CONTROLLED SUBSTANCES DATA FUND (INSPECT)			
46 Controlled Substances Data Fund (IC 35-48-7-13.1)			
47 Total Operating Expense	1,717,144	1,717,144	
48 Augmentation allowed.			
49 PRENEED CONSUMER PROTECTION			



	<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Preneed Consumer Protection Fund (IC 30-2-13-28)		
2	Total Operating Expense	67,000	67,000
3	Augmentation allowed.		
4	BOARD OF FUNERAL AND CEMETERY SERVICE		
5	Funeral Service Education Fund (IC 25-15-9-13)		
6	Total Operating Expense	250	250
7	Augmentation allowed.		
8	DENTAL PROFESSION INVESTIGATION		
9	Dental Compliance Fund (IC 25-14-1-3.7)		
10	Total Operating Expense	68,355	68,355
11	Augmentation allowed.		
12	PHYSICIAN INVESTIGATION		
13	Physician Compliance Fund (IC 25-22.5-2-8)		
14	Total Operating Expense	7,586	7,586
15	Augmentation allowed.		
16			
17	FOR THE CIVIL RIGHTS COMMISSION		
18	Personal Services	1,808,348	1,811,295
19	Other Operating Expense	3,782	3,782
20			
21	The above appropriation for the Indiana civil rights commission reflects only the		
22	general fund portion of the total program costs for the processing of employment		
23	and housing discrimination complaints. It is the intent of the general assembly		
24	that the commission shall apply to the federal government for funding based		
25	upon the processing of employment and housing discrimination complaints.		
26			
27	WOMEN'S COMMISSION		
28	Total Operating Expense	98,115	98,115
29	COMMISSION ON THE SOCIAL STATUS OF BLACK MALES		
30	Total Operating Expense	135,431	135,431
31	NATIVE AMERICAN INDIAN AFFAIRS COMMISSION		
32	Total Operating Expense	74,379	74,379
33	COMMISSION ON HISPANIC/LATINO AFFAIRS		
34	Total Operating Expense	102,432	102,432
35	MARTIN LUTHER KING JR. HOLIDAY COMMISSION		
36	Total Operating Expense	19,400	19,400
37			
38	FOR THE UTILITY CONSUMER COUNSELOR		
39	Public Utility Fund (IC 8-1-6-1)		
40	Personal Services	6,163,965	6,163,965
41	Other Operating Expense	771,825	771,825
42	Augmentation allowed.		
43			
44	EXPERT WITNESS FEES AND AUDIT		
45	Public Utility Fund (IC 8-1-6-1)		
46	Total Operating Expense	809,410	809,410
47	Augmentation allowed.		
48			
49	FOR THE UTILITY REGULATORY COMMISSION		

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1	Public Utility Fund (IC 8-1-6-1)		
2	Personal Services	7,066,963	7,066,963
3	Other Operating Expense	2,829,491	2,829,491
4	Augmentation allowed.		
5			
6	FOR THE WORKER'S COMPENSATION BOARD		
7	General Fund		
8	Total Operating Expense	1,924,663	1,924,663
9	Worker's Compensation Supplemental Administrative Fund (IC 22-3-5-6)		
10	Total Operating Expense	189,733	189,733
11	Augmentation allowed from the worker's compensation supplemental administrative		
12	fund.		
13			
14	FOR THE STATE BOARD OF ANIMAL HEALTH		
15	Personal Services	4,709,795	4,714,995
16	Other Operating Expense	617,551	537,551
17	INDEMNITY FUND		
18	Total Operating Expense	50,000	50,000
19	Augmentation allowed.		
20	MEAT & POULTRY		
21	Total Operating Expense	1,602,306	1,602,306
22	CAPTIVE CERVIDAE PROGRAMS		
23	Captive Cervidae Programs Fund (IC 15-17-14.7-16)		
24	Total Operating Expense	30,000	30,000
25			
26	FOR THE DEPARTMENT OF HOMELAND SECURITY		
27	Fire and Building Services Fund (IC 22-12-6-1)		
28	Personal Services	13,037,249	13,037,249
29	Other Operating Expense	2,361,331	2,361,331
30	Augmentation allowed.		
31	REGIONAL PUBLIC SAFETY TRAINING		
32	Regional Public Safety Training Fund (IC 10-15-3-12)		
33	Total Operating Expense	1,936,185	1,936,185
34	Augmentation allowed.		
35	RADIOLOGICAL HEALTH		
36	Total Operating Expense	74,145	74,145
37	SECURED SCHOOL SAFETY GRANTS		
38	Total Operating Expense	16,510,000	14,010,000
39			
40	The above appropriations include funds to provide grants for the provision of school based		
41	mental health services and social emotional wellness services to students in K-12		
42	schools. From the above appropriations, the department shall make \$500,000 available		
43	each fiscal year to accredited nonpublic schools that apply for grants for the purchase		
44	of security equipment or other security upgrades. The department shall prioritize		
45	grants to nonpublic schools that demonstrate a heightened risk of security threats.		
46			
47	EMERGENCY MANAGEMENT CONTINGENCY FUND		
48	Total Operating Expense	114,456	114,456
49			



The above appropriations for the emergency management contingency fund are made under IC 10-14-3-28.

PUBLIC ASSISTANCE

Total Operating Expense	1	1
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Augmentation allowed.

INDIANA EMERGENCY RESPONSE COMMISSION

Total Operating Expense	57,152	57,152
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Local Emergency Planning and Right to Know Fund (IC 13-25-2-10.5)

Total Operating Expense	74,413	74,413
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Augmentation allowed.

STATE DISASTER RELIEF

State Disaster Relief Fund (IC 10-14-4-5)

Total Operating Expense	442,312	442,312
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Augmentation allowed, not to exceed revenues collected from the public safety fee imposed by IC 22-11-14-12.

REDUCED IGNITION PROPENSITY STANDARDS FOR CIGARETTES

Reduced Ignition Propensity Standards for Cigarettes Fund (IC 22-14-7-22(a))

Total Operating Expense	11,435	11,435
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Augmentation allowed.

STATEWIDE FIRE AND BUILDING SAFETY EDUCATION

Statewide Fire and Building Safety Fund (IC 22-12-6-3)

Total Operating Expense	120,959	120,959
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Augmentation allowed.

SECTION 5. [EFFECTIVE JULY 1, 2019]

CONSERVATION AND ENVIRONMENT

A. NATURAL RESOURCES

FOR THE DEPARTMENT OF NATURAL RESOURCES - ADMINISTRATION

Personal Services	8,081,083	8,090,851
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Other Operating Expense	1,926,025	1,926,025
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DNR OPEB CONTRIBUTION

Total Operating Expense	2,260,336	2,241,614
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ENTOMOLOGY AND PLANT PATHOLOGY DIVISION

Personal Services	474,882	475,377
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Other Operating Expense	68,645	68,645
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ENTOMOLOGY AND PLANT PATHOLOGY FUND

Entomology and Plant Pathology Fund (IC 14-24-10-3)

Total Operating Expense	374,734	374,734
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Augmentation allowed.

DNR ENGINEERING DIVISION

Personal Services	1,747,222	1,749,862
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Other Operating Expense	98,641	98,641
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HISTORIC PRESERVATION DIVISION

Personal Services	834,492	840,762
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		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	50,170	50,170	
2	DIVISION OF HISTORIC PRESERVATION AND ARCHAEOLOGY			
3	Personal Services	25,259	25,259	
4	WABASH RIVER HERITAGE CORRIDOR			
5	Wabash River Heritage Corridor Fund (IC 14-13-6-23)			
6	Total Operating Expense	187,210	187,210	
7	OUTDOOR RECREATION DIVISION			
8	Personal Services	534,201	535,191	
9	Other Operating Expense	30,000	30,000	
10	NATURE PRESERVES DIVISION			
11	Personal Services	1,301,375	1,307,645	
12	Other Operating Expense	98,305	98,305	
13	WATER DIVISION			
14	Personal Services	4,567,380	4,572,660	
15	Other Operating Expense	400,000	400,000	
16				
17	All revenues accruing from state and local units of government and from private			
18	utilities and industrial concerns as a result of water resources study projects,			
19	and as a result of topographic and other mapping projects, shall be deposited into			
20	the state general fund, and such receipts are hereby appropriated, in addition to			
21	the above appropriations, for water resources studies. The above appropriations			
22	include \$200,000 each fiscal year for the monitoring of water resources.			
23				
24	DEER RESEARCH AND MANAGEMENT			
25	Deer Research and Management Fund (IC 14-22-5-2)			
26	Total Operating Expense	90,180	90,180	
27	Augmentation allowed.			
28	OIL AND GAS DIVISION			
29	Oil and Gas Fund (IC 6-8-1-27)			
30	Personal Services	1,293,884	1,293,884	
31	Other Operating Expense	302,192	302,192	
32	Augmentation allowed.			
33	STATE PARKS AND RESERVOIRS			
34	From the General Fund			
35		7,890,713	7,890,713	
36	From the State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)			
37		34,288,466	34,288,466	
38	Augmentation allowed from the State Parks and Reservoirs Special Revenue Fund.			
39				
40	The amounts specified from the General Fund and the State Parks and Reservoirs			
41	Special Revenue Fund are for the following purposes:			
42				
43	STATE PARKS AND RESERVOIRS			
44	Personal Services	28,769,729	28,769,729	
45	Other Operating Expense	13,409,450	13,409,450	
46				
47	SNOWMOBILE FUND			
48	Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)			
49	Total Operating Expense	154,928	154,928	

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Augmentation allowed.
DNR LAW ENFORCEMENT DIVISION
 From the General Fund
 13,801,625 14,068,613
 From the Fish and Wildlife Fund (IC 14-22-3-2)
 10,831,730 10,831,730
 Augmentation allowed from the Fish and Wildlife Fund.

The amounts specified from the General Fund and the Fish and Wildlife Fund are for the following purposes:

DNR LAW ENFORCEMENT DIVISION		
Personal Services	21,864,855	22,131,843
Other Operating Expense	2,768,500	2,768,500
SPORTSMEN'S BENEVOLENCE		
Other Operating Expense	145,500	145,500
FISH AND WILDLIFE DIVISION		
Fish and Wildlife Fund (IC 14-22-3-2)		
Personal Services	6,670,523	6,670,523
Other Operating Expense	2,870,811	2,870,811
Augmentation allowed.		
FORESTRY DIVISION		
Personal Services	6,363,363	6,368,211
Other Operating Expense	2,382,725	2,382,725

In addition to any of the above appropriations for the department of natural resources, any federal funds received by the state of Indiana for support of approved outdoor recreation projects for planning, acquisition, and development under the provisions of the federal Land and Water Conservation Fund Act, P.L.88-578, are appropriated for the uses and purposes for which the funds were paid to the state, and shall be distributed by the department of natural resources to state agencies and other governmental units in accordance with the provisions under which the funds were received.

DEPT. OF NATURAL RESOURCES - US DEPT. OF COMMERCE		
Cigarette Tax Fund (IC 6-7-1-28.1)		
Total Operating Expense	117,313	117,313
Augmentation allowed.		
LAKE AND RIVER ENHANCEMENT		
Lake and River Enhancement Fund (IC 6-6-11-12.5)		
Total Operating Expense	2,407,422	2,407,422
Augmentation allowed.		
HERITAGE TRUST		
General Fund		
Total Operating Expense	94,090	94,090
Benjamin Harrison Conservation Trust Fund (IC 14-12-2-25)		
Total Operating Expense	955,000	955,000
Augmentation allowed.		
DEPT. OF NATURAL RESOURCES - USDOT		



	<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1 Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)			
2 Total Operating Expense	451,898	451,898	
3 Augmentation allowed.			
4 INSTITUTIONAL ROAD CONSTRUCTION			
5 State Highway Fund (IC 8-23-9-54)			
6 Total Operating Expense	2,425,000	2,425,000	
7			
8 The above appropriations for institutional road construction may be used for			
9 road and bridge construction, relocation, and other related improvement projects			
10 at state owned properties managed by the department of natural resources.			
11			
12 B. OTHER NATURAL RESOURCES			
13			
14 FOR THE INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION			
15 General Fund			
16 Total Operating Expense	8,665,833	8,665,833	
17 Indiana State Museum and Historic Sites Corporation			
18 Total Operating Expense	499,455	499,455	
19			
20 In lieu of billing the University of Southern Indiana, the above appropriations			
21 include \$25,000 each fiscal year for the purpose of maintaining historic properties			
22 in New Harmony.			
23			
24 FOR THE WORLD WAR MEMORIAL COMMISSION			
25 Personal Services	980,577	980,577	
26 Other Operating Expense	372,241	372,241	
27			
28 All revenues received as rent for space in the buildings located at 777 North Meridian			
29 Street and 700 North Pennsylvania Street, in the city of Indianapolis, that exceed the			
30 costs of operation and maintenance of the space rented, shall be deposited into			
31 the general fund.			
32			
33 FOR THE WHITE RIVER STATE PARK DEVELOPMENT COMMISSION			
34 Total Operating Expense	878,242	878,242	
35			
36 FOR THE MAUMEE RIVER BASIN COMMISSION			
37 Total Operating Expense	101,850	101,850	
38			
39 FOR THE ST. JOSEPH RIVER BASIN COMMISSION			
40 Total Operating Expense	104,974	104,974	
41			
42 FOR THE KANKAKEE RIVER BASIN COMMISSION			
43 Total Operating Expense	52,487	52,487	
44			
45 FOR THE INDIANA MICHIGAN BOUNDARY LINE COMMISSION			
46 Total Operating Expense			500,000
47			
48 C. ENVIRONMENTAL MANAGEMENT			
49			



1	FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT		
2	OPERATING		
3	Personal Services	10,527,054	10,527,054
4	Other Operating Expense	2,977,500	2,977,500
5	OFFICE OF ENVIRONMENTAL RESPONSE		
6	Personal Services	2,441,390	2,441,390
7	Other Operating Expense	232,243	232,243
8	POLLUTION PREVENTION AND TECHNICAL ASSISTANCE		
9	Personal Services	666,414	666,414
10	Other Operating Expense	30,176	30,176
11	STATE SOLID WASTE GRANTS MANAGEMENT		
12	State Solid Waste Management Fund (IC 13-20-22-2)		
13	Personal Services	72,131	72,131
14	Other Operating Expense	3,729,472	3,729,472
15	Augmentation allowed.		
16	RECYCLING OPERATING		
17	Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
18	Personal Services	486,572	486,572
19	Other Operating Expense	313,428	313,428
20	Augmentation allowed.		
21	RECYCLING PROMOTION AND ASSISTANCE PROGRAM		
22	Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
23	Total Operating Expense	2,000,000	2,000,000
24	Augmentation allowed.		
25	VOLUNTARY CLEAN-UP PROGRAM		
26	Voluntary Remediation Fund (IC 13-25-5-21)		
27	Personal Services	1,109,192	1,109,192
28	Other Operating Expense	90,808	90,808
29	Augmentation allowed.		
30	TITLE V AIR PERMIT PROGRAM		
31	Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
32	Personal Services	9,162,074	9,162,074
33	Other Operating Expense	1,322,531	1,322,531
34	Augmentation allowed.		
35	WATER MANAGEMENT PERMITTING		
36	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
37	Personal Services	4,670,049	8,344,558
38	Other Operating Expense	2,472,530	2,192,579
39	Augmentation allowed.		
40	SOLID WASTE MANAGEMENT PERMITTING		
41	Environmental Management Permit Operation Fund (IC 13-15-11-1)		
42	Personal Services	4,654,575	4,654,575
43	Other Operating Expense	345,425	345,425
44	Augmentation allowed.		
45	CFO/CAFO INSPECTIONS		
46	Total Operating Expense	3,186,800	3,186,800
47	HAZARDOUS WASTE MANAGEMENT PERMITTING		
48	Environmental Management Permit Operation Fund (IC 13-15-11-1)		
49	Personal Services	2,267,641	2,267,641



		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	232,359	232,359	
2	Augmentation allowed.			
3	ELECTRONIC WASTE			
4	Electronic Waste Fund (IC 13-20.5-2-3)			
5	Total Operating Expense	300,000	300,000	
6	Augmentation allowed.			
7	AUTO EMISSIONS TESTING PROGRAM			
8	Personal Services	88,022	88,022	
9	Other Operating Expense	3,013,849	3,013,849	
10				
11	The above appropriations for auto emissions testing are the maximum amounts available			
12	for this purpose. If it becomes necessary to conduct additional tests in other locations,			
13	the above appropriations shall be prorated among all locations.			
14				
15	HAZARDOUS WASTE SITES - STATE CLEAN-UP			
16	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
17	Personal Services	2,339,914	2,339,914	
18	Other Operating Expense	1,207,894	1,207,894	
19	Augmentation allowed.			
20	HAZARDOUS WASTE - NATURAL RESOURCE DAMAGES			
21	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
22	Personal Services	165,567	165,567	
23	Other Operating Expense	84,433	84,433	
24	Augmentation allowed.			
25	SUPERFUND MATCH			
26	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
27	Total Operating Expense	1,500,000	1,500,000	
28	Augmentation allowed.			
29	ASBESTOS TRUST - OPERATING			
30	Asbestos Trust Fund (IC 13-17-6-3)			
31	Personal Services	296,922	296,922	
32	Other Operating Expense	153,078	153,078	
33	Augmentation allowed.			
34	UNDERGROUND PETROLEUM STORAGE TANK - OPERATING			
35	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)			
36	Personal Services	3,994,883	3,994,883	
37	Other Operating Expense	40,062,934	40,062,934	
38	Augmentation allowed.			
39	EXCESS LIABILITY TRUST FUND – TRANSFER			
40	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)			
41	Total Operating Expense	1,500,000	1,500,000	
42	Augmentation allowed.			
43	WASTE TIRE MANAGEMENT			
44	Waste Tire Management Fund (IC 13-20-13-8)			
45	Total Operating Expense	1,134,172	1,134,172	
46	Augmentation allowed.			
47	VOLUNTARY COMPLIANCE			
48	Environmental Management Special Fund (IC 13-14-12-1)			
49	Personal Services	547,472	547,472	



	<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	12,528	12,528
2	Augmentation allowed.		
3	ENVIRONMENTAL MANAGEMENT SPECIAL FUND - OPERATING		
4	Environmental Management Special Fund (IC 13-14-12-1)		
5	Total Operating Expense	3,588,992	3,588,992
6	Augmentation allowed.		
7	PETROLEUM TRUST - OPERATING		
8	Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
9	Other Operating Expense	1,000,000	1,000,000
10	Augmentation allowed.		
11			
12	Notwithstanding any other law, with the approval of the governor and the budget		
13	agency, the above appropriations for hazardous waste management permitting,		
14	wetlands protection, groundwater program, underground storage tank program,		
15	air management operating, asbestos trust operating, water management nonpermitting,		
16	safe drinking water program, and any other appropriation eligible to be included in a		
17	performance partnership grant may be used to fund activities incorporated into a		
18	performance partnership grant between the United States Environmental Protection		
19	Agency and the department of environmental management.		
20			
21	FOR THE OFFICE OF ENVIRONMENTAL ADJUDICATION		
22	Personal Services	309,920	312,439
23	Other Operating Expense	23,030	23,030
24			
25	SECTION 6. [EFFECTIVE JULY 1, 2019]		
26			
27	ECONOMIC DEVELOPMENT		
28			
29	A. AGRICULTURE		
30			
31	FOR THE DEPARTMENT OF AGRICULTURE		
32	Personal Services	1,404,171	1,404,171
33	Other Operating Expense	805,854	805,854
34			
35	The above appropriations include \$5,000 each fiscal year to purchase plaques for		
36	the recipients of the Hoosier Homestead award.		
37			
38	DISTRIBUTIONS TO FOOD BANKS		
39	Total Operating Expense	300,000	300,000
40	CLEAN WATER INDIANA		
41	Other Operating Expense	970,000	970,000
42	Cigarette Tax Fund (IC 6-7-1-28.1)		
43	Total Operating Expense	2,963,546	2,963,546
44	SOIL CONSERVATION DIVISION		
45	Total Operating Expense	1,000,000	1,000,000
46	Cigarette Tax Fund (IC 6-7-1-28.1)		
47	Total Operating Expense	1,418,471	1,418,471
48	Augmentation allowed.		
49	GRAIN BUYERS AND WAREHOUSE LICENSING		



1 **Grain Buyers and Warehouse Licensing Agency License Fee Fund (IC 26-3-7-6.3)**
2 **Total Operating Expense** **726,178** **726,178**
3 **Augmentation allowed.**

4
5 **B. COMMERCE**

6
7 **FOR THE LIEUTENANT GOVERNOR**
8 **OFFICE OF TOURISM DEVELOPMENT**

9 **Total Operating Expense** **4,078,329** **4,078,329**

10
11 **The above appropriation includes \$500,000 annually to assist the department of**
12 **natural resources with marketing efforts.**

13
14 **Of the above appropriations, the office of tourism development shall distribute**
15 **\$550,000 each year to the Indiana sports corporation to promote the hosting of amateur**
16 **sporting events in Indiana cities. Funds may be released after review by the budget**
17 **committee.**

18
19 **The office may retain any advertising revenue generated by the office. Any revenue**
20 **received is in addition to the above appropriations and is appropriated for the**
21 **purposes of the office.**

22
23 **The above appropriations include \$75,000 each state fiscal year for the Grissom**
24 **Air Museum and \$50,000 for the Studebaker Museum. The Studebaker Museum**
25 **distribution requires a \$50,000 match.**

26
27 **LOCAL MARKETING TOURISM PROGRAM**

28 **Total Operating Expense** **969,818** **969,818**

29
30 **The above appropriations shall be used for local marketing tourism efforts in conjunction**
31 **with the office of tourism development.**

32
33 **MARKETING DEVELOPMENT GRANTS**

34 **Total Operating Expense** **970,000** **970,000**

35
36 **Of the above appropriations, up to \$500,000 each year shall be used to match**
37 **funds from the Association of Indiana Convention and Visitors Bureaus or any other**
38 **organizations for purposes of statewide tourism marketing, and up to \$500,000 each**
39 **year may be used to pay costs associated with hosting the national convention for**
40 **FFA.**

41
42 **OFFICE OF DEFENSE DEVELOPMENT**

43 **Total Operating Expense** **616,032** **616,032**

44 **OFFICE OF COMMUNITY AND RURAL AFFAIRS**

45 **Total Operating Expense** **1,465,671** **1,465,671**

46 **HISTORIC PRESERVATION GRANTS**

47 **Total Operating Expense** **778,561** **778,561**

48 **LINCOLN PRODUCTION**

49 **Total Operating Expense** **193,521** **193,521**



	<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
INDIANA GROWN			
Total Operating Expense	242,623	242,623	
RURAL ECONOMIC DEVELOPMENT FUND			
Total Operating Expense	584,367	584,367	
BROADBAND DEVELOPMENT			
Total Operating Expense	50,000,000	25,000,000	
All awards for broadband development shall be administered pursuant to IC 4-4-38 as amended by this act.			
FOR THE OFFICE OF ENERGY DEVELOPMENT			
Total Operating Expense	235,109	235,109	
FOR THE INDIANA ECONOMIC DEVELOPMENT CORPORATION			
ADMINISTRATIVE AND FINANCIAL SERVICES			
General Fund			
Total Operating Expense	7,694,904	7,694,904	
Skills Enhancement Fund (IC 5-28-7-5)			
Total Operating Expense	180,061	180,061	
Industrial Development Grant Fund (IC 5-28-25-4)			
Total Operating Expense	50,570	50,570	
INDIANA 21ST CENTURY RESEARCH AND TECHNOLOGY FUND			
Total Operating Expense	10,000,000	10,000,000	
Department of Insurance Fund (IC 27-1-3-28)			
Total Operating Expense	10,000,000	10,000,000	
Indiana Twenty-First Century Research and Technology Fund (IC 5-28-16-2)			
Total Operating Expense	2,000,000	2,000,000	
Augmentation allowed from the Indiana Twenty-First Century Research and Technology Fund.			
SKILLS ENHANCEMENT FUND			
Total Operating Expense	12,500,000	12,500,000	
OFFICE OF SMALL BUSINESS AND ENTREPRENEURSHIP			
Total Operating Expense	1,183,000	1,183,000	
BUSINESS PROMOTION AND INNOVATION			
Total Operating Expense	15,036,724	15,036,724	
The above appropriations may be used by the Indiana Economic Development Corporation to promote business investment and encourage entrepreneurship and innovation. The corporation may use the above appropriations to encourage regional development initiatives, including a project to establish a new port or incentivize direct flights from international and regional airports in Indiana, advance innovation and entrepreneurship education through strategic partnerships with higher education institutions and communities, and support activities that promote international trade.			
INDUSTRIAL DEVELOPMENT GRANT PROGRAM			



		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Total Operating Expense	4,850,000	4,850,000	
2	ECONOMIC DEVELOPMENT FUND			
3	Total Operating Expense	1,114,522	1,114,522	
4				
5	FOR THE HOUSING AND COMMUNITY DEVELOPMENT AUTHORITY			
6	211 SERVICES			
7	Total Operating Expense	1,000,319	1,000,319	
8	HOUSING FIRST PROGRAM			
9	Total Operating Expense	890,027	890,027	
10	INDIANA INDIVIDUAL DEVELOPMENT ACCOUNTS			
11	Total Operating Expense	874,645	874,645	
12				
13	The housing and community development authority shall collect and report to the			
14	family and social services administration (FSSA) all data required for FSSA to meet			
15	the data collection and reporting requirements in 45 CFR Part 265.			
16				
17	The division of family resources shall apply all qualifying expenditures for individual			
18	development account deposits toward Indiana's maintenance of effort under the federal			
19	Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).			
20				
21	FOR THE INDIANA FINANCE AUTHORITY			
22	ENVIRONMENTAL REMEDIATION REVOLVING LOAN PROGRAM			
23	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)			
24	Total Operating Expense	2,500,000	2,500,000	
25				
26	C. EMPLOYMENT SERVICES			
27				
28	FOR THE DEPARTMENT OF WORKFORCE DEVELOPMENT			
29	ADMINISTRATION			
30	Total Operating Expense	1,339,665	1,339,665	
31	WORK INDIANA PROGRAM			
32	Total Operating Expense	1,000,000	1,000,000	
33	PROPRIETARY EDUCATIONAL INSTITUTIONS			
34	Total Operating Expense	62,639	62,639	
35	NEXT LEVEL JOBS EMPLOYER TRAINING GRANT PROGRAM			
36	Total Operating Expense	20,000,000	20,000,000	
37	INDIANA CONSTRUCTION ROUNDTABLE FOUNDATION			
38	Total Operating Expense	1,000,000	1,000,000	
39	DROPOUT PREVENTION			
40	Total Operating Expense	8,000,000	8,000,000	
41	ADULT EDUCATION DISTRIBUTION			
42	Total Operating Expense	14,452,990	14,452,990	
43				
44	It is the intent of the 2019 general assembly that the above appropriations for			
45	adult education shall be the total allowable state expenditure for such program.			
46	If disbursements are anticipated to exceed the total appropriation for a state fiscal			
47	year, the department of workforce development shall reduce the distributions			
48	proportionately.			
49				



1	OFFICE OF WORK-BASED LEARNING AND APPRENTICESHIP		
2	Total Operating Expense	600,000	1,200,000
3	SERVE INDIANA ADMINISTRATION		
4	Total Operating Expense	239,560	239,560
5			
6	FOR THE WORKFORCE CABINET		
7	Total Operating Expense	385,000	385,000
8	CAREER NAVIGATION AND COACHING SYSTEM		
9	Total Operating Expense	2,000,000	2,000,000
10	PERKINS STATE MATCH		
11	Total Operating Expense	494,000	494,000

D. OTHER ECONOMIC DEVELOPMENT

FOR THE INDIANA STATE FAIR BOARD

15	STATE FAIR		
17	Total Operating Expense	2,504,540	2,504,540

SECTION 7. [EFFECTIVE JULY 1, 2019]

TRANSPORTATION

FOR THE DEPARTMENT OF TRANSPORTATION

23	RAILROAD GRADE CROSSING IMPROVEMENT		
25	Motor Vehicle Highway Account (IC 8-14-1)		
26	Total Operating Expense	750,000	750,000
27	HIGH SPEED RAIL		
28	Industrial Rail Service Fund (IC 8-3-1.7-2)		
29	Matching Funds	20,000	20,000
30	Augmentation allowed.		
31	PUBLIC MASS TRANSPORTATION		
32	Other Operating Expense	45,000,000	45,000,000

The above appropriations for public mass transportation are to be used solely for the promotion and development of public transportation.

The department of transportation may distribute public mass transportation funds to an eligible grantee that provides public transportation in Indiana.

The state funds can be used to match federal funds available under the Federal Transit Act (49 U.S.C. 5301 et seq.) or local funds from a requesting grantee.

Before funds may be disbursed to a grantee, the grantee must submit its request for financial assistance to the department of transportation for approval. Allocations must be approved by the governor and the budget agency and shall be made on a reimbursement basis. Only applications for capital and operating assistance may be approved. Only those grantees that have met the reporting requirements under IC 8-23-3 are eligible for assistance under this appropriation.



AIRPORT DEVELOPMENT

From the General Fund

Other Operating Expense	2,000,000	2,000,000
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From the Airport Development Grant Fund (IC 8-21-11)

Other Operating Expense	1,800,000	1,800,000
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Augmentation allowed from the Airport Development Grant Fund.

HIGHWAY OPERATING

State Highway Fund (IC 8-23-9-54)

Personal Services	262,561,657	262,561,657
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Other Operating Expense	71,360,455	72,825,179
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Augmentation allowed.

HIGHWAY VEHICLE AND ROAD MAINTENANCE EQUIPMENT

State Highway Fund (IC 8-23-9-54)

Other Operating Expense	29,964,836	29,964,836
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Augmentation allowed.

The above appropriations for highway operating and highway vehicle and road maintenance equipment may be used for personal services, equipment, and other operating expense, including the cost of providing transportation for the governor.

HIGHWAY MAINTENANCE WORK PROGRAM

State Highway Fund (IC 8-23-9-54)

Other Operating Expense	119,011,303	119,011,303
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Augmentation allowed.

The above appropriations for the highway maintenance work program may be used for:

- (1) materials for patching roadways and shoulders;
- (2) repairing and painting bridges;
- (3) installing signs and signals and painting roadways for traffic control;
- (4) mowing, herbicide application, and brush control;
- (5) drainage control;
- (6) maintenance of rest areas, public roads on properties of the department of natural resources, and driveways on the premises of all state facilities;
- (7) materials for snow and ice removal;
- (8) utility costs for roadway lighting; and
- (9) other special maintenance and support activities consistent with the highway maintenance work program.

HIGHWAY CAPITAL IMPROVEMENTS

State Highway Fund (IC 8-23-9-54)

Right-of-Way Expense	29,736,000	33,600,000
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Formal Contracts Expense	559,368,940	665,554,763
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Consulting Services Expense	80,850,000	83,202,000
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Institutional Road Construction	5,000,000	5,000,000
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Augmentation allowed for the highway capital improvements program.

The above appropriations for the capital improvements program may be used for:



- (1) bridge rehabilitation and replacement;
- (2) road construction, reconstruction, or replacement;
- (3) construction, reconstruction, or replacement of travel lanes, intersections, grade separations, rest parks, and weigh stations;
- (4) relocation and modernization of existing roads;
- (5) resurfacing;
- (6) erosion and slide control;
- (7) construction and improvement of railroad grade crossings, including the use of the appropriations to match federal funds for projects;
- (8) small structure replacements;
- (9) safety and spot improvements; and
- (10) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

Subject to approval by the Budget Director, the above appropriation for institutional road construction may be used for road, bridge, and parking lot construction, maintenance, and improvement projects at any state-owned property.

No appropriation from the state highway fund may be used to fund any toll road or toll bridge project except as specifically provided for under IC 8-15-2-20.

NEXT LEVEL CONNECTIONS

Next Level Connections Fund (IC 8-14-14.3)

Total Operating Expense	350,000,000	150,000,000
Augmentation allowed.		

TOLL ROAD COUNTIES' STATE HIGHWAY PROGRAM

Toll Road Lease Amendment Proceeds Fund (IC 8-14-14.2)

Total Operating Expense	218,100,000	220,800,000
Augmentation allowed.		

HIGHWAY PLANNING AND RESEARCH PROGRAM

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	4,600,000	4,600,000
Augmentation Allowed		

STATE HIGHWAY ROAD CONSTRUCTION AND IMPROVEMENT PROGRAM

State Highway Road Construction and Improvement Fund (IC 8-14-10-5)

Lease Rental Payments Expense	70,000,000	70,000,000
Augmentation allowed.		

The above appropriations for the state highway road construction and improvement program shall be first used for payment of rentals and leases relating to projects under IC 8-14.5. If any funds remain, the funds may be used for the following purposes:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, and grade separations;
- (3) relocation and modernization of existing roads; and
- (4) right-of-way, relocation, and engineering and consulting expenses associated



with any of the above types of projects.

CROSSROADS 2000 PROGRAM

State Highway Fund (IC 8-23-9-54)

Lease Rental Payment Expense	7,450,104	5,207,468
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Augmentation allowed.

Crossroads 2000 Fund (IC 8-14-10-9)

Lease Rental Payment Expense	37,400,000	38,400,000
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Augmentation allowed.

The above appropriations for the crossroads 2000 program shall be first used for payment of rentals and leases relating to projects under IC 8-14-10-9. If any funds remain, the funds may be used for the following purposes:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, and grade separations;
- (3) relocation and modernization of existing roads; and
- (4) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

JOINT MAJOR MOVES CONSTRUCTION

Major Moves Construction Fund (IC 8-14-14-5)

Formal Contracts Expense	5,000,000	5,000,000
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Augmentation allowed.

FEDERAL APPORTIONMENT

Formal Contracts Expense	1,048,419,847	1,069,102,471
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The department may establish an account to be known as the "local government revolving account". The account is to be used to administer the federal-local highway construction program. All contracts issued and all funds received for federal-local projects under this program shall be entered into this account.

If the federal apportionments for the fiscal years covered by this act exceed the above estimated appropriations for the department or for local governments, the excess federal apportionment is hereby appropriated for use by the department with the approval of the governor and the budget agency.

The department shall bill, in a timely manner, the federal government for all department payments that are eligible for total or partial reimbursement.

The department may let contracts and enter into agreements for construction and preliminary engineering during each year of the 2019-2021 biennium that obligate not more than one-third (1/3) of the amount of state funds estimated by the department to be available for appropriation in the following year for formal contracts and consulting engineers for the capital improvements program.

Under IC 8-23-5-7(a), the department, with the approval of the governor, may construct and maintain roadside parks and highways where highways will connect any state highway now existing, or hereafter constructed, with any state park, state



forest preserve, state game preserve, or the grounds of any state institution. There is appropriated to the department of transportation an amount sufficient to carry out the provisions of this paragraph. Under IC 8-23-5-7(d), such appropriations shall be made from the motor vehicle highway account before distribution to local units of government.

LOCAL TECHNICAL ASSISTANCE AND RESEARCH

Under IC 8-14-1-3(6), there is appropriated to the department of transportation an amount sufficient for:

- (1) the program of technical assistance under IC 8-23-2-5(a)(6); and
- (2) the research and highway extension program conducted for local government under IC 8-17-7-4.

The department shall develop an annual program of work for research and extension in cooperation with those units being served, listing the types of research and educational programs to be undertaken. The commissioner of the department of transportation may make a grant under this appropriation to the institution or agency selected to conduct the annual work program. Under IC 8-14-1-3(6), appropriations for the program of technical assistance and for the program of research and extension shall be taken from the local share of the motor vehicle highway account.

Under IC 8-14-1-3(7), there is hereby appropriated such sums as are necessary to maintain a sufficient working balance in accounts established to match federal and local money for highway projects. These funds are appropriated from the following sources in the proportion specified:

- (1) one-half (1/2) from the forty-seven percent (47%) set aside of the motor vehicle highway account under IC 8-14-1-3(7); and
- (2) for counties and for those cities and towns with a population greater than five thousand (5,000), one-half (1/2) from the distressed road fund under IC 8-14-8-2.

OHIO RIVER BRIDGE

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	1,000,000	1,000,000
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SECTION 8. [EFFECTIVE JULY 1, 2019]

FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS

A. FAMILY AND SOCIAL SERVICES

FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION

INDIANA PRESCRIPTION DRUG PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	617,830	617,830
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CHILDREN'S HEALTH INSURANCE PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	19,560,000	44,370,000
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1	Augmentation allowed.		
2	CHILDREN'S HEALTH INSURANCE PROGRAM - ADMINISTRATION		
3	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
4	Total Operating Expense	1,557,784	1,557,784
5	PROVIDERS' RATE STABILITY		
6	Total Operating Expense	10,000,000	10,000,000

7

8 The above appropriations for Providers' Rate Stability shall be used by the Family
9 and Social Services Administration to stabilize provider rates. In order to ensure
10 appropriate staffing levels of service and care, 100% of the appropriation shall
11 be dedicated to wages and benefits of the providers' direct care staff, service
12 coordinators, and therapists. The stabilization funding is available to providers;
13 in the family support waiver program, the community integration and habilitation
14 waiver program, first steps, home health, and any other provider. The Family and
15 Social Services Administration shall give priority to provider services that have
16 a completed rate study.

17			
18	FAMILY AND SOCIAL SERVICES ADMINISTRATION - CENTRAL OFFICE		
19	Total Operating Expense	16,082,531	16,082,531
20	SOCIAL SERVICES DATA WAREHOUSE		
21	Total Operating Expense	38,273	38,273
22	OMPP STATE PROGRAMS		
23	Total Operating Expense	713,924	713,924
24	MEDICAID ADMINISTRATION		
25	Total Operating Expense	44,921,634	44,921,634
26	MEDICAID ASSISTANCE		
27	General Fund		
28	Total Operating Expense	2,457,600,000	2,580,700,000

29

30 The above appropriations include funding for the following programs and funds that
31 were appropriated as separate line items in HEA 1001-2017: residential services,
32 hospital care for the indigent, and medical assistance to wards.

33

34 Of the above appropriations for Medicaid Assistance, \$20,000 shall be used for the
35 reimbursement of doula services.

36

37 The above appropriations for Medicaid assistance and for Medicaid administration
38 are for the purpose of enabling the office of Medicaid policy and planning to carry
39 out all services as provided in IC 12-8-6.5. In addition to the above appropriations,
40 all money received from the federal government and paid into the state treasury
41 as a grant or allowance is appropriated and shall be expended by the office of Medicaid
42 policy and planning for the respective purposes for which the money was allocated
43 and paid to the state. Subject to the provisions of IC 12-8-1.5-11, if the sums herein
44 appropriated for Medicaid assistance and for Medicaid administration are insufficient
45 to enable the office of Medicaid policy and planning to meet its obligations, then
46 there is appropriated from the general fund such further sums as may be necessary
47 for that purpose, subject to the approval of the governor and the budget agency.

48

49 **HEALTHY INDIANA PLAN**



1 **Healthy Indiana Plan Trust Fund (IC 12-15-44.2-17)**
2 **Total Operating Expense** **104,199,221** **104,199,221**
3 **Augmentation allowed.**

4 **MARION COUNTY HEALTH AND HOSPITAL CORPORATION**
5 **Total Operating Expense** **38,000,000** **38,000,000**

6 **MENTAL HEALTH ADMINISTRATION**
7 **Total Operating Expense** **2,852,359** **2,852,359**

8
9 **Two hundred seventy-five thousand dollars (\$275,000) of the above appropriation**
10 **shall be distributed annually to neighborhood based community service**
11 **programs.**

12
13 **MENTAL HEALTH AND ADDICTION FORENSIC TREATMENT SERVICES GRANT**
14 **Total Operating Expense** **25,000,000** **25,000,000**

15
16 **The Family and Social Services Administration shall report to the State Budget Committee**
17 **prior to November 1, 2020, on the mental health and addiction forensic treatment**
18 **services grant program including the amounts of the awards and grants, the number**
19 **of recipients receiving services, and the impacts of the program in reducing incarceration**
20 **and recidivism.**

21
22 **CHILD PSYCHIATRIC SERVICES FUND**
23 **Total Operating Expense** **13,458,508** **13,458,508**

24
25 **The above appropriation includes \$3,500,000 in both FY 2020 and FY 2021**
26 **for the Family and Social Services Administration to maintain an evidence-based**
27 **program model that partners with elementary and high schools to provide social**
28 **services to children, parents, caregivers, teachers, and the community to prevent**
29 **substance abuse, promote healthy behaviors, and maximize student success. In**
30 **making grant awards in FY 2020 and FY 2021, the Family and Social Services**
31 **Administration shall consider the applicant's experience in providing similar**
32 **services and, if applicable, the results of an independent evaluation of those**
33 **services.**

34
35 **CHILD ASSESSMENT NEEDS SURVEY**
36 **Total Operating Expense** **218,525** **218,525**

37 **SERIOUSLY EMOTIONALLY DISTURBED**
38 **Total Operating Expense** **14,571,352** **14,571,352**

39 **SERIOUSLY MENTALLY ILL**
40 **General Fund**
41 **Total Operating Expense** **88,279,650** **88,279,650**

42 **Mental Health Centers Fund (IC 6-7-1-32.1)**
43 **Total Operating Expense** **2,454,890** **2,454,890**

44 **Augmentation allowed.**
45 **COMMUNITY MENTAL HEALTH CENTERS**

46 **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**
47 **Total Operating Expense** **7,200,000** **7,200,000**

48
49 **The above appropriation from the Tobacco Master Settlement Agreement Fund is**



in addition to other funds. The above appropriations for comprehensive community mental health services include the intragovernmental transfers necessary to provide the nonfederal share of reimbursement under the Medicaid rehabilitation option.

The comprehensive community mental health centers shall submit their proposed annual budgets (including income and operating statements) to the budget agency on or before August 1 of each year. All federal funds shall be used to augment the above appropriations rather than supplant any portion of the appropriation. The office of the secretary, with the approval of the budget agency, shall determine an equitable allocation of the appropriation among the mental health centers.

GAMBLERS' ASSISTANCE

Addiction Services Fund (IC 12-23-2)

Total Operating Expense	3,047,034	3,047,034
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Augmentation allowed.

SUBSTANCE ABUSE TREATMENT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	5,355,820	5,355,820
-------------------------	-----------	-----------

QUALITY ASSURANCE/RESEARCH

Total Operating Expense	304,711	304,711
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PREVENTION

Addiction Services Fund (IC 12-23-2)

Total Operating Expense	2,572,675	2,572,675
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Augmentation allowed.

METHADONE DIVERSION CONTROL AND OVERSIGHT (MDCO) PROGRAM

Opioid Treatment Program Fund (IC 12-23-18-4)

Total Operating Expense	363,995	363,995
-------------------------	---------	---------

Augmentation allowed.

DMHA YOUTH TOBACCO REDUCTION SUPPORT PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	250,000	250,000
-------------------------	---------	---------

Augmentation allowed.

EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER

From the General Fund

244,922	244,922
---------	---------

From the Mental Health Fund (IC 12-24-14-4)

3,541,107	3,541,107
-----------	-----------

Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	3,312,763	3,312,763
-------------------	-----------	-----------

Other Operating Expense	473,266	473,266
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EVANSVILLE STATE HOSPITAL

From the General Fund

23,855,714	23,855,714
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From the Mental Health Fund (IC 12-24-14-4)



1 3,802,558 3,802,558
2 Augmentation allowed.

3
4 The amounts specified from the general fund and the mental health fund are for the
5 following purposes:

6
7 Personal Services 19,275,587 19,275,587
8 Other Operating Expense 8,382,685 8,382,685
9
10 **LARUE CARTER MEMORIAL HOSPITAL**
11 Total Operating Expense 1,273,749 414,749
12

13 **LOGANSPOUT STATE HOSPITAL**
14 From the General Fund
15 31,153,827 31,153,827
16 From the Mental Health Fund (IC 12-24-14-4)
17 1,733,556 1,733,556
18 Augmentation allowed.

19
20 The amounts specified from the general fund and the mental health fund are for the
21 following purposes:

22
23 Personal Services 26,636,383 26,636,383
24 Other Operating Expense 6,251,000 6,251,000
25

26 **MADISON STATE HOSPITAL**
27 From the General Fund
28 24,276,673 24,276,673
29 From the Mental Health Fund (IC 12-24-14-4)
30 3,911,219 3,911,219
31 Augmentation allowed.

32
33 The amounts specified from the general fund and the mental health fund are for the
34 following purposes:

35
36 Personal Services 21,716,006 21,716,006
37 Other Operating Expense 6,471,886 6,471,886
38

39 **RICHMOND STATE HOSPITAL**
40 From the General Fund
41 32,559,363 32,559,363
42 From the Mental Health Fund (IC 12-24-14-4)
43 2,683,320 2,683,320
44 Augmentation allowed.

45
46 The amounts specified from the general fund and the mental health fund are for the
47 following purposes:

48
49 Personal Services 26,725,901 26,725,901

EH 1001—LS 7590/DI 58



1	Other Operating Expense	8,516,782	8,516,782
2			
3	NEURO DIAGNOSTIC INSTITUTE		
4	From the General Fund		
5	20,343,059	20,343,059	
6	From the Mental Health Fund (IC 12-24-14-4)		
7	12,497,244	15,758,200	
8	Augmentation allowed.		
9			
10	The amounts specified from the general fund and the mental health fund are for the		
11	following purposes:		
12			
13	Personal Services	26,924,160	28,293,645
14	Other Operating Expense	5,916,143	7,807,614
15			
16	PATIENT PAYROLL		
17	Total Operating Expense	148,533	148,533
18			
19	The federal share of revenue accruing to the state mental health institutions under		
20	IC 12-15, based on the applicable Federal Medical Assistance Percentage (FMAP),		
21	shall be deposited in the mental health fund established by IC 12-24-14, and the		
22	remainder shall be deposited in the general fund.		
23			
24	DIVISION OF FAMILY RESOURCES ADMINISTRATION		
25	Total Operating Expense	1,994,565	1,994,565
26	EBT ADMINISTRATION		
27	Total Operating Expense	114,079	114,079
28	DFR - COUNTY ADMINISTRATION		
29	Total Operating Expense	90,705,387	90,705,387
30	INDIANA ELIGIBILITY SYSTEM		
31	Total Operating Expense	8,377,529	8,377,529
32	SNAP/IMPACT ADMINISTRATION		
33	Total Operating Expense	7,355,726	7,355,726
34	TEMPORARY ASSISTANCE TO NEEDY FAMILIES STATE APPROPRIATION		
35	Total Operating Expense	20,086,301	20,086,301
36	BURIAL EXPENSES		
37	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
38	Total Operating Expense	5,816,761	5,816,761
39	DIVISION OF AGING ADMINISTRATION		
40	Total Operating Expense	751,057	751,057
41	DIVISION OF AGING SERVICES		
42	Total Operating Expense	563,561	563,561
43	ROOM AND BOARD ASSISTANCE (R-CAP)		
44	Total Operating Expense	6,733,801	6,733,801
45	C.H.O.I.C.E. IN-HOME SERVICES		
46	Total Operating Expense	48,765,643	48,765,643
47			
48	The above appropriations for C.H.O.I.C.E. In-Home Services include intragovernmental		
49	transfers to provide the nonfederal share of the Medicaid aged and disabled waiver.		



The intragovernmental transfers for use in the Medicaid aged and disabled waiver may not exceed \$18,000,000 annually.

The division of aging shall conduct an annual evaluation of the cost effectiveness of providing home and community-based services. Before January of each year, the division shall submit a report to the budget committee, the budget agency, and the legislative council (in an electronic format under IC 5-14-6) that covers all aspects of the division's evaluation and such other information pertaining thereto as may be requested by the budget committee, the budget agency, or the legislative council, including the following:

- (1) the number and demographic characteristics of the recipients of home and community-based services during the preceding fiscal year, including a separate count of individuals who received no services other than case management services (as defined in 455 IAC 2-4-10) during the preceding fiscal year;
- (2) the total cost and per recipient cost of providing home and community-based services during the preceding fiscal year.

The division shall obtain from providers of services data on their costs and expenditures regarding implementation of the program and report the findings to the budget committee, the budget agency, and the legislative council. The report to the legislative council must be in an electronic format under IC 5-14-6.

STATE SUPPLEMENT TO SSBG - AGING

Total Operating Expense	687,396	687,396
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OLDER HOOSIERS ACT

Total Operating Expense	1,573,446	1,573,446
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ADULT PROTECTIVE SERVICES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	5,451,948	5,451,948
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Augmentation allowed.

The above appropriations may be used for emergency adult protective services placement. Funds shall be used to the extent that such services are not available to an individual through a policy of accident and sickness insurance, a health maintenance organization contract, the Medicaid program, the federal Medicare program, or any other federal program.

ADULT GUARDIANSHIP SERVICES

Total Operating Expense	405,565	405,565
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DIVISION OF DISABILITY AND REHABILITATIVE SERVICES ADMINISTRATION

Total Operating Expense	76,948	76,948
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BUREAU OF REHABILITATIVE SERVICES

-VOCATIONAL REHABILITATION

Total Operating Expense	16,093,405	16,093,405
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INDEPENDENT LIVING

Total Operating Expense	871,926	871,926
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The above appropriations include funding to be distributed to the centers for



independent living for independent living services.

REHABILITATIVE SERVICES - DEAF AND HARD OF HEARING SERVICES

Total Operating Expense	236,402	236,402
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BLIND VENDING - STATE APPROPRIATION

Total Operating Expense	128,590	128,590
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QUALITY IMPROVEMENT SERVICES

Total Operating Expense	1,073,574	1,073,574
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BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - DAY SERVICES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Other Operating Expense	3,418,884	3,418,884
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FIRST STEPS

Total Operating Expense	11,339,063	11,339,063
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BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - DIAGNOSIS AND EVALUATION

Total Operating Expense	400,034	400,034
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BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - CAREGIVER SUPPORT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Other Operating Expense	250,000	250,000
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BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - OPERATING

Total Operating Expense	5,899,193	5,899,193
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In the development of new community residential settings for persons with developmental disabilities, the division of disability and rehabilitative services must give priority to the appropriate placement of such persons who are eligible for Medicaid and currently residing in intermediate care or skilled nursing facilities and, to the extent permitted by law, such persons who reside with aged parents or guardians or families in crisis.

PRE-K EDUCATION PILOT

Total Operating Expense	22,005,069	22,005,069
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Of the above appropriations, \$1,000,000 shall be used each fiscal year for reimbursement of technology based in-home early education services under IC 12-17.2-7.5.

SCHOOL AGE CHILD CARE PROJECT

Total Operating Expense	812,413	812,413
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The above appropriations are made under IC 6-7-1-30.2(c) and not in addition to the transfer required by IC 6-7-1-30.2 (c).

EARLY CHILDHOOD LEARNING

Total Operating Expense	34,360,246	34,360,246
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FOR THE DEPARTMENT OF CHILD SERVICES

CHILD SERVICES ADMINISTRATION

Total Operating Expense	261,665,508	261,665,508
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Personal Services/Fringe Benefits Contingency Fund (IC 4-12-17-1)

Personal Services	25,000,000	25,000,000
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DHHS CHILD WELFARE PROGRAM

Total Operating Expense	46,554,199	46,554,199
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EH 1001—LS 7590/DI 58



CHILD WELFARE SERVICES STATE GRANTS

Total Operating Expense	11,416,415	11,416,415
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TITLE IV-D CHILD SUPPORT

Total Operating Expense	13,379,008	13,379,008
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The above appropriations for the department of child services Title IV-D of the federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.

FAMILY AND CHILDREN FUND

Total Operating Expense	502,375,362	482,065,362
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Augmentation allowed.

Pursuant to IC 4-12-16.5-2(g), the Governor may reallocate from the Special Transportation Flexibility Fund.

With the above appropriations, the department of child services shall:

- (1) Operate an early intervention, home-based program pursuant to IC 31-34-4-7 (as modified by this act).
- (2) Enter into a memorandum of understanding with the Public Defender Council and Commission to recruit, train, and reimburse public defenders for the support of at risk youth and families.
- (3) Study, and if appropriate, increase the provider rates for home- based services.
- (4) Collaborate with public and private entities to implement or participate in programs, including technology based platforms, designed to connect the department and local offices with supportive local community organizations that may provide assistance in meeting the needs of children and families in crisis.
- (5) Enter into a memorandum of understanding with the Supreme Court for a pilot program in five counties to establish voluntary preventative programs for children and families at-risk.
- (6) Reimburse the Muncie Youth Opportunity Center \$1,400,000.

YOUTH SERVICE BUREAU

Total Operating Expense	1,008,947	1,008,947
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PROJECT SAFEPLACE

Total Operating Expense	112,000	112,000
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HEALTHY FAMILIES INDIANA

Total Operating Expense	3,093,145	3,093,145
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ADOPTION SERVICES

Total Operating Expense	26,362,735	26,362,735
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TITLE IV-E ADOPTION SERVICES

Total Operating Expense	31,489,886	31,489,886
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FOR THE DEPARTMENT OF ADMINISTRATION

DEPARTMENT OF CHILD SERVICES OMBUDSMAN BUREAU

Total Operating Expense	356,191	356,191
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B. PUBLIC HEALTH

FOR THE STATE DEPARTMENT OF HEALTH



1	General Fund		
2		20,942,934	20,942,934
3	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
4		2,169,261	2,169,261
5	Augmentation Allowed from the Tobacco Master Settlement fund.		
6			
7	The amounts specified from the General Fund and the tobacco master settlement agreement		
8	fund are for the following purposes:		
9			
10	Personal Services	20,550,510	20,550,510
11	Other Operating Expense	2,561,685	2,561,685
12			
13	All receipts to the state department of health from licenses or permit fees shall		
14	be deposited in the state general fund.		
15			
16	STATE ALZHEIMER COUNCIL		
17	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
18	Total Operating Expense	15,000	15,000
19			
20	AREA HEALTH EDUCATION CENTERS		
21	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
22	Total Operating Expense	2,630,676	2,630,676
23	CANCER REGISTRY		
24	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
25	Total Operating Expense	488,375	488,375
26	MINORITY HEALTH INITIATIVE		
27	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
28	Total Operating Expense	2,473,500	2,473,500
29			
30	The above appropriations shall be allocated to the Indiana Minority Health Coalition		
31	to work with the state department on the implementation of IC 16-46-11.		
32			
33	SICKLE CELL		
34	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
35	Total Operating Expense	750,000	750,000
36	MEDICARE-MEDICAID CERTIFICATION		
37	Total Operating Expense	5,079,399	5,079,399
38			
39	Augmentation allowed in amounts not to exceed revenue from health facilities		
40	license fees or from health care providers (as defined in IC 16-18-2-163) fee		
41	increases or those adopted by the Executive Board of the Indiana State Department		
42	of Health under IC 16-19-3.		
43			
44	AIDS EDUCATION		
45	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
46	Personal Services	401,128	401,128
47	Other Operating Expense	252,475	252,475
48	HIV/AIDS SERVICES		
49	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		



		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Total Operating Expense	1,992,517	1,992,517	
2	AIDS CARE COORDINATION			
3	Total Operating Expense	278,981	278,981	
4	INFECTIOUS DISEASE			
5	Total Operating Expense	1,390,325	1,390,325	
6	TUBERCULOSIS TREATMENT			
7	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
8	Total Operating Expense	100,000	100,000	
9	STATE CHRONIC DISEASES			
10	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
11	Personal Services	128,437	128,437	
12	Other Operating Expense	734,051	734,051	
13				
14	At least \$82,560 of the above appropriations shall be distributed as grants to community			
15	groups and organizations as provided in IC 16-46-7-8. The state department of health			
16	may consider grants to the Kidney Foundation up to \$50,000.			
17				
18	STATEWIDE CHILD FATALITY COORDINATOR			
19	Total Operating Expense	55,339	55,339	
20	FOOD ASSISTANCE			
21	Total Operating Expense	96,506	96,506	
22	OB NAVIGATOR PROGRAM			
23	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
24	Total Operating Expense	3,300,000	3,300,000	
25	WOMEN, INFANTS, AND CHILDREN SUPPLEMENT			
26	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
27	Total Operating Expense	184,300	184,300	
28	MATERNAL AND CHILD HEALTH SUPPLEMENT			
29	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
30	Total Operating Expense	184,300	184,300	
31	CANCER EDUCATION AND DIAGNOSIS - BREAST CANCER			
32	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
33	Total Operating Expense	69,172	69,172	
34	BREAST AND CERVICAL CANCER PROGRAM			
35	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
36	Total Operating Expense	106,575	106,575	
37	ADOPTION HISTORY			
38	Adoption History Fund (IC 31-19-18-6)			
39	Total Operating Expense	195,163	195,163	
40	Augmentation allowed.			
41	CHILDREN WITH SPECIAL HEALTH CARE NEEDS			
42	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
43	Total Operating Expense	10,597,101	10,597,101	
44	Augmentation allowed.			
45	NEWBORN SCREENING PROGRAM			
46	Newborn Screening Fund (IC 16-41-17-11)			
47	Personal Services	717,999	717,999	
48	Other Operating Expense	1,959,763	1,959,763	
49	Augmentation allowed.			



The above appropriations include funding for pulse oximetry screening of infants.

CENTER FOR DEAF AND HARD OF HEARING EDUCATION

Total Operating Expense 1,712,930 1,712,930

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense 739,747 739,747

RADON GAS TRUST FUND

Radon Gas Trust Fund (IC 16-41-38-8)

Total Operating Expense 10,670 10,670

Augmentation allowed.

SAFETY PIN PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense 5,500,000 5,500,000

BIRTH PROBLEMS REGISTRY

Birth Problems Registry Fund (IC 16-38-4-17)

Total Operating Expense 73,517 73,517

Augmentation allowed.

MOTOR FUEL INSPECTION PROGRAM

Motor Fuel Inspection Fund (IC 16-44-3-10)

Total Operating Expense 239,125 239,125

Augmentation allowed.

DONATED DENTAL SERVICES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense 34,335 34,335

The above appropriations shall be used by the Indiana foundation for dentistry to provide dental services to individuals who are handicapped.

OFFICE OF WOMEN'S HEALTH

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense 96,970 96,970

SPINAL CORD AND BRAIN INJURY

Spinal Cord and Brain Injury Fund (IC 16-41-42.2-3)

Total Operating Expense 2,551,946 2,551,946

Augmentation allowed.

HEALTHY INDIANA PLAN - IMMUNIZATIONS

Healthy Indiana Plan Trust Fund (IC 12-15-44.2-17)

Total Operating Expense 10,665,435 10,665,435

WEIGHTS AND MEASURES FUND

Weights and Measures Fund (IC 16-19-5-4)

Total Operating Expense 7,106 7,106

Augmentation allowed.

COLORECTAL CANCER SCREENING

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense 150,000 150,000

MINORITY EPIDEMIOLOGY

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense 618,375 618,375



1 **COMMUNITY HEALTH CENTERS**

2 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

3 Total Operating Expense 14,453,000 14,453,000

4 **PRENATAL SUBSTANCE USE & PREVENTION**

5 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

6 Total Operating Expense 119,965 119,965

7 **OPIOID OVERDOSE INTERVENTION**

8 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

9 Total Operating Expense 250,000 250,000

10 **NURSE FAMILY PARTNERSHIP**

11 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

12 Total Operating Expense 5,000,000 5,000,000

13 **HEARING AND BLIND SERVICES**

14 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

15 Total Operating Expense 500,000 500,000

16

17 Of the above appropriations for hearing and blind services, \$375,000 shall be annually
18 deposited in the Hearing Aid Fund established under IC 16-35-8-3.

19

20 **LOCAL HEALTH MAINTENANCE FUND**

21 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

22 Total Operating Expense 3,915,209 3,915,209

23 Augmentation allowed.

24

25 The amount appropriated from the tobacco master settlement agreement fund is in
26 lieu of the appropriation provided for this purpose in IC 6-7-1-30.5 or any other law.
27 Of the above appropriations for the local health maintenance fund, \$60,000 each year
28 shall be used to provide additional funding to adjust funding through the formula in
29 IC 16-46-10 to reflect population increases in various counties. Money appropriated
30 to the local health maintenance fund must be allocated under the following schedule
31 each year to each local board of health whose application for funding is approved by
32 the state department of health:

33

34 **COUNTY POPULATION AMOUNT OF GRANT**

35 over 499,999 94,112

36 100,000 - 499,999 72,672

37 50,000 - 99,999 48,859

38 under 50,000 33,139

39

40 **LOCAL HEALTH DEPARTMENT ACCOUNT**

41 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

42 Total Operating Expense 3,000,000 3,000,000

43

44 The above appropriations for the local health department account are statutory distributions
45 under IC 4-12-7.

46

47 **TOBACCO USE PREVENTION AND CESSATION PROGRAM**

48 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

49 Total Operating Expense 7,500,000 7,500,000



A minimum of 90% of the above appropriations shall be distributed as grants to local agencies and other entities with programs designed to reduce smoking.

FOR THE INDIANA SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED

Personal Services	9,834,739	9,834,739
Other Operating Expense	1,562,587	1,562,587

FOR THE INDIANA SCHOOL FOR THE DEAF

Personal Services	14,394,996	14,394,996
Other Operating Expense	2,238,712	2,238,712

C. VETERANS' AFFAIRS

FOR THE INDIANA DEPARTMENT OF VETERANS' AFFAIRS

Personal Services	1,431,469	1,431,469
Other Operating Expense	1,425,004	1,175,004

The above appropriations for personal services include funding for a women's veteran services officer and \$300,000 each year for six state veterans services officers.

The above appropriation for other operating expense includes \$250,000 in FY 2020 for the USS Indianapolis Commissioning Committee. The funding is only available if the commissioning ceremony occurs in Indiana.

VETERAN SERVICE ORGANIZATIONS

Total Operating Expense	910,000	910,000
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The above appropriations shall be used to assist veterans in securing available benefits. Of the above appropriations, the following amounts shall be allocated each fiscal year to the following organizations:

American Legion: \$200,000
 Disabled Veterans: \$200,000
 Veterans of Foreign Wars: \$200,000
 AMVETS: \$100,000
 Vietnam Veterans: \$100,000

The allocations shall be administered by the Indiana Department of Veterans' Affairs.

OPERATION OF VETERANS' CEMETERY

Total Operating Expense	287,748	287,748
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INDIANA VETERANS' HOME

From the Veterans' Home Comfort - Welfare Fund (IC 10-17-9-7(d))

11,029,468	11,029,468
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From the IVH Medicaid Reimbursement Fund

14,185,853	14,185,853
------------	------------

Augmentation allowed from the Comfort and Welfare Fund and the IVH Medicaid



INDIANA UNIVERSITY SCHOOL OF MEDICINE - NORTHWEST - GARY

Total Operating Expense	2,739,546	2,753,041
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INDIANA UNIVERSITY SCHOOL OF MEDICINE - LAFAYETTE

Total Operating Expense	2,488,782	2,501,042
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INDIANA UNIVERSITY SCHOOL OF MEDICINE - MUNCIE

Total Operating Expense	2,278,539	2,289,763
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INDIANA UNIVERSITY SCHOOL OF MEDICINE - SOUTH BEND

Total Operating Expense	2,142,395	2,152,949
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INDIANA UNIVERSITY SCHOOL OF MEDICINE - TERRE HAUTE

Total Operating Expense	2,476,583	2,488,783
-------------------------	-----------	-----------

The Indiana University School of Medicine - Indianapolis shall submit to the Indiana commission for higher education before May 15 of each year an accountability report containing data on the number of medical school graduates who entered primary care physician residencies in Indiana from the school's most recent graduating class.

FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)

GENERAL ACADEMIC DIVISIONS

Total Operating Expense	110,207,324	110,750,271
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Fee Replacement	4,481,222	4,473,244
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TOTAL APPROPRIATIONS - IUPUI

245,310,583	246,448,715
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Transfers of allocations between campuses to correct for errors in allocation among the campuses of Indiana University can be made by the institution with the approval of the commission for higher education and the budget agency. Indiana University shall maintain current operations at all statewide medical education sites.

CLINICAL AND TRANSLATIONAL SCIENCES INSTITUTE

Total Operating Expense	2,500,000	2,500,000
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GLOBAL NETWORK OPERATIONS CENTER

Total Operating Expense	721,861	721,861
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SPINAL CORD AND HEAD INJURY RESEARCH CENTER

Total Operating Expense	553,429	553,429
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INSTITUTE FOR THE STUDY OF DEVELOPMENTAL DISABILITIES

Total Operating Expense	2,491,824	2,491,824
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Of the above appropriations, \$386,000 per year shall be used to provide technology support to students with autism.

GEOLOGICAL SURVEY

Total Operating Expense	2,783,782	2,783,782
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I-LIGHT NETWORK OPERATIONS

Total Operating Expense	1,508,628	1,508,628
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GIGAPOP PROJECT

Total Operating Expense	672,562	672,562
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FOR PURDUE UNIVERSITY



		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	WEST LAFAYETTE			
2	Total Operating Expense	220,878,624	221,966,798	
3	Fee Replacement	22,627,907	32,202,386	
4	NORTHWEST			
5	Total Operating Expense	47,810,979	48,046,513	
6	Fee Replacement	3,893,663	3,893,513	
7	FORT WAYNE			
8	Total Operating Expense	43,835,365	44,051,278	
9	Fee Replacement	3,077,265	3,038,000	
10	COLLEGE OF VETERINARY MEDICINE			
11	Total Operating Expense	17,880,362	17,968,442	
12				
13	Transfers of allocations between campuses to correct for errors in allocation			
14	among the campuses of Purdue University can be made by the institution with the			
15	approval of the commission for higher education and the budget agency.			
16				
17	FOR PURDUE UNIVERSITY			
18	ANIMAL DISEASE DIAGNOSTIC LABORATORY SYSTEM			
19	Total Operating Expense	3,711,561	3,711,561	
20				
21	The above appropriations shall be used to fund the animal disease diagnostic			
22	laboratory system (ADDL), which consists of the main ADDL at West Lafayette, the			
23	bangs disease testing service at West Lafayette, and the southern branch of ADDL			
24	Southern Indiana Purdue Agricultural Center (SIPAC) in Dubois County. The above			
25	appropriations are in addition to any user charges that may be established and			
26	collected under IC 21-46-3-5. Notwithstanding IC 21-46-3-4, the trustees of			
27	Purdue University may approve reasonable charges for testing for pseudorabies.			
28				
29	STATEWIDE TECHNOLOGY			
30	Total Operating Expense	6,695,258	6,695,258	
31	COUNTY AGRICULTURAL EXTENSION EDUCATORS			
32	Total Operating Expense	7,487,816	7,487,816	
33	AGRICULTURAL RESEARCH AND EXTENSION - CROSSROADS			
34	Total Operating Expense	8,492,325	8,492,325	
35	CENTER FOR PARALYSIS RESEARCH			
36	Total Operating Expense	522,558	522,558	
37	IN TECH ASST. AND ADV. MFG. COMPETITIVENESS PROGRAM			
38	Total Operating Expense	4,430,212	4,430,212	
39	NEW FACULTY AT PURDUE FORT WAYNE			
40	Total Operating Expense	2,000,000	2,000,000	
41				
42	FOR INDIANA STATE UNIVERSITY			
43	Total Operating Expense	71,666,457	72,019,420	
44	Fee Replacement	11,574,683	15,288,291	
45	NURSING PROGRAM			
46	Total Operating Expense	204,000	204,000	
47	PRINCIPAL LEADERSHIP ACADEMY			
48	Total Operating Expense	600,000	600,000	
49	DEGREE LINK			



		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Total Operating Expense	446,438	446,438	
2				
3	FOR UNIVERSITY OF SOUTHERN INDIANA			
4	Total Operating Expense	48,096,563	48,333,500	
5	Fee Replacement	11,022,633	15,057,528	
6	HISTORIC NEW HARMONY			
7	Total Operating Expense	486,878	486,878	
8	STRONG START SUMMER BRIDGE PROGRAM			
9	Total Operating Expense	250,000	250,000	
10				
11	FOR BALL STATE UNIVERSITY			
12	Total Operating Expense	133,480,169	134,137,783	
13	Fee Replacement	22,959,363	27,379,972	
14	ENTREPRENEURIAL COLLEGE			
15	Total Operating Expense	2,500,000	2,500,000	
16	ACADEMY FOR SCIENCE, MATHEMATICS, AND HUMANITIES			
17	Total Operating Expense	4,384,956	4,384,956	
18				
19	FOR VINCENNES UNIVERSITY			
20	Total Operating Expense	46,930,683	47,161,877	
21	Fee Replacement	6,215,488	6,210,108	
22	CAREER AND TECHNICAL EARLY COLLEGE PROGRAM			
23	Total Operating Expense	3,000,000	3,000,000	
24				
25	Additional Early College sites may be established upon approval by the Commission for			
26	Higher Education and review by the budget committee.			
27				
28	FOR IVY TECH COMMUNITY COLLEGE			
29	Total Operating Expense	240,143,125	241,326,642	
30	Fee Replacement	32,923,190	33,678,382	
31	STATEWIDE NURSING			
32	Total Operating Expense	85,411	85,411	
33	WORKFORCE CENTERS			
34	Total Operating Expense	710,810	710,810	
35	SOUTHERN INDIANA EDUCATIONAL ALLIANCE			
36	Total Operating Expense	1,057,738	1,057,738	
37	FT. WAYNE PUBLIC SAFETY TRAINING CENTER			
38	Total Operating Expense	1,000,000	1,000,000	
39				
40	The sums herein appropriated to Indiana University, Purdue University, Indiana State			
41	University, University of Southern Indiana, Ball State University, Vincennes University,			
42	and Ivy Tech Community College are in addition to all income of said institutions,			
43	respectively, from all permanent fees and endowments and from all land grants, fees,			
44	earnings, and receipts, including gifts, grants, bequests, and devises, and receipts			
45	from any miscellaneous sales from whatever source derived.			
46				
47	All such income and all such fees, earnings, and receipts on hand June 30, 2019,			
48	and all such income and fees, earnings, and receipts accruing thereafter are hereby			
49	appropriated to the boards of trustees or directors of the aforementioned institutions			

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and may be expended for any necessary expenses of the respective institutions, including university hospitals, schools of medicine, nurses' training schools, schools of dentistry, and agricultural extension and experimental stations. However, such income, fees, earnings, and receipts may be used for land and structures only if approved by the governor and the budget agency.

The above appropriations to Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College include the employers' share of Social Security payments for university employees under the public employees' retirement fund, or institutions covered by the Indiana state teachers' retirement fund. The funds appropriated also include funding for the employers' share of payments to the public employees' retirement fund and to the Indiana state teachers' retirement fund at a rate to be established by the retirement funds for both fiscal years for each institution's employees covered by these retirement plans.

The treasurers of Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College shall, at the end of each three (3) month period, prepare and file with the auditor of state a financial statement that shall show in total all revenues received from any source, together with a consolidated statement of disbursements for the same period. The budget director shall establish the requirements for the form and substance of the reports.

The reports of the treasurer also shall contain in such form and in such detail as the governor and the budget agency may specify, complete information concerning receipts from all sources, together with any contracts, agreements, or arrangements with any federal agency, private foundation, corporation, or other entity from which such receipts accrue.

All such treasurers' reports are matters of public record and shall include without limitation a record of the purposes of any and all gifts and trusts with the sole exception of the names of those donors who request to remain anonymous.

Notwithstanding IC 4-10-11, the auditor of state shall draw warrants to the treasurers of Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College on the basis of vouchers stating the total amount claimed against each fund or account, or both, but not to exceed the legally made appropriations.

For universities and colleges supported in whole or in part by state funds, grant applications and lists of applications need only be submitted upon request to the budget agency for review and approval or disapproval and, unless disapproved by the budget agency, federal grant funds may be requested and spent without approval by the budget agency.

For all university special appropriations, an itemized list of intended expenditures, in such form as the governor and the budget agency may specify, shall be submitted to support the allotment request. All budget requests for university special appropriations



shall be furnished in a like manner and as a part of the operating budgets of the state universities.

The trustees of Indiana University, the trustees of Purdue University, the trustees of Indiana State University, the trustees of University of Southern Indiana, the trustees of Ball State University, the trustees of Vincennes University, and the trustees of Ivy Tech Community College are hereby authorized to accept federal grants, subject to IC 4-12-1.

Fee replacement funds are to be distributed as requested by each institution, on payment due dates, subject to available appropriations.

FOR THE MEDICAL EDUCATION BOARD

FAMILY PRACTICE RESIDENCY FUND

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	1,852,698	1,852,698
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Of the above appropriations, \$1,000,000 each year shall be distributed as grants for the purpose of improving family practice residency programs serving medically underserved areas.

FOR THE GRADUATE MEDICAL EDUCATION BOARD

MEDICAL RESIDENCY EDUCATION GRANTS

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	4,000,000	4,000,000
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The above appropriations for medical residency education grants are to be distributed in accordance with IC 21-13-6.5.

FOR THE COMMISSION FOR HIGHER EDUCATION

Total Operating Expense	3,071,177	3,071,177
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FREEDOM OF CHOICE GRANTS

Total Operating Expense	57,527,595	66,225,902
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HIGHER EDUCATION AWARD PROGRAM

Total Operating Expense	89,979,060	101,425,081
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For the higher education awards and freedom of choice grants made for the 2019-2021 biennium, the following guidelines shall be used, notwithstanding current administrative rule or practice:

- (1) The commission shall maintain the proportionality of award maximums for public, private, and proprietary institutions when setting forth amounts under IC 21-12-1.7.
- (2) Minimum Award: No award shall be less than \$600.
- (3) The commission shall reduce award amounts as necessary to stay within the appropriation.

TUITION AND FEE EXEMPTION FOR CHILDREN OF VETERANS AND PUBLIC SAFETY OFFICERS

Total Operating Expense	30,848,248	31,773,696
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MIDWEST HIGHER EDUCATION COMPACT

Total Operating Expense	115,000	115,000
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ADULT STUDENT GRANT APPROPRIATION

Total Operating Expense	7,579,858	7,579,858
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Priority for awards made from the above appropriation shall be given first to eligible students meeting TANF income eligibility guidelines as determined by the family and social services administration and second to eligible students who received awards from the adult grant fund during the school year associated with the biennial budget year. Funds remaining shall be distributed according to procedures established by the commission. The maximum grant that an applicant may receive for a particular academic term shall be established by the commission but shall in no case be greater than a grant for which an applicant would be eligible under IC 21-12-3 if the applicant were a full-time student. The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR Part 265.

The family and social services administration, division of family resources, shall apply all qualifying expenditures for the part-time grant program toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

STEM TEACHER RECRUITMENT FUND

Total Operating Expense	5,000,000	5,000,000
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The above appropriations may be used to provide grants to nonprofit organizations that place new science, technology, engineering, and math teachers in elementary and high schools located in underserved areas.

TEACHER RESIDENCY GRANT PILOT PROGRAM (IC 21-18-15.1)

Total Operating Expense	1,000,000	0
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MINORITY TEACHER SCHOLARSHIP FUND

Total Operating Expense	400,000	400,000
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HIGH NEED STUDENT TEACHING STIPEND FUND

Total Operating Expense	450,000	450,000
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MINORITY STUDENT TEACHING STIPEND FUND

Total Operating Expense	50,000	50,000
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EARN INDIANA WORK STUDY PROGRAM

Total Operating Expense	606,099	606,099
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21ST CENTURY - ADMINISTRATIVE

Total Operating Expense	1,828,638	1,828,638
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21ST CENTURY SCHOLAR AWARDS

Total Operating Expense	173,685,938	166,270,623
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The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR 265.

The division of family resources shall apply all qualifying expenditures for the 21st century scholar program toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).



INDIANA INTERNet

Total Operating Expense	250,000	250,000
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NEXT GENERATION HOOSIER EDUCATORS

Total Operating Expense	2,000,000	3,081,010
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Next Generation Hoosier Educators Scholarship Fund (IC 21-12-16-3)

Total Operating Expense	2,582,400	3,001,390
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Augmentation allowed from the next generation hoosier educators scholarship fund.

NATIONAL GUARD TUITION SCHOLARSHIP

Total Operating Expense	3,676,240	3,676,240
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The above appropriations for national guard scholarships plus reserve balances in the fund shall be the total allowable state expenditure for the program in the 2019-2021 biennium.

PRIMARY CARE SCHOLARSHIP

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	2,000,000	2,000,000
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The above appropriations for primary care scholarships shall be distributed in accordance with IC 21-13-9.

LEARN MORE INDIANA

Total Operating Expense	646,994	646,994
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STATEWIDE TRANSFER AND TECHNOLOGY

Total Operating Expense	1,014,737	1,014,737
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HIGH VALUE WORKFORCE READY GRANT

Total Operating Expense	4,000,000	4,000,000
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The above appropriations may be used to provide grants to adults who pursue high value certificates.

FOR THE DEPARTMENT OF ADMINISTRATION

COLUMBUS LEARNING CENTER LEASE PAYMENT

Total Operating Expense	5,312,000	5,312,000
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B. ELEMENTARY AND SECONDARY EDUCATION

FOR THE STATE BOARD OF EDUCATION

Total Operating Expense	2,154,705	2,154,705
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The above appropriations for the Indiana state board of education are for the academic standards project to distribute copies of the academic standards and provide teachers with curriculum frameworks; for special evaluation and research projects, including national and international assessments; and for state board administrative expenses. The above appropriations for the state board of education include funds to reimburse volunteer participants in the school intergenerational safety pilot project established by IC 20-20-46. The maximum reimbursement that may be paid to each volunteer



participant may not exceed \$35 in a calendar year.

CHARTER AND INNOVATION NETWORK SCHOOL GRANT PROGRAM (IC 20-24-13)

Total Operating Expense	14,055,250	14,055,250
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SYSTEM FOR TEACHER AND STUDENT ADVANCEMENT

Total Operating Expense	3,500,000	0
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FOR THE INDIANA CHARTER SCHOOL BOARD

Total Operating Expense	522,423	522,423
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FOR THE DEPARTMENT OF EDUCATION

SUPERINTENDENT'S OFFICE

From the General Fund

13,654,093	13,654,093
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From the Professional Standards Fund (IC 20-28-2-10)

395,000	395,000
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Augmentation allowed from the Professional Standards Fund.

The amounts specified from the General Fund and the Professional Standards Fund are for the following purposes:

SUPERINTENDENT'S OFFICE

Personal Services	10,731,503	10,731,503
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Other Operating Expense	3,317,590	3,317,590
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The above appropriations include funds to provide state support to educational service centers.

PUBLIC BROADCASTING DISTRIBUTION

Total Operating Expense	3,675,000	3,675,000
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The Indiana Public Broadcasting Stations, Inc., shall submit a distribution plan for the eight Indiana public television stations for approval by the budget agency after review by the budget committee. Of the above appropriations, at least one seventh of the funds each year shall be set aside and distributed equally among all of the public radio stations.

STEM PROGRAM ALIGNMENT

Total Operating Expense	1,000,000	1,000,000
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The above appropriations for STEM program alignment shall be used to provide grants to high-need schools (as determined by a needs assessment conducted in partnership with a state research institution) for the purpose of implementing qualified STEM curricula and professional development plans, to develop methods of evaluating STEM curricula and professional development plans for the purpose of awarding STEM grants, to develop a system for measuring student growth in critical thinking, problem-solving, and other STEM-based skills in schools that receive STEM grants, and to select a vendor to develop a problem- and project-based learning professional development model with a focus on teaching critical thinking and problem-solving skills to K-12



students. The department shall provide an annual report to the general assembly, the office of the governor, and the state board of education describing the department's progress toward implementing the state's STEM plan. All data collected by the department shall be tracked electronically and shared with the management and performance hub for the purpose of collecting longitudinal data.

Of the above appropriations, \$300,000 each fiscal year shall be used to partner with the commission for higher education to provide professional development and technical assistance to schools that pilot the transitions math course for students transitioning from secondary to post-secondary education.

INDUSTRY CREDENTIALING ORGANIZATIONS STATE MATCH

Total Operating Expense	1,500,000	0
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Of the above appropriations, the state will match 20% of private contributions to an industry credentialing organization.

RILEY HOSPITAL

Total Operating Expense	250,000	250,000
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BEST BUDDIES

Total Operating Expense	206,125	206,125
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SCHOOL TRAFFIC SAFETY

Total Operating Expense	227,143	227,143
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ACCREDITATION SYSTEM

Personal Services	513,708	513,708
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Other Operating Expense	199,550	199,550
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SPECIAL EDUCATION (S-5)

Total Operating Expense	24,070,000	24,070,000
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The above appropriations for special education are made under IC 20-35-6-2.

SPECIAL EDUCATION EXCISE

Alcoholic Beverage Excise Tax Funds (IC 20-35-4-4)

Personal Services	199,904	199,904
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Other Operating Expense	3,456	3,456
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Augmentation allowed.

CAREER AND TECHNICAL EDUCATION

Personal Services	942,909	942,909
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Other Operating Expense	299,839	299,839
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TEACHERS' SOCIAL SECURITY AND RETIREMENT DISTRIBUTION

Total Operating Expense	2,157,521	2,157,521
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The above appropriations shall be distributed by the department of education on a monthly basis and in approximately equal payments to special education cooperatives, area career and technical education schools, and other governmental entities that received state teachers' Social Security distributions for certified education personnel (excluding the certified education personnel funded through federal grants) during the fiscal year beginning July 1, 1992, and ending June 30, 1993, and for the units under the Indiana state teachers' retirement fund, the amount they received during



the 2002-2003 state fiscal year for teachers' retirement. If the total amount to be distributed is greater than the total appropriation, the department of education shall reduce each entity's distribution proportionately.

DISTRIBUTION FOR TUITION SUPPORT

Total Operating Expense	7,266,360,000	7,428,190,000
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The above appropriations for tuition support are to be distributed in accordance with a statute enacted for this purpose during the 2019 session of the general assembly.

If the above appropriations for distribution for tuition support are more than the amount required by statute, the excess shall revert to the general fund.

The above appropriations for tuition support shall be made each fiscal year under a schedule set by the budget agency and approved by the governor. The schedule shall provide for at least twelve (12) payments made at least once every forty (40) days, and the aggregate of the payments in each fiscal year shall equal the amount required by statute.

TEACHER APPRECIATION GRANTS

Total Operating Expense	45,000,000	45,000,000
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It is the intent of the 2019 general assembly that the above appropriations for teacher appreciation grants shall be the total allowable state expenditure for the program. If disbursements are anticipated to exceed the total appropriation for a state fiscal year, the department of education shall reduce the distributions proportionately.

DISTRIBUTION FOR SUMMER SCHOOL

Other Operating Expense	18,360,000	18,360,000
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It is the intent of the 2019 general assembly that the above appropriations for summer school shall be the total allowable state expenditure for the program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for that state fiscal year, then the department of education shall reduce the distributions proportionately.

ADULT LEARNERS

Total Operating Expense	40,331,250	40,331,250
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VIRTUAL CHARTER SCHOOLS

Total Operating Expense	80,000,000	80,000,000
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EARLY INTERVENTION PROGRAM AND READING DIAGNOSTIC ASSESSMENT

Total Operating Expense	3,255,130	3,255,130
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The above appropriations for the early intervention program may be used for grants to local school corporations for grant proposals for early intervention programs.

The above appropriations may be used by the department of education for the reading diagnostic assessment and subsequent remedial programs or activities. The reading



diagnostic assessment program, as approved by the board, is to be made available on a voluntary basis to all Indiana public and accredited nonpublic school first and second grade students upon the approval of the governing body of the school corporations or the accredited nonpublic school. The board shall determine how the funds will be distributed for the assessment and related remediation. The department or its representative shall provide progress reports on the assessment as requested by the board.

NATIONAL SCHOOL LUNCH PROGRAM

Total Operating Expense	4,874,503	4,874,503
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CURRICULAR MATERIAL REIMBURSEMENT

Total Operating Expense	39,000,000	39,000,000
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Before a school corporation or an accredited nonpublic school may receive a distribution under the textbook reimbursement program, the school corporation or accredited nonpublic school shall provide to the department the requirements established in IC 20-33-5-2. The department shall provide to the family and social services administration (FSSA) all data required for FSSA to meet the data collection reporting requirement in 45 CFR 265. The family and social services administration, division of family resources, shall apply all qualifying expenditures for the textbook reimbursement program toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

TESTING

Total Operating Expense	26,300,000	26,300,000
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The above appropriations are for assessments, including special education alternate assessments, as determined by the state board of education and the department of education.

REMEDIATION TESTING

Total Operating Expense	11,711,344	11,711,344
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The above appropriations for remediation testing are for grants to public and accredited nonpublic schools through the department of education. Public and accredited nonpublic schools shall use the grants to fund formative tests to identify students who require remediation. Prior to distribution to public and accredited nonpublic schools, the grant amounts and formula shall be submitted to the state board of education and the budget agency for review and approval, and the department of education shall provide a report to the budget committee.

The above appropriations for remediation testing includes \$310,000 each fiscal year for the department of education to pay for college and career readiness examinations.

ADVANCED PLACEMENT PROGRAM

Other Operating Expense	5,200,000	5,200,000
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The above appropriations for the Advanced Placement Program are to provide funding



for students of accredited public and nonpublic schools to take the College Board Advanced Placement math, English, and science exams. Any remaining funds available after exam fees have been paid shall be prioritized for use by teachers of math and science Advanced Placement courses to attend professional development training for those courses.

PSAT PROGRAM

Other Operating Expense	1,900,000	1,900,000
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The above appropriations for the PSAT program are to provide funding for students of accredited public and nonpublic schools in grade 10 and 11 to take the PSAT exam.

STUDENT SUCCESS

Total Operating Expense	5,000,000	5,000,000
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The above appropriations for Student Success shall be allocated by the Superintendent of Public Instruction to enhance student success.

NON-ENGLISH SPEAKING PROGRAM

Total Operating Expense	22,500,000	22,500,000
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The above appropriations for the Non-English Speaking Program are for students who have a primary language other than English and limited English proficiency, as determined by using the WIDA Consortium ACCESS assessment.

The grant amount is determined as follows:

(1) Determine the number of students who score at level one (1) or level two (2) on the WIDA Consortium ACCESS assessment or who are English language learners who have severe special needs that require a different test to assess English proficiency multiplied by:

(A) four hundred eighty-seven dollars (\$487) for the state fiscal year beginning July 1, 2019; and

(B) four hundred thirty dollars (\$430) for the state fiscal year beginning July 1, 2020.

(2) Determine the number of students who score at level three (3) or level four (4) on the WIDA Consortium ACCESS assessment or who score at level five (5) or higher on the Tier A form of the on the WIDA Consortium ACCESS assessment multiplied by three hundred dollars (\$300) for the state fiscal year beginning July 1, 2019 and for the state fiscal year beginning July 1, 2020.

(3) Determine the sum of the subdivision (1) amount plus the subdivision (2) amount.

It is the intent of the 2019 general assembly that the above appropriations for the Non-English Speaking Program shall be the total allowable state expenditure for the program. If distributions are anticipated to exceed the total appropriations for the state fiscal year, the department of education shall reduce each school corporation's and charter school's distribution proportionately.

GIFTED AND TALENTED EDUCATION PROGRAM

Personal Services	86,723	86,723
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1	Other Operating Expense	12,966,676	12,966,676
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2

3 **In each fiscal year, \$500,000 shall be made available to school corporations and**
4 **charter schools to purchase verbal and quantitative reasoning tests to be administered**
5 **to all students within the corporation or charter school that are enrolled in kindergarten,**
6 **second grade, and fifth grade.**

7

8 **PRIMETIME**

9	Personal Services	122,111	122,111
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10	Other Operating Expense	26,174	26,174
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11 **DRUG FREE SCHOOLS**

12	Total Operating Expense	30,556	30,556
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13 **ALTERNATIVE EDUCATION**

14	Total Operating Expense	6,242,816	6,242,816
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15

16 **The above appropriations include funding to provide \$10,000 for each child in**
17 **recovery from alcohol or drug abuse who attends a charter school accredited by**
18 **the National Association of Recovery Schools. This funding is in addition to tuition**
19 **support for the charter school.**

20

21 **SENATOR DAVID C. FORD EDUCATIONAL TECHNOLOGY PROGRAM**

22	Total Operating Expense	3,086,071	3,086,071
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23

24 **The department shall use the funds to make grants to school corporations to**
25 **promote student learning through the use of technology. Notwithstanding distribution**
26 **guidelines in IC 20-20-13, the department shall develop guidelines for distribution**
27 **of the grants. Up to \$250,000 may be used each year to support the operation of**
28 **the office of the special assistant to the superintendent of public instruction**
29 **for technology.**

30

31 **SCHOOL BUSINESS OFFICIALS LEADERSHIP ACADEMY**

32	Total Operating Expense	150,000	150,000
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33

34 **The department shall make available the above appropriations to the Indiana**
35 **Association of School Business Officials to assist in the creation of an academy**
36 **designed to strengthen the management and leadership skills of practicing Indiana**
37 **school business officials.**

38

39 **SCHOOL INTERNET CONNECTION**

40	Total Operating Expense	3,415,000	3,415,000
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41 **DUAL IMMERSION PILOT PROGRAM**

42	Total Operating Expense	500,000	500,000
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43 **PROFESSIONAL STANDARDS DIVISION**

44 **From the General Fund**

45	1,919,321	1,919,321
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46 **From the Professional Standards Fund (IC 20-28-2-10)**

47	842,940	842,940
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48 **Augmentation allowed from the professional standards fund.**

49



The amounts specified from the General Fund and the Professional Standards Fund are for the following purposes:

Personal Services	891,882	891,882
Other Operating Expense	1,870,379	1,870,379

The above appropriations for the Professional Standards Division do not include funds to pay stipends for mentor teachers.

**FOR THE INDIANA PUBLIC RETIREMENT SYSTEM
TEACHERS' RETIREMENT FUND DISTRIBUTION**

Other Operating Expense	919,000,000	946,600,000
Augmentation allowed.		

If the amount actually required under the pre-1996 account of the teachers' retirement fund for actual benefits for the Post Retirement Pension Increases that are funded on a "pay as you go" basis plus the base benefits under the pre-1996 account of the teachers' retirement fund is:

- (1) greater than the above appropriations for a year, after notice to the governor and the budget agency of the deficiency, the above appropriation for the year shall be augmented from the state general fund. Any augmentation shall be included in the required pension stabilization calculation under IC 5-10.4; or
- (2) less than the above appropriations for a year, the excess shall be retained in the state general fund. The portion of the benefit funded by the annuity account and the actuarially funded Post Retirement Pension Increases shall not be part of this calculation.

C. OTHER EDUCATION

FOR THE EDUCATION EMPLOYMENT RELATIONS BOARD

Personal Services	808,158	808,158
Other Operating Expense	224,560	224,560

FOR THE STATE LIBRARY

Personal Services	2,742,905	2,742,905
Other Operating Expense	182,354	182,354

STATEWIDE LIBRARY SERVICES

Total Operating Expense	1,263,070	1,263,070
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LIBRARY SERVICES FOR THE BLIND - ELECTRONIC NEWSLINES

Other Operating Expense	180,000	180,000
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ACADEMY OF SCIENCE

Total Operating Expense	5,126	5,126
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HISTORICAL MARKER PROGRAM

Total Operating Expense	10,175	10,175
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INSPIRE

Total Operating Expense	1,382,250	1,382,250
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LOCAL LIBRARY CONNECTIVITY GRANT

Total Operating Expense	1,585,000	1,585,000
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FOR THE ARTS COMMISSION

Personal Services	552,416	552,416
Other Operating Expense	3,368,075	3,368,075

The above appropriations to the arts commission includes \$650,000 each year to provide grants to:

- (1) the arts organizations that have most recently qualified for general operating support as major arts organizations as determined by the arts commission; and
- (2) the significant regional organizations that have most recently qualified for general operating support as mid-major arts organizations, as determined by the arts commission and its regional re-granting partners.

SECTION 10. [EFFECTIVE JULY 1, 2019]

DISTRIBUTIONS

FOR THE AUDITOR OF STATE

GAMING TAX

Total Operating Expense	50,500,000	50,500,000
Augmentation allowed.		

ALCOHOLIC BEVERAGE COMMISSION GALLONAGE TAX

Total Operating Expense	9,657,037	9,744,916
Augmentation allowed.		

SECTION 11. [EFFECTIVE JULY 1, 2019]

The following allocations of federal funds are available for career and technical education under the Carl D. Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2301 et seq. for Career and Technical Education). These funds shall be received by the workforce cabinet and may be allocated by the budget agency after consultation with the workforce cabinet and any other state agencies, commissions, or organizations required by state law. Funds shall be allocated to these agencies in accordance with the allocations specified below:

STATE PROGRAMS AND LEADERSHIP

1,614,568	1,614,568
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SECONDARY VOCATIONAL PROGRAMS

16,416,383	16,416,383
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POSTSECONDARY VOCATIONAL PROGRAMS

8,878,505	8,878,505
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SECTION 12. [EFFECTIVE JULY 1, 2019]

In accordance with IC 20-20-38, the budget agency, upon the request of the workforce cabinet, may proportionately augment or reduce an allocation of federal funds made under SECTION 11 of this act.

SECTION 13. [EFFECTIVE JULY 1, 2019]



Utility bills for the month of June, travel claims covering the period June 16 to June 30, payroll for the period of the last half of June, any interdepartmental bills for supplies or services for the month of June, and any other miscellaneous expenses incurred during the period June 16 to June 30 shall be charged to the appropriation for the succeeding year. No interdepartmental bill shall be recorded as a refund of expenditure to any current year allotment account for supplies or services rendered or delivered at any time during the preceding June period.

SECTION 14. [EFFECTIVE JULY 1, 2019]

The budget agency, under IC 4-10-11, IC 4-12-1-13, and IC 4-13-1, in cooperation with the Indiana department of administration, may fix the amount of reimbursement for traveling expenses (other than transportation) for travel within the limits of Indiana. This amount may not exceed actual lodging and miscellaneous expenses incurred. A person in travel status, as defined by the state travel policies and procedures established by the Indiana department of administration and the budget agency, is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service.

All appropriations provided by this act or any other statute, for traveling and hotel expenses for any department, officer, agent, employee, person, trustee, or commissioner, are to be used only for travel within the state of Indiana, unless those expenses are incurred in traveling outside the state of Indiana on trips that previously have received approval as required by the state travel policies and procedures established by the Indiana department of administration and the budget agency. With the required approval, a reimbursement for out-of-state travel expenses may be granted in an amount not to exceed actual lodging and miscellaneous expenses incurred. A person in travel status is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service for properly approved travel within the continental United States and a minimum of \$50 during any twenty-four (24) hour period for properly approved travel outside the continental United States. However, while traveling in Japan, the minimum meal allowance shall not be less than \$90 for any twenty-four (24) hour period. While traveling in Korea and Taiwan, the minimum meal allowance shall not be less than \$85 for any twenty-four (24) hour period. While traveling in Singapore, China, Great Britain, Germany, the Netherlands, and France, the minimum meal allowance shall not be less than \$65 for any twenty-four (24) hour period.

In the case of the state supported institutions of postsecondary education, approval for out-of-state travel may be given by the chief executive officer of the institution, or the chief executive officer's authorized designee, for the chief executive officer's respective personnel.

Before reimbursing overnight travel expenses, the auditor of state shall require documentation as prescribed in the state travel policies and procedures established by the Indiana department of administration and the budget agency. No appropriation from any fund may be construed as authorizing the payment of any sum in excess of



the standard mileage rates for personally owned transportation equipment established by the federal Internal Revenue Service when used in the discharge of state business. The Indiana department of administration and the budget agency may adopt policies and procedures relative to the reimbursement of travel and moving expenses of new state employees and the reimbursement of travel expenses of prospective employees who are invited to interview with the state.

SECTION 15. [EFFECTIVE JULY 1, 2019]

Notwithstanding IC 4-10-11-2.1, the salary per diem of members of boards, commissions, and councils who are entitled to a salary per diem is equal to \$100 per day. However, members of boards, commissions, or councils who receive an annual or a monthly salary paid by the state are not entitled to the salary per diem provided in IC 4-10-11-2.1.

SECTION 16. [EFFECTIVE JULY 1, 2019]

No payment for personal services shall be made by the auditor of state unless the payment has been approved by the budget agency or the designee of the budget agency.

SECTION 17. [EFFECTIVE JULY 1, 2019]

No warrant for operating expenses, capital outlay, or fixed charges shall be issued to any department or an institution unless the receipts of the department or institution have been deposited into the state treasury for the month. However, if a department or an institution has more than \$10,000 in daily receipts, the receipts shall be deposited into the state treasury daily.

SECTION 18. [EFFECTIVE JULY 1, 2019]

In case of loss by fire or any other cause involving any state institution or department, the proceeds derived from the settlement of any claim for the loss shall be deposited in the state treasury, and the amount deposited is hereby reappropriated to the institution or department for the purpose of replacing the loss. If it is determined that the loss shall not be replaced, any funds received from the settlement of a claim shall be deposited into the state general fund.

SECTION 19. [EFFECTIVE JULY 1, 2019]

If an agency has computer equipment in excess of the needs of that agency, then the excess computer equipment may be sold under the provisions of surplus property sales, and the proceeds of the sale or sales shall be deposited in the state treasury. The amount so deposited is hereby reappropriated to that agency for other operating expenses of the then current year, if approved by the director of the budget agency.

SECTION 20. [EFFECTIVE JULY 1, 2019]

This act does not authorize any rehabilitation and repairs to any state buildings, nor does it allow that any obligations be incurred for lands and structures, without the prior approval of the budget director or the director's designee. This SECTION



does not apply to contracts for the state universities supported in whole or in part by state funds.

SECTION 21. [EFFECTIVE JULY 1, 2019]

If an agency has an annual appropriation fixed by law, and if the agency also receives an appropriation in this act for the same function or program, the appropriation in this act supersedes any other appropriations and is the total appropriation for the agency for that program or function.

SECTION 22. [EFFECTIVE JULY 1, 2019]

The balance of any appropriation or funds heretofore placed or remaining to the credit of any division of the state of Indiana, and any appropriation or funds provided in this act placed to the credit of any division of the state of Indiana, the powers, duties, and functions whereof are assigned and transferred to any department for salaries, maintenance, operation, construction, or other expenses in the exercise of such powers, duties, and functions, shall be transferred to the credit of the department to which such assignment and transfer is made, and the same shall be available for the objects and purposes for which appropriated originally.

SECTION 23. [EFFECTIVE JULY 1, 2019]

The director of the division of procurement of the Indiana department of administration, or any other person or agency authorized to make purchases of equipment, shall not honor any requisition for the purchase of an automobile that is to be paid for from any appropriation made by this act or any other act, unless the following facts are shown to the satisfaction of the commissioner of the Indiana department of administration or the commissioner's designee:

- (1) In the case of an elected state officer, it shall be shown that the duties of the office require driving about the state of Indiana in the performance of official duty.
- (2) In the case of department or commission heads, it shall be shown that the statutory duties imposed in the discharge of the office require traveling a greater distance than one thousand (1,000) miles each month or that they are subject to official duty call at all times.
- (3) In the case of employees, it shall be shown that the major portion of the duties assigned to the employee require travel on state business in excess of one thousand (1,000) miles each month, or that the vehicle is identified by the agency as an integral part of the job assignment.

In computing the number of miles required to be driven by a department head or an employee, the distance between the individual's home and office or designated official station is not to be considered as a part of the total. Department heads shall annually submit justification for the continued assignment of each vehicle in their department, which shall be reviewed by the commissioner of the Indiana department of administration, or the commissioner's designee. There shall be an insignia permanently affixed on each side of all state owned cars, designating the cars as being state owned. However, this requirement does not apply to state owned cars driven by elected state officials or to cases where the commissioner of the Indiana department of administration or



1 the commissioner's designee determines that affixing insignia on state owned cars
2 would hinder or handicap the persons driving the cars in the performance of their
3 official duties.

4
5 **SECTION 24. [EFFECTIVE JULY 1, 2019]**

6
7 When budget agency approval or review is required under this act, the budget agency
8 may refer to the budget committee any budgetary or fiscal matter for an advisory
9 recommendation. The budget committee may hold hearings and take any actions
10 authorized by IC 4-12-1-11, and may make an advisory recommendation to the budget
11 agency.

12
13 **SECTION 25. [EFFECTIVE JULY 1, 2019]**

14
15 The governor of the state of Indiana is solely authorized to accept on behalf of
16 the state any and all federal funds available to the state of Indiana. Federal funds
17 received under this SECTION are appropriated for purposes specified by the
18 federal government, subject to allotment by the budget agency. The provisions of
19 this SECTION and all other SECTIONS concerning the acceptance, disbursement,
20 review, and approval of any grant, loan, or gift made by the federal government
21 or any other source to the state or its agencies and political subdivisions shall
22 apply, notwithstanding any other law.

23
24 **SECTION 26. [EFFECTIVE JULY 1, 2019]**

25
26 Federal funds received as revenue by a state agency or department are not available
27 to the agency or department for expenditure until allotment has been made by the
28 budget agency under IC 4-12-1-12(d).

29
30 **SECTION 27. [EFFECTIVE JULY 1, 2019]**

31
32 A contract or an agreement for personal services or other services may not be
33 entered into by any agency or department of state government without the approval
34 of the budget agency or the designee of the budget director.

35
36 **SECTION 28. [EFFECTIVE JULY 1, 2019]**

37
38 Except in those cases where a specific appropriation has been made to cover the
39 payments for any of the following, the auditor of state shall transfer, from the
40 personal services appropriations for each of the various agencies and departments,
41 necessary payments for Social Security, public employees' retirement, health
42 insurance, life insurance, and any other similar payments directed by the budget
43 agency.

44
45 **SECTION 29. [EFFECTIVE JULY 1, 2019]**

46
47 Subject to SECTION 24 of this act as it relates to the budget committee, the
48 budget agency with the approval of the governor may withhold allotments of any
49 or all appropriations contained in this act for the 2019-2021 biennium, if it is



considered necessary to do so in order to prevent a deficit financial situation.

SECTION 30. [EFFECTIVE JULY 1, 2019]

CONSTRUCTION

For the 2019-2021 biennium, the following amounts, from the funds listed as follows, are appropriated to provide for the construction, reconstruction, rehabilitation, repair, purchase, rental, and sale of state properties, capital lease rentals, and the purchase and sale of land, including equipment for these properties and other projects as specified.

State General Fund - Lease Rentals	
292,237,612	
State General Fund - Construction	
442,066,587	
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)	
24,428,765	
Veterans' Home Building Fund (IC 10-17-9-7)	
2,400,000	
State Construction Fund (IC 7.1-4-8-1)	
57,912,017	
State Highway Fund (IC 8-23-9-54)	
32,229,500	
Personal Services/Fringe Benefits Contingency Fund (IC 4-12-17-1)	
20,000,000	
TOTAL	871,274,481

The allocations provided under this SECTION are made from the state general fund, unless specifically authorized from other designated funds by this act. The budget agency, with the approval of the governor, in approving the allocation of funds pursuant to this SECTION, shall consider, as funds are available, allocations for the following specific uses, purposes, and projects:

A. GENERAL GOVERNMENT

FOR THE STATE BUDGET AGENCY

Stadium Lease Rental	66,397,560	68,540,540
Convention Center Lease Rental	21,962,110	22,510,343
State Fair Coliseum Lease Rental	4,049,338	4,047,738
Indiana Motorsports Commission	7,000,000	7,000,000
Northwest Indiana Reg. Dev. Authority	12,000,000	12,000,000
Water Infrastructure Assistance	0	20,000,000
First Responder Regional Training Pilot	500,000	500,000
Dunes Erosion	800,000	0

The above appropriation for water infrastructure assistance is for the creation of a leveraged loan program to provide grants, loans, and other financial assistance



from the water infrastructure assistance fund in accordance with a statute enacted for this purpose by the 2019 General Assembly.

Deferred Maintenance	50,000,000	100,000,000
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The above appropriation for deferred maintenance is to be used to address deferred maintenance needs at state agency owned facilities. The state budget agency may revert this appropriation in any fiscal year ending after July 1, 2019.

DEPARTMENT OF REVENUE

Integrated Tax System	20,300,000	21,400,000
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DEPARTMENT OF LOCAL GOVERNMENT FINANCE

Technology Modernization	1,625,000	1,625,000
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DEPARTMENT OF ADMINISTRATION

Preventive Maintenance	4,892,167	4,892,167
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Repair and Rehabilitation	10,560,888	10,810,888
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State Construction Fund (IC 7.1-4-8-1)

Repair and Rehabilitation	5,000,000	0
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AUDITOR OF STATE**Personal Services/Fringe Benefits Contingency Fund (IC 4-12-17-1)**

Payroll/Human Res. Modernization	20,000,000	0
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DEPARTMENT OF ADMINISTRATION - LEASES

New Castle Correctional Facility Lease	12,475,224	12,481,936
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Wabash Valley Corr. Facility Lease	12,539,435	1,503,972
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Neuro Diagnostic Institute Lease	12,114,974	12,114,442
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Swine Barn/Fall Creek Pavilion Lease	0	3,500,000
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Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Evansville State Hospital Capital Lease	3,858,302	3,520,652
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Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Logansport State Hospital Capital Lease	3,088,963	3,093,464
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Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

SE Reg. Treatment Ctr. Cap. Lease	5,433,317	5,434,067
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SECRETARY OF STATE

Election Security Equipment	7,500,000	2,500,000
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STATE LIBRARY

Repair and Rehabilitation	0	1,000,000
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INDIANA STATE FAIR

Preventive Maintenance	1,045,000	1,045,000
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Repair and Rehabilitation	0	3,605,000
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A&E Fee for Swine Barn/Fall Creek

Pavilion	2,500,000	0
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B. PUBLIC SAFETY**(1) LAW ENFORCEMENT****INDIANA STATE POLICE**

Preventive Maintenance	633,000	633,000
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		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	State Police Lab	0	12,000,000	
2	LAW ENFORCEMENT TRAINING BOARD			
3	Preventive Maintenance	200,000	200,000	
4	State Construction Fund (IC 7.1-4-8-1)			
5	Repair and Rehabilitation	500,000	750,000	
6	ADJUTANT GENERAL			
7	Preventive Maintenance	830,250	830,250	
8	State Construction Fund (IC 7.1-4-8-1)			
9	Repair and Rehabilitation	105,755	1,381,592	
10				
11	(2) CORRECTIONS			
12				
13	STATE PRISON			
14	Preventive Maintenance	550,000	550,000	
15	State Construction Fund (IC 7.1-4-8-1)			
16	Repair and Rehabilitation	4,900,000	750,000	
17	PENDLETON CORRECTIONAL FACILITY			
18	Preventive Maintenance	650,000	650,000	
19	State Construction Fund (IC 7.1-4-8-1)			
20	Repair and Rehabilitation	890,000	400,000	
21	WOMEN'S PRISON			
22	Preventive Maintenance	180,000	180,000	
23	State Construction Fund (IC 7.1-4-8-1)			
24	Repair and Rehabilitation	400,000	0	
25	NEW CASTLE CORRECTIONAL FACILITY			
26	Preventive Maintenance	75,000	75,000	
27	PUTNAMVILLE CORRECTIONAL FACILITY			
28	Preventive Maintenance	400,000	400,000	
29	State Construction Fund (IC 7.1-4-8-1)			
30	Repair and Rehabilitation	856,000	1,020,145	
31	INDIANAPOLIS RE-ENTRY EDUCATION FACILITY			
32	Preventive Maintenance	180,000	180,000	
33	BRANCHVILLE CORRECTIONAL FACILITY			
34	Preventive Maintenance	180,000	180,000	
35	State Construction Fund (IC 7.1-4-8-1)			
36	Repair and Rehabilitation	0	342,400	
37	WESTVILLE CORRECTIONAL FACILITY			
38	Preventive Maintenance	520,000	520,000	
39	ROCKVILLE CORRECTIONAL FACILITY			
40	Preventive Maintenance	250,000	250,000	
41	PLAINFIELD CORRECTIONAL FACILITY			
42	Preventive Maintenance	250,000	250,000	
43	State Construction Fund (IC 7.1-4-8-1)			
44	Repair and Rehabilitation	979,000	2,203,000	
45	RECEPTION AND DIAGNOSTIC CENTER			
46	Preventive Maintenance	105,000	105,000	
47	CORRECTIONAL INDUSTRIAL FACILITY			
48	Preventive Maintenance	300,000	300,000	
49	State Construction Fund (IC 7.1-4-8-1)			

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		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Repair and Rehabilitation	0	1,650,000	
2	WABASH VALLEY CORRECTIONAL FACILITY			
3	Preventive Maintenance	263,677	263,677	
4	CHAIN O' LAKES CORRECTIONAL FACILITY			
5	Preventive Maintenance	45,000	45,000	
6	MADISON CORRECTIONAL FACILITY			
7	Preventive Maintenance	157,500	157,500	
8	MIAMI CORRECTIONAL FACILITY			
9	Preventive Maintenance	450,000	450,000	
10	LAPORTE JUVENILE CORRECTIONAL FACILITY			
11	Preventive Maintenance	40,000	40,000	
12	EDINBURGH CORRECTIONAL FACILITY			
13	Preventive Maintenance	40,000	40,000	
14	PENDLETON JUVENILE CORRECTIONAL FACILITY			
15	Preventive Maintenance	150,000	150,000	
16	NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY			
17	Preventive Maintenance	60,000	60,000	
18	State Construction Fund (IC 7.1-4-8-1)			
19	Repair and Rehabilitation	0	170,000	
20	SOUTH BEND WORK RELEASE CENTER			
21	Preventive Maintenance	50,000	50,000	
22	HERITAGE TRAILS CORRECTIONAL FACILITY			
23	Preventive Maintenance	225,000	225,000	
24	State Construction Fund (IC 7.1-4-8-1)			
25	Repair and Rehabilitation	0	200,000	
26				
27	C. CONSERVATION AND ENVIRONMENT			
28				
29	DEPARTMENT OF NATURAL RESOURCES - GENERAL ADMINISTRATION			
30	Preventive Maintenance	50,000	50,000	
31	State Construction Fund (IC 7.1-4-8-1)			
32	Repair and Rehabilitation	0	2,173,882	
33	FISH AND WILDLIFE			
34	Preventive Maintenance	1,550,000	1,550,000	
35	FORESTRY			
36	Preventive Maintenance	1,525,000	1,525,000	
37	State Construction Fund (IC 7.1-4-8-1)			
38	Repair and Rehabilitation	2,000,000	2,911,791	
39	NATURE PRESERVES			
40	Preventive Maintenance	586,614	586,614	
41	State Construction Fund (IC 7.1-4-8-1)			
42	Repair and Rehabilitation	248,000	0	
43	OUTDOOR RECREATION			
44	Preventive Maintenance	35,000	35,000	
45	STATE PARKS AND RESERVOIR MANAGEMENT			
46	Preventive Maintenance	4,050,000	4,050,000	
47	State Construction Fund (IC 7.1-4-8-1)			
48	Repair and Rehabilitation	12,448,101	3,325,000	
49	DIVISION OF WATER			

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		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	Preventive Maintenance	83,500	83,500	
2	State Construction Fund (IC 7.1-4-8-1)			
3	Repair and Rehabilitation	0	798,000	
4	ENFORCEMENT			
5	Preventive Maintenance	270,000	270,000	
6	ENTOMOLOGY			
7	Preventive Maintenance	137,500	137,500	
8	INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION			
9	Preventive Maintenance	1,136,884	1,136,883	
10	State Construction Fund (IC 7.1-4-8-1)			
11	Repair and Rehabilitation	139,000	0	
12	State Construction Fund (IC 7.1-4-8-1)			
13	Capital Fundraising	1,000,000	1,000,000	
14	WAR MEMORIALS COMMISSION			
15	Preventive Maintenance	617,000	617,000	
16	Repair and Rehabilitation	300,000	7,150,000	
17				
18	The above appropriations for the War Memorials Commission include \$200,000 each fiscal			
19	year for the restoration of battle flags.			
20				
21	KANKAKEE RIVER BASIN COMMISSION			
22	Repair and Rehabilitation	2,300,000	0	
23				
24	The budget agency may require the Kankakee River Basin Commission to demonstrate			
25	a 25% local match before the above appropriations are eligible for disbursement.			
26				
27	D. TRANSPORTATION			
28				
29	DEPARTMENT OF TRANSPORTATION - BUILDINGS AND GROUNDS			
30	State Highway Fund (IC 8-23-9-54)			
31	Preventive Maintenance	2,413,150	2,413,150	
32	State Highway Fund (IC 8-23-9-54)			
33	Repair and Rehabilitation	2,192,100	1,692,100	
34	State Highway Fund (IC 8-23-9-54)			
35	Construction of the Brookville Unit Bldg.	2,950,000	0	
36	State Highway Fund (IC 8-23-9-54)			
37	Const. of the Brookville Unit Salt Bldg.	1,550,000	0	
38	State Highway Fund (IC 8-23-9-54)			
39	Materials & Testing Lab Phase 2	3,765,000	0	
40	State Highway Fund (IC 8-23-9-54)			
41	Const. of the Crawfordsville Salt Bldg.	1,550,000	0	
42	State Highway Fund (IC 8-23-9-54)			
43	A&E Fee Bloomingdale Unit/Salt Bldg.	252,000	0	
44	State Highway Fund (IC 8-23-9-54)			
45	Evansville Sub district Renovation	4,000,000	0	
46	State Highway Fund (IC 8-23-9-54)			
47	Const. of the Bloomingdale Unit Bldg.	0	3,125,000	
48	State Highway Fund (IC 8-23-9-54)			
49	Const. of the Bloomingdale Unit Salt Bldg	0	1,600,000	

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		<i>FY 2019-2020 Appropriation</i>	<i>FY 2020-2021 Appropriation</i>	<i>Biennial Appropriation</i>
1	State Highway Fund (IC 8-23-9-54)			
2	Materials and Testing Lab Phase 3	0	3,765,000	
3	State Highway Fund (IC 8-23-9-54)			
4	A&E Fee for Waterloo Unit/Salt Bldg.	0	252,000	
5	State Highway Fund (IC 8-23-9-54)			
6	A&E Fee for Frankfort			
7	Sub district Renovation	0	210,000	
8	State Highway Fund (IC 8-23-9-54)			
9	Cap. Land Purchase-Shipshewana Unit	250,000	0	
10	State Highway Fund (IC 8-23-9-54)			
11	Cap. Land Purchase-Mishawaka Unit	0	250,000	
12				
13	E. FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS			
14				
15	(1) FAMILY AND SOCIAL SERVICES ADMINISTRATION			
16				
17	FSSA - DIVISION OF MENTAL HEALTH			
18	State Construction Fund (IC 7.1-4-8-1)			
19	Repair and Rehabilitation	1,000,000	0	
20	EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER			
21	Preventive Maintenance	36,500	36,500	
22	EVANSVILLE STATE HOSPITAL			
23	Preventive Maintenance	391,162	391,162	
24	State Construction Fund (IC 7.1-4-8-1)			
25	Repair and Rehabilitation	626,417	0	
26	MADISON STATE HOSPITAL			
27	Preventive Maintenance	464,104	464,104	
28	LOGANSPOUT STATE HOSPITAL			
29	Preventive Maintenance	491,572	491,572	
30	State Construction Fund (IC 7.1-4-8-1)			
31	Repair and Rehabilitation	188,792	1,928,000	
32	RICHMOND STATE HOSPITAL			
33	Preventive Maintenance	550,000	550,000	
34	LARUE CARTER MEMORIAL HOSPITAL			
35	Preventive Maintenance	916,559	916,559	
36	NEURO DIAGNOSTIC INSTITUTE			
37	Preventive Maintenance	475,810	475,810	
38				
39	(2) PUBLIC HEALTH			
40				
41	SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED			
42	Preventive Maintenance	282,857	282,857	
43	State Construction Fund (IC 7.1-4-8-1)			
44	Repair and Rehabilitation	404,383	108,270	
45	SCHOOL FOR THE DEAF			
46	Preventive Maintenance	424,825	424,825	
47	State Construction Fund (IC 7.1-4-8-1)			
48	Repair and Rehabilitation	3,520,210	1,594,279	
49				



(3) VETERANS' AFFAIRS**DEPARTMENT OF VETERANS' AFFAIRS**

Preventive Maintenance	56,700	56,700	
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INDIANA VETERANS' HOME**Veterans' Home Building Fund (IC 10-17-9-7)**

Preventive Maintenance	750,000	750,000	
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Veterans' Home Building Fund (IC 10-17-9-7)

Repair and Rehabilitation	900,000	0	
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F. EDUCATION**HIGHER EDUCATION****INDIANA UNIVERSITY - TOTAL SYSTEM**

Repair and Rehabilitation	14,349,098	14,349,098	
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Regional Deferred Maintenance	0	8,100,000	
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PURDUE UNIVERSITY - TOTAL SYSTEM

Repair and Rehabilitation	12,242,154	12,242,154	
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Regional Deferred Maintenance	0	3,500,000	
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INDIANA STATE UNIVERSITY

Repair and Rehabilitation	1,504,289	1,504,289	
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UNIVERSITY OF SOUTHERN INDIANA

Repair and Rehabilitation	1,112,962	1,112,962	
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BALL STATE UNIVERSITY

Repair and Rehabilitation	2,917,359	2,917,359	
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VINCENNES UNIVERSITY

Campus Infrastructure Upgrades	22,300,000	0	
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Advanced Manufacturing Renovation	4,000,000	0	
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Repair and Rehabilitation	1,005,286	1,005,286	
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IVY TECH COMMUNITY COLLEGE

Repair and Rehabilitation	3,610,577	3,610,577	
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SECTION 31. [EFFECTIVE JULY 1, 2019]

The budget agency may employ one (1) or more architects or engineers to inspect construction, rehabilitation, and repair projects covered by the appropriations in this act or previous acts.

SECTION 32. [EFFECTIVE UPON PASSAGE]

If any part of a construction or rehabilitation and repair appropriation made by this act or any previous acts has not been allotted or encumbered before the expiration of the biennium, the budget agency may determine that the balance of the appropriation is not available for allotment. The appropriation may be terminated, and the balance may revert to the fund from which the original appropriation was made.

SECTION 33. [EFFECTIVE JULY 1, 2019]

1 **The budget agency may retain balances in the mental health fund at the end of any**
2 **fiscal year to ensure there are sufficient funds to meet the service needs of the**
3 **developmentally disabled and the mentally ill in any year.**
4

5 **SECTION 34. [EFFECTIVE JULY 1, 2019]**
6

7 **If the budget director determines at any time during the biennium that the executive**
8 **branch of state government cannot meet its statutory obligations due to insufficient**
9 **funds in the general fund, then notwithstanding IC 4-10-18, the budget agency, with**
10 **the approval of the governor and after review by the budget committee, may transfer**
11 **from the counter-cyclical revenue and economic stabilization fund to the general**
12 **fund any additional amount necessary to maintain a positive balance in the general**
13 **fund.**

14 SECTION 35. IC 1-1-1.1-16, AS ADDED BY P.L.220-2011, SECTION 4, IS AMENDED TO READ
15 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 16. Section 2 of this chapter does not repeal the
16 following statutes concerning miscellaneous appropriations and fiscal matters:

- 17 (1) P.L.282-1985, SECTION 5 (concerning an appropriation to the state board of health from the
18 state general fund).
- 19 (2) P.L.372-1985, SECTION 14 (requiring certain persons receiving appropriations to be subject to
20 audit by the state board of accounts).
- 21 (3) P.L.372-1985, SECTION 22 (relating to approval granted to state agencies for the expenditure
22 of certain federal funds).
- 23 (4) P.L.372-1985, SECTIONS 32 through 36 (concerning certain highway and transportation
24 matters).
- 25 (5) P.L.107-1986, SECTION 4 (concerning a general fund appropriation to the distressed township
26 supplemental poor relief fund).
- 27 (6) P.L.236-1986, SECTION 1 (concerning distribution of money by the department of mental health
28 to Developmental Services, Inc.).
- 29 (7) P.L.237-1986, SECTION 8 (concerning a general fund appropriation for the work of the general
30 corporation law study commission).
- 31 (8) P.L.248-1986, SECTION 1 (concerning a general fund appropriation for restoring the Soldiers'
32 and Sailors' Monument and Monument Circle).
- 33 (9) P.L.154-1987, SECTION 5 (concerning a general fund appropriation to the budget agency to
34 carry out that act).
- 35 (10) P.L.370-1987, SECTION 1 (concerning reversion of an appropriation made by Acts 1975,
36 P.L.146, SECTION 3(a), for the residual malpractice insurance authority).
- 37 (11) P.L.396-1987, SECTION 34 (making deficiency appropriations).
- 38 (12) P.L.109-1988, SECTION 22 (concerning a general fund appropriation to the oil and gas
39 environmental fund).
- 40 (13) The following statutes relating to general fund appropriations to the St. Joseph River basin
41 commission: P.L.191-1988, SECTION 2; P.L.307-1989, SECTION 2.
- 42 (14) P.L.334-1989, SECTION 49 (concerning a general fund appropriation to the judicial conference
43 of Indiana).
- 44 (15) P.L.341-1989, SECTION 18 (concerning a general fund appropriation to the state lottery
45 commission).
- 46 (16) P.L.357-1989, SECTION 36 (concerning reversion of appropriations to the legislative council
47 contingency fund).



(17) P.L.13-1990, SECTION 26 (concerning transfer of money from the underground petroleum storage tank excess liability fund).

(18) P.L.51-1990, SECTION 54 (concerning general fund appropriations for performance based awards program under IC 20-1-1.3 (before its repeal)).

(19) P.L.185-1990, SECTION 6 (concerning appropriations made to the Chicago third airport site selection).

(20) P.L.240-1991, SECTION 112 (concerning transfer of money between state funds).

~~(21) The following statutes concerning Build Indiana Fund appropriations: P.L.278-1993, SECTION 2; P.L.340-1995, SECTION 37; P.L.273-1999, SECTION 33; P.L.291-2001, SECTION 38; P.L.291-2001, SECTION 40.~~

~~(22)~~ (21) P.L.278-1993, SECTIONS 32 and 33 (concerning interpretation of P.L.277-1993 and P.L.278-1993).

~~(23)~~ (22) P.L.18-1995, SECTION 145 (concerning increasing appropriations to the Indiana judicial center).

~~(24)~~ (23) P.L.18-1995, SECTION 147 (concerning general fund appropriations to the public defense fund).

~~(25)~~ (24) P.L.70-1995, SECTION 12 (concerning appropriations from the fire and building services fund to the firefighting equipment revolving loan fund).

~~(26)~~ (25) P.L.104-1995, SECTIONS 5 through 14 (concerning several appropriations to the state police department or the state police pension fund for carrying out the purposes of IC 10-1-1-4.5 (subsequently repealed)).

~~(27)~~ (26) P.L.340-1995, SECTION 34 (concerning the liability of the Indiana port commission to repay the state for certain appropriations made in 1965).

~~(28)~~ (27) P.L.13-1996, SECTION 4 (concerning appropriations for construction of certain correctional facilities).

~~(29)~~ (28) P.L.202-1997, SECTION 8 (concerning general fund appropriations for the Indiana conference for legal education opportunity).

~~(30)~~ (29) P.L.260-1997, SECTION 30 (concerning appropriations for the computer contingency fund).

~~(31)~~ (30) P.L.260-1997, SECTION 33 (concerning transfers from the state general fund to the local road and street fund).

~~(32)~~ (31) P.L.260-1997, SECTION 37 (authorizing the state armory board to transfer money to the Indiana war memorials commission).

~~(33)~~ (32) P.L.260-1997, SECTION 98 (directing the auditor of state to make certain distributions).

~~(34)~~ (33) P.L.260-1997, SECTION 100 (canceling a certain appropriation made by P.L.340-1995).

~~(35) P.L.260-1997, SECTION 103 (concerning an appropriation from the lottery and gaming surplus account of the build Indiana fund to the electronic and enhanced access fund).~~

~~(36)~~ (34) P.L.273-1999, SECTION 34 (canceling certain appropriations).

~~(37)~~ (35) P.L.273-1999, SECTION 35 (directing the auditor of state to make certain distributions).

~~(38)~~ (36) P.L.21-2000, SECTION 12 as amended by P.L.291-2001, SECTION 79 (concerning transfer of money between the tobacco settlement fund and the Indiana tobacco master settlement agreement fund and related appropriations).

~~(39)~~ (37) P.L.26-2001, SECTION 2 (concerning the use of appropriations from the Indiana economic development partnership fund).

~~(40)~~ (38) P.L.291-2001, SECTION 36 (concerning additional appropriations).

~~(41)~~ (39) P.L.291-2001, SECTION 39 (concerning the cancellation of appropriations made under P.L.273-1999, SECTION 33 relating to the Mount Hermon Youth Organization and making an



1 appropriation to GEMS, Inc.).
 2 ~~(42) P.L.291-2001, SECTION 45 (concerning deposits to the Build Indiana Fund):~~
 3 ~~(43) (40) P.L.291-2001, SECTION 48 (concerning Medicaid appropriations).~~
 4 ~~(44) (41) P.L.291-2001, SECTION 79 (concerning transfer of money between the tobacco settlement~~
 5 ~~fund and the Indiana tobacco master settlement agreement fund and related appropriations).~~
 6 ~~(45) P.L.291-2001, SECTION 235 (concerning build Indiana fund appropriations for the Jennings~~
 7 ~~County Economic Development Corporation):~~
 8 ~~(46) (42) P.L.178-2002, SECTION 155 as amended by P.L.1-2003, SECTION 110 (concerning~~
 9 ~~appropriations to state educational institutions).~~
 10 ~~(47) (43) P.L.192-2002, SECTION 209 as amended by P.L.224-2003, SECTION 176 (concerning~~
 11 ~~appropriations for the twenty-first century research and technology fund).~~
 12 ~~(48) (44) P.L.1-2003, SECTION 110 (concerning appropriations to state educational institutions).~~
 13 ~~(49) P.L.224-2003, SECTION 176 (concerning appropriations from the build Indiana fund to the~~
 14 ~~twenty-first century research and technology fund):~~
 15 ~~(50) (45) The following statutes (concerning appropriations to the department of local government~~
 16 ~~finance from the assessment training fund): P.L.1-2004, SECTION 83; P.L.23-2004, SECTION 86.~~
 17 ~~(51) (46) P.L.51-2004, SECTION 12 (concerning appropriations to the budget agency to implement~~
 18 ~~IC 27-8-10-2.1(g)).~~
 19 ~~(52) (47) P.L.58-2006, SECTION 11 (concerning appropriations for statutory fee remission related~~
 20 ~~to dependents of veterans with disabilities).~~
 21 ~~(53) (48) P.L.187-2006, SECTION 20 (concerning appropriations to the department of homeland~~
 22 ~~security to provide training).~~
 23 ~~(54) (49) P.L.218-2007, SECTION 62 (annually transferring money from the state general fund to~~
 24 ~~the Indiana tobacco use prevention and cessation trust fund and related appropriations).~~
 25 ~~(55) (50) P.L.227-2007, SECTION 73 (concerning return of excess money by a county to the state~~
 26 ~~from the property tax refunds appropriation made by HEA 1001-2007).~~
 27 ~~(56) P.L.234-2007, SECTION 299 (concerning appropriations from the build Indiana fund for public~~
 28 ~~water supply systems serving Ripley, Decatur, and Jennings counties):~~
 29 ~~(57) (51) P.L.1-2008, SECTION 10 (concerning transfers of money between the state general fund~~
 30 ~~and the property tax reduction trust fund).~~
 31 ~~(58) (52) P.L.32-2008, SECTION 9 (transferring an appropriation from the department of labor,~~
 32 ~~bureau of safety education and training to INSafe).~~
 33 ~~(59) (53) P.L.107-2008, SECTION 19 (transferring money from bureau of motor vehicles to the~~
 34 ~~Indiana criminal justice institute for licensing of commercial driver training schools and instructors).~~
 35 ~~(60) (54) P.L.146-2008, SECTION 851 (appropriating money from the state general fund to the~~
 36 ~~property tax replacement fund board).~~
 37 ~~(61) (55) P.L.146-2008, SECTION 859 (appropriating money from the state general fund to the state~~
 38 ~~forestry fund).~~
 39 ~~(62) (56) P.L.146-2008, SECTION 860 (appropriating money from the state general fund to the state~~
 40 ~~fair fund).~~
 41 ~~(63) (57) P.L.182-2009, SECTIONS 36, 37, 47, and 48 (concerning use of funds under the American~~
 42 ~~Recovery and Reinvestment Act of 2009).~~
 43 ~~(64) (58) P.L.182-2009, SECTION 39 (requiring certain reversions of appropriations).~~
 44 ~~(65) (59) P.L.182-2009, SECTION 46 (concerning appropriations for a trauma care center in Gary).~~
 45 SECTION 36. IC 1-1-2-3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ
 46 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 3. It is the policy of the state that no person may**
 47 **be denied coverage for a preexisting condition under a plan of health coverage offered or**



1 administered by the state, including the following:

2 (1) A state employee health plan offered under IC 5-10-8.

3 (2) Medicaid under IC 12-15, including the healthy Indiana plan under IC 12-15-44.2.

4 (3) The children's health insurance program under IC 12-17.6.

5 SECTION 37. IC 1-3-2.2 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
6 AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

7 **Chapter 2.2. Indiana-Michigan Boundary Line Commission**

8 **Sec. 1. As used in this chapter, "boundary county" refers to any of the following:**

9 (1) Elkhart County.

10 (2) LaGrange County.

11 (3) LaPorte County.

12 (4) St. Joseph County.

13 (5) Steuben County.

14 **Sec. 2. As used in this chapter, "commission" refers to the Indiana-Michigan boundary line**
15 **commission established by section 3 of this chapter.**

16 **Sec. 3. The Indiana-Michigan boundary line commission is established.**

17 **Sec. 4. (a) The commission consists of five (5) members appointed by the governor.**

18 **(b) Each commission member must be a surveyor registered under IC 25-21.5.**

19 **(c) One (1) member of the commission must be appointed from each of the boundary counties.**

20 **(d) The commission's chair must be:**

21 **(1) a commission member; and**

22 **(2) elected by a majority of the commission members.**

23 **Sec. 5. (a) A commission member is not entitled to compensation for service on the commission.**

24 **(b) A commission member is entitled to reimbursement for expenses actually incurred in**
25 **connection with the member's duties as provided in the state policies and procedures established**
26 **by the Indiana department of administration and approved by the budget agency.**

27 **Sec. 6. The commission shall meet at least four (4) times each year.**

28 **Sec. 7. (a) The commission shall administer and oversee a survey and remonumentation of the**
29 **Indiana-Michigan border.**

30 **(b) The survey required by this section shall install relatively permanent monumentation at:**

31 **(1) the mile post positions and at other positions at or near lakes and large rivers as established**
32 **by the original government survey of October 1827; or**

33 **(2) where necessary, witness corners to the positions referred to in subdivision (1).**

34 **However, the commission may not replace lost corner positions if the state of Michigan does not**
35 **participate in the project as authorized by Michigan law.**

36 **(c) The commission may procure professional surveying services through the Indiana**
37 **department of administration. A contract for surveying services entered into under this subsection**
38 **must be awarded to a company incorporated in Indiana.**

39 **(d) The commission shall review the survey upon completion of each mile post.**

40 **(e) Upon completion of the survey, the commission shall submit the survey to the general**
41 **assembly for ratification.**

42 **(f) If the survey is ratified by the general assembly under subsection (e), the commission shall**
43 **file with the state land office established by IC 14-18-1.5-1 and with the county recorder's office of**
44 **each boundary county:**

45 **(1) a copy of the survey;**

46 **(2) a written report outlining substantive facts, evidence, and details relating to the survey;**
47 **and**



1 (3) appropriate references, and coordinates based on any coordinate system published by an
2 agency of the state or federal government, for:

3 (A) each mile post;

4 (B) each post originally set at or near the shores of lakes or large rivers; and

5 (C) any witness corners;

6 as determined under this chapter.

7 **Sec. 8. This chapter expires July 1, 2025.**

8 SECTION 38. IC 3-11-6.5-2, AS AMENDED BY P.L.128-2015, SECTION 166, IS AMENDED TO
9 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) In accordance with 52 U.S.C. 21004, the
10 election administration assistance fund is established for the following purposes:

11 (1) As provided by 52 U.S.C. 21001, to carry out activities to improve the administration of elections
12 for federal office.

13 (2) As provided by 52 U.S.C. 21001, to use funds provided to the state under Title II, Subtitle D, Part
14 I of HAVA (52 U.S.C. 21001 through 52 U.S.C. 21008) as a reimbursement of costs in obtaining
15 voting equipment that complies with 52 U.S.C. 21081 if the state obtains the equipment after
16 November 7, 2000.

17 (3) As provided by 52 U.S.C. 21001, to use funds provided to the state under Title II, Subtitle D, Part
18 I of HAVA (52 U.S.C. 21001 through 52 U.S.C. 21008) as a reimbursement of costs in obtaining
19 voting equipment that complies with 52 U.S.C. 21081 under a multiyear contract incurred after
20 December 31, 2000.

21 (4) For reimbursing counties for the purchase of new voting systems or for the upgrade or expansion
22 of existing voting systems that would not qualify for reimbursement under subdivision (2) or (3).

23 (b) The fund consists of the following:

24 (1) Money appropriated to the fund by the general assembly. ~~including any money appropriated from~~
25 ~~the build Indiana fund.~~

26 (2) All money allocated to the state by the federal government:

27 (A) under Section 101 of HAVA (52 U.S.C. 20901), as required by 52 U.S.C. 20904;

28 (B) under Section 102 of HAVA (52 U.S.C. 20902), as required by 52 U.S.C. 20904;

29 (C) under Title II, Subtitle D, Part I of HAVA (52 U.S.C. 21001 through 52 U.S.C. 21008); and

30 (D) under any other program for the improvement of election administration.

31 (3) Proceeds of bonds issued by the Indiana bond bank for improvement of voting systems as
32 authorized by law.

33 The auditor of state shall establish an account within the fund for money appropriated by the general
34 assembly and separate accounts within the fund for any money received by the state from the federal
35 government for each source of allocations described under subdivision (2). Proceeds of bonds issued by
36 the Indiana bond bank under subdivision (3) may be deposited into any account, as determined by the
37 election division.

38 (c) The secretary of state shall administer the fund.

39 (d) The expenses of administering the fund shall be paid from money in the Section 101 account of
40 the fund. If money is not available for this purpose in the Section 101 account of the fund, the expenses
41 of administering the fund shall be paid from money appropriated under subsection (b)(1).

42 (e) The treasurer of state shall invest the money in the fund not currently needed to meet the
43 obligations of the fund in the same manner as other public money may be invested. Interest that accrues
44 from these investments shall be deposited in the fund and allocated among the accounts within the fund
45 according to the balances of the respective accounts.

46 (f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

47 (g) Money in the fund is appropriated continuously for the purposes stated in subsection (a).



1 SECTION 39. IC 4-1-12-1, AS ADDED BY P.L.160-2011, SECTION 1, IS AMENDED TO READ
2 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. **(a) Except as provided in subsection (b),** as used
3 in this chapter, "Patient Protection and Affordable Care Act" refers to the federal Patient Protection and
4 Affordable Care Act (P.L. 111-148), as amended by the federal Health Care and Education Reconciliation
5 Act of 2010 (P.L. 111-152), as amended from time to time, and regulations or guidance issued under those
6 acts.

7 **(b) As used in section 5 of this chapter, "Patient Protection and Affordable Care Act" refers to**
8 **the federal Patient Protection and Affordable Care Act (P.L. 111-148), as amended by the federal**
9 **Health Care and Education Reconciliation Act of 2010 (P.L. 111-152), and regulations or guidance**
10 **issued under those acts, all as in effect on January 1, 2019.**

11 SECTION 40. IC 4-1-12-5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ
12 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. **(a) As used in this section, "preexisting condition**
13 **exclusion" has the meaning set forth in 45 CFR 144.103, as in effect on January 1, 2019.**

14 **(b) Notwithstanding any other law:**

15 **(1) 42 U.S.C. 300gg-3;**

16 **(2) 45 CFR 147.108; and**

17 **(3) all other provisions of the Patient Protection and Affordable Care Act concerning**
18 **preexisting condition exclusions;**

19 **and the protections therein and in effect on January 1, 2019, are in effect and must be enforced in**
20 **Indiana, regardless of the legal status of the Patient Protection and Affordable Care Act.**

21 SECTION 41. IC 4-3-22-4, AS AMENDED BY P.L.269-2017, SECTION 3, IS AMENDED TO
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. The director is responsible and accountable
23 for and has authority over the following:

24 (1) All functions performed by the following:

25 (A) The budget agency.

26 (B) The department of state revenue.

27 (C) The department of local government finance.

28 (D) The Indiana finance authority.

29 ~~(E) The office of state based initiatives.~~

30 ~~(F)~~ (E) The management performance hub.

31 The directors of these agencies, departments, and offices shall report to the director and administer
32 their offices and agencies in compliance with the policies and procedures related to fiscal
33 management that are established by the OMB and approved by the governor.

34 (2) All budgeting, accounting, and spending functions within the various agencies, departments, and
35 programs of state government.

36 SECTION 42. IC 4-3-22-18.2 IS REPEALED [EFFECTIVE JULY 1, 2019]. ~~Sec. 18-2: The OMB~~
37 ~~shall, not later than December 1 each year, submit to the budget committee the following reports~~
38 ~~concerning post-employment benefits (as defined in IC 5-10-16-5):~~

39 ~~(1) The report prepared by the OMB for state agencies under IC 5-10-16-7.~~

40 ~~(2) Reports received from state educational institutions under IC 21-38-3-13.~~

41 SECTION 43. IC 4-3-22-19 IS REPEALED [EFFECTIVE JULY 1, 2019]. ~~Sec. 19: The OMB shall,~~
42 ~~not later than October 1 each year, submit to the interim study committee on pension management~~
43 ~~oversight a written report that summarizes and analyzes the retirement plan information received for the~~
44 ~~immediately preceding state fiscal year under IC 5-11-20. The report must be in an electronic format~~
45 ~~under IC 5-14-6.~~

46 SECTION 44. IC 4-3-24-1, AS ADDED BY P.L.213-2015, SECTION 38, IS AMENDED TO READ
47 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. As used in this chapter, "office" means the office



1 of state based initiatives established by section 3 of this chapter. **"budget agency" means the budget**
2 **agency created by IC 4-12-1-3.**

3 SECTION 45. IC 4-3-24-3 IS REPEALED [EFFECTIVE JULY 1, 2019]. ~~Sec. 3: (a) The Indiana office~~
4 ~~of state based initiatives is established:~~

5 ~~(b) The governor shall appoint the director of the office.~~

6 SECTION 46. IC 4-3-24-4, AS ADDED BY P.L.213-2015, SECTION 38, IS AMENDED TO READ
7 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. In coordination with state agencies, the ~~office~~
8 **budget agency** shall:

9 (1) review ~~the state's federal grant opportunities; and all federal assistance received by state~~
10 **agencies;**

11 (2) subject each federal ~~grant assistance~~ opportunity to a cost-benefit analysis that ~~will measure~~
12 **measures** the fiscal impact and regulatory impact of the ~~grant federal assistance~~ to determine
13 whether ~~or not~~ the federal ~~grant assistance~~ opportunity should be pursued;

14 **(3) prepare and administer an indirect cost allocation plan for managing federal assistance;**

15 **(4) establish policies regarding federal assistance management by state agencies; and**

16 **(5) maintain an information system on federal assistance programs.**

17 SECTION 47. IC 4-3-24-5, AS ADDED BY P.L.213-2015, SECTION 38, IS AMENDED TO READ
18 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. A state agency may not:

19 **(1) participate in a apply for federal grant opportunity assistance;**

20 **(2) accept federal assistance;**

21 **(3) submit or accept amendments for federal assistance; or**

22 **(4) make expenditures with state funds in anticipation of federal assistance;**

23 unless the state agency has received approval to do so from the ~~office:~~ **budget agency.**

24 SECTION 48. IC 4-3-24-6, AS ADDED BY P.L.213-2015, SECTION 38, IS AMENDED TO READ
25 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) A state agency that receives federal funds must
26 develop, in coordination with the ~~office, budget agency,~~ a ~~block grant contingency comprehensive~~
27 **federal assistance review** plan that does ~~at least all of~~ the following:

28 (1) Evaluates ~~whether and~~ how Indiana could use federal funds more effectively without federal
29 constraints, including an evaluation of opportunities for interagency collaboration.

30 **(2) Identifies federal constraints, mandates, and regulations that prevent Indiana from using**
31 **federal assistance more effectively.**

32 **(3) Identifies specific action items that are significant in solving issues caused by federal mandates**
33 **and regulations: recommendations to use federal funds more effectively in the manner identified**
34 **in subdivision (1).**

35 (b) A state agency subject to subsection (a) must

36 ~~(1) submit a block grant contingency comprehensive federal assistance review plan to the office~~
37 ~~before November 1, 2015; and budget agency before November 1 of each odd-numbered year.~~
38 ~~thereafter; and~~

39 ~~(2) update the block grant contingency plan regularly and provide any updates to the office.~~

40 SECTION 49. IC 4-3-24-7, AS ADDED BY P.L.213-2015, SECTION 38, IS AMENDED TO READ
41 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) The ~~office budget agency~~ shall ~~before January~~
42 ~~1 of each year~~ publish an annual report ~~that includes the following:~~

43 ~~(1) A state block grant contingency~~

44 **summarizing the federal assistance received by state agencies during the preceding federal fiscal**
45 **year, including:**

46 **(1) a list of all federal assistance that state agencies received;**

47 **(2) the state match requirements and maintenance of effort requirements for each federal**



1 assistance program; and

2 (3) the federal assistance agreement start and end date.

3 (b) The budget agency shall publish a comprehensive federal assistance review plan that
4 incorporates each state agency's block grant contingency plan and related findings by the office. findings
5 and recommendations under section 6 of this chapter. The state block grant contingency
6 comprehensive federal assistance review plan must may include options for coordination among state
7 agencies to address issues caused by federal mandates and regulations. (2)

8 (c) The budget agency shall perform a study review of the current impact and projected future
9 impact of federal mandates and regulations on Indiana. The study shall be prepared by studying the data,
10 surveying businesses, and speaking with citizens of Indiana.

11 (b) (d) The office budget agency shall submit the annual report and any other published reports of the
12 office and any findings of the office to the governor, to the members of the United States Congress
13 representing Indiana, the budget committee, the interim study committee on fiscal policy, and (in an
14 electronic format under IC 5-14-6) to the legislative council.

15 (e) The budget agency, in collaboration with state agencies, shall maintain on its Internet web
16 site a list of all federal grant applications made by state agencies, award notices, and grant
17 amendments. A state agency that applies for a federal grant must provide the application submitted
18 to the federal government to the budget agency within sixty (60) days of applying for the grant.
19 State agencies shall provide a copy of each award notice and grant amendment approval to the
20 budget agency within sixty (60) days of receiving it.

21 SECTION 50. IC 4-3-24-8, AS ADDED BY P.L.213-2015, SECTION 38, IS AMENDED TO READ
22 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. (a) In accordance with federal law, the office
23 budget agency shall serve as the state's single point of contact under Presidential Executive Order
24 12372 to review and coordinate proposed federal financial assistance and direct federal development.

25 (b) All state agencies must go through the intergovernmental review process for federal
26 assistance, regardless of whether the federal program is covered under Presidential Executive
27 Order 12372.

28 SECTION 51. IC 4-3-26-17 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ
29 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 17. (a) The OMB shall submit a report to the
30 legislative council (in an electronic format under IC 5-14-6) that provides recommendations
31 concerning the following:

32 (1) Policies and practices to ensure the privacy, security, quality, and confidentiality of the
33 government information collected, analyzed, and maintained by the MPH in the course of
34 carrying out the duties of the MPH under section 10 of this chapter, including policies and
35 practices to protect personally identifiable information and other sensitive information.

36 (2) Organizational structures, policies, and practices for making government information
37 available for public consumption under section 10(2) of this chapter.

38 (3) Organizational structures, policies, and practices to ensure ongoing and continuous
39 communication and collaboration between the MPH and the educational, nonprofit, and other
40 nongovernmental users of government information collected, analyzed, and maintained by the
41 MPH in the course of carrying out the duties of the MPH under section 10 of this chapter.

42 (4) Organizational structures, policies, and practices to ensure ongoing and continuous
43 communication and collaboration between the MPH and the governmental users of
44 government information collected, analyzed, and maintained by the MPH in the course of
45 carrying out the duties of the MPH under section 10 of this chapter.

46 (5) Policies and practices to ensure that the government information collected, analyzed, and
47 maintained by the MPH in the course of carrying out the duties of the MPH under section 10



1 of this chapter is relevant and readily available to the educational, nonprofit, and other
2 nongovernmental users of the government information.

3 The report required under this subsection must be submitted not later than October 1, 2019, and
4 not later than October 1 each year thereafter.

5 (b) In preparing the report required by subsection (a), the OMB shall assemble an advisory
6 group comprised of the following individuals:

7 (1) The OMB director.

8 (2) The chief data officer.

9 (3) The chief information officer appointed under IC 4-13.1-2-3.

10 (4) At least two (2) representatives of nonprofit research entities.

11 (5) At least two (2) representatives of entities that, in their regular course of business, use the
12 type of data that will be made available by the MPH for public consumption under section 10
13 of this chapter.

14 The OMB director shall serve as the chair of the advisory group. The advisory group shall assist
15 the OMB in preparing the report required under subsection (a).

16 SECTION 52. IC 4-4-9.7-9, AS AMENDED BY P.L.177-2018, SECTION 1, IS AMENDED TO
17 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 9. (a) The rural economic development fund
18 is established for the purpose of enhancing and developing rural communities. The fund shall be
19 administered by the office.

20 (b) The expenses of administering the fund shall be paid from the money in the fund.

21 (c) Notwithstanding IC 5-13, the treasurer of state shall invest the money in the fund not currently
22 needed to meet the obligations of the fund under IC 5-10.3-5. The treasurer of state may contract with
23 investment management professionals, investment advisers, and legal counsel to assist in the management
24 of the fund and may pay the state expenses incurred under those contracts.

25 (d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

26 (e) Money in the fund may be used for the following purposes:

27 (1) To create, assess, and assist a pilot project to enhance the economic and community development
28 in a rural area.

29 (2) To establish a local revolving loan fund for:

30 (A) an industrial;

31 (B) a commercial;

32 (C) an agricultural; or

33 (D) a tourist;

34 venture.

35 (3) To provide a loan for an economic development project in a rural area.

36 (4) To provide technical assistance to a rural organization.

37 (5) To assist in the development and creation of a rural cooperative.

38 (6) To address rural workforce development challenges.

39 (7) To assist in addressing telecommunications needs in a rural area. ~~including the awarding of~~
40 ~~grants under IC 4-4-38.~~

41 (8) To provide funding for rural economic development projects concerning the following issues:

42 (A) Infrastructure, including water, wastewater, and storm water infrastructure needs.

43 (B) Housing.

44 (C) Health care.

45 (D) Local planning.

46 (E) Land use.

47 (F) Other rural economic development issues, as determined by the office.



(9) To provide funding for the establishment of new regional rural development groups and the operation of existing regional rural development groups.

(f) Expenditures from the fund are subject to appropriation by the general assembly and approval by the office.

SECTION 53. IC 4-4-38-4, AS ADDED BY P.L.177-2018, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. As used in this chapter, "qualified broadband service provider" means any company, firm, corporation, partnership, or association that: **at the time of submission of a grant application under this chapter:**

(1) either:

(A) **has been providing in the ordinary course of business, provides qualified** broadband service; **to at least one hundred (100) residences and businesses in Indiana for at least three (3) consecutive years; or**

~~(B)~~ (2) is:

(i) (A) a corporation organized under IC 8-1-13; or

(ii) (B) a corporation organized under IC 23-17 that is an electric cooperative and that has at least one (1) member that is a corporation organized under IC 8-1-13;

that provides or will provide, alone or in conjunction with one (1) or more other legal entities, **qualified** broadband service within the corporation's electric service territory. **and**

(2) **has demonstrated, to the satisfaction of the office:**

(A) financial;

(B) technical; and

(C) operational;

capability in building and operating a broadband network.

SECTION 54. IC 4-4-38-5.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5.5. As used in this chapter, "state agency" means **an authority, board, branch, commission, committee, department, division, or other instrumentality of the executive, including the administrative, department of state government. Except as provided in subdivision (4), the term does not include the judicial or legislative departments of state government. The term includes the following:**

(1) A state elected official's office.

(2) A state educational institution.

(3) A body corporate and politic of the state created by state statute.

(4) The Indiana lobby registration commission established by IC 2-7-1.6-1.

SECTION 55. IC 4-4-38-6.4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6.4. A state agency may award a grant under this chapter only to a qualified broadband service provider that demonstrates, to the satisfaction of the state agency:

(1) that the qualified broadband service provider has the:

(A) financial;

(B) technical; and

(C) operational;

capability to build and operate a broadband network; and

(2) if the qualified broadband service provider is described in section 4(1) of this chapter, that the qualified broadband service provider has been providing qualified broadband service:

(A) in the ordinary course of business; and

(B) to at least one hundred (100) residences and businesses in Indiana;

for at least three (3) consecutive years at the time the qualified broadband service provider



1 **applies for the grant.**

2 SECTION 56. IC 4-4-38-6.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ
3 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 6.5. A state agency shall follow:**

4 **(1) the procedures established under section 7 of this chapter; and**

5 **(2) any guidelines adopted under section 9 of this chapter;**

6 **before awarding a grant to a qualified broadband service provider for qualified broadband project**
7 **expenses incurred in connection with a qualified broadband project.**

8 SECTION 57. IC 4-4-38-7, AS ADDED BY P.L.215-2018(ss), SECTION 1, IS AMENDED TO READ
9 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) Subject to:

10 (1) subsection (b); **and**

11 (2) section 8 of this chapter; **and**

12 ~~(3) IC 4-4-9.7-9(f);~~

13 the office shall establish procedures for ~~awarding the award of~~ grants ~~from the rural economic~~
14 ~~development fund established by IC 4-4-9.7-9~~ by state agencies to qualified broadband service providers
15 for qualified broadband project expenses incurred in connection with qualified broadband projects.

16 (b) ~~In awarding grants under this chapter, the office shall~~ **The procedures established under**
17 **subsection (a) must** establish the following priorities:

18 (1) First, extending the deployment of qualified broadband service to areas in which:

19 (A) Internet connections are unavailable; or

20 (B) the only available Internet connections provide capacity for transmission at an actual speed
21 of less than ten (10) megabits per second downstream.

22 (2) Second, extending the deployment of high speed Internet service to areas in which the only
23 available Internet connections provide capacity for transmission at an actual speed of:

24 (A) not less than ten (10) megabits; and

25 (B) not more than twenty-five (25) megabits;
26 per second downstream.

27 (c) Subject to section 11 of this chapter, ~~the office~~ **a state agency** shall publish on the ~~office's state~~
28 **agency's** Internet web site all grant applications received by the ~~office~~ **state agency** for a grant under
29 this chapter. For each grant application received, the ~~office~~ **state agency** shall establish a period of at least
30 thirty (30) days from the date the application is published on the ~~office's state agency's~~ Internet web site
31 under this subsection, during which time the ~~office with~~ **state agency shall** accept comments or objections
32 concerning the application. The ~~office~~ **state agency** shall consider all comments or objections received
33 under this subsection in making a determination as to whether to award a grant to an applicant under this
34 chapter.

35 SECTION 58. IC 4-4-38-8, AS ADDED BY P.L.177-2018, SECTION 5, IS AMENDED TO READ
36 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. (a) In determining whether to award a grant under
37 this chapter in connection with a proposed qualified broadband project, ~~the office~~ **a state agency** shall
38 consider the following:

39 (1) Awarding grants under this chapter with a preference for funding proposed qualified broadband
40 projects that will provide Internet connections to the most unserved areas at the highest speeds for
41 the lowest grant amount per area.

42 (2) The community's need for, and the likely economic impact of, the proposed qualified broadband
43 project in the unserved area.

44 (3) Demonstrated community support for the proposed qualified broadband project, including the
45 certification of one (1) or more communities to be served by the project as broadband ready
46 communities under IC 5-28-28.5.

47 (4) The likelihood that the unserved area will not be served with qualified broadband service without



state grant funding.

(5) Whether funding has been allocated for the unserved area from the federal Connect America Fund or from any other similar federal funding program.

(6) Whether the broadband infrastructure proposed in connection with the qualified broadband project is scalable to higher download and upload speeds.

(7) Awarding grants for qualified broadband projects that will serve a larger unserved area or a greater number of locations within an unserved area.

(8) The useful life of the broadband network proposed to be deployed.

(9) The technical, managerial, and financial capabilities of the applicant.

(10) The ability of the applicant to commit to providing at least twenty percent (20%) of the cost to deploy the proposed broadband infrastructure. When multiple applicants apply for a grant to provide broadband service to the same census block within an unserved area, the **office state agency** may ~~establish a give preference for approving to~~ applications with a greater capital contribution by the applicant.

(11) Any proposed plans to encourage the adoption and use of broadband services within the unserved area.

~~(12) Any other factors the office considers appropriate to enable the deployment of broadband infrastructure to provide qualified broadband service in unserved areas in Indiana.~~

(b) The following conditions apply to the awarding of grants under this chapter:

(1) ~~The office~~ **A state agency** shall not award a grant with respect to any geographic area if information made available to the ~~office, state agency~~, through comments or objections received under section 7(c) of this chapter or otherwise, indicates any of the following:

(A) The area is already being served by at least one (1) provider offering qualified broadband service in the area. However, any person may, in a petition filed with the ~~office, state agency~~, provide evidence that one (1) or more locations within one (1) or more census blocks in the area are unserved areas. Upon receiving a petition described in this clause, the **office state agency** shall notify all broadband providers operating in all census blocks included in the petition. Those broadband providers may in turn demonstrate to the **office state agency** that the locations included in the petition:

(i) are already served with qualified broadband service; or

(ii) will be served with qualified broadband service not later than eighteen (18) months after the date of the application for a grant under this chapter.

(B) The area is currently being built out for qualified broadband service by a qualified broadband **service** provider, and the construction is scheduled to be completed within one (1) year of the date of an application under this chapter.

(C) The area is currently planned for qualified broadband service expansion by a qualified broadband **service** provider:

(i) without state grant funding; and

(ii) with project completion forecast not later than eighteen (18) months after the date of an application under this chapter.

If the **office state agency** denies a grant on the basis of clause (A)(ii), (B), or (C), the qualified broadband **service** provider involved in the current or planned project, as applicable, shall provide the **office state agency** with a schedule for completion of the current or planned build out. The qualified broadband **service** provider shall also provide the **office state agency** with quarterly status updates, beginning three (3) months after the ~~office's state agency's~~ decision denying a grant for the area, concerning any work done toward completion of the project described in clause (A)(ii), (B), or (C). If the qualified broadband **service** provider fails to provide a schedule for completion or a



status report by the date required by the ~~office~~, **state agency**, or if the ~~office~~ **state agency** determines that the time frame for project completion described in clause (A)(ii), (B), or (C), as applicable, will likely not be met, the ~~office~~ **state agency** may award a grant under this chapter with respect to the area and shall provide notice of that fact to all former applicants that were previously denied a grant under this chapter with respect to the area on the basis of clause (A)(ii), (B), or (C). The qualified broadband **service** provider that failed to provide a schedule or report, or that failed to meet the time frame for project completion described in clause (A)(ii), (B), or (C), may not use this subdivision to subsequently challenge the awarding of a grant under this chapter with respect to the same area. (2) ~~The office~~ **A state agency** shall not award a grant to any applicant that is receiving for the same unserved area for which a grant is sought under this chapter:

(A) a federal grant; or

(B) another state grant;

to provide qualified broadband service to the area under a grant program the express purpose of which is to provide broadband service to unserved areas.

(3) ~~The office~~ **A state agency** shall not discriminate between different types of technology used to provide qualified broadband service in connection with proposed qualified broadband projects.

(4) ~~The office~~ **A state agency** shall seek any assurances that may be necessary or appropriate to ensure that proposed qualified broadband projects will be substantially completed within the time period set forth in a grant application under this chapter.

(5) ~~The office~~ **A state agency** shall condition the release of any grant funds awarded under this chapter on:

(A) the progressive completion, as measured on a not more than quarterly basis, of the approved qualified broadband project; and

(B) operational testing, when possible, to confirm the level of service proposed in the grant application.

Once funds have been released in accordance with this subdivision, all authority and ownership of the broadband infrastructure vests with the qualified broadband **service** provider that built the infrastructure.

(6) A state agency may not award a grant of more than five million dollars (\$5,000,000) for any one (1) qualified broadband project.

SECTION 59. IC 4-4-38-9, AS ADDED BY P.L.177-2018, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 9. (a) The office shall adopt guidelines to implement this chapter, including guidelines governing:

(1) the form and content of requests to provide qualified broadband service to an unserved area;

(2) the form and content of applications for grants under this chapter;

(3) a competitive bidding process or a process for requests for proposals for qualified broadband projects;

(4) a process by which a broadband provider may challenge the designation of an area as unserved; and

(5) a process by which:

(A) a person may, in a petition filed with ~~the office~~, **a state agency**, provide evidence that one

(1) or more locations within one (1) or more census blocks are unserved areas; and

(B) upon the filing of a petition described in clause (A):

(i) the ~~office~~ **state agency** notifies all broadband providers operating in all census blocks included in the petition; and

(ii) those broadband providers have the opportunity to demonstrate to the ~~office~~ **state agency** that the locations included in the petition are already served with qualified broadband service



1 or will be served with qualified broadband service not later than eighteen (18) months after the
2 date of the application for a grant under this chapter.

3 (b) In adopting the guidelines described in subsection (a) or in otherwise administering this chapter,
4 the office may collaborate with or seek guidance from:

- 5 (1) the Indiana economic development corporation established by IC 5-28-3-1;
- 6 (2) the broadband ready communities development center established by IC 5-28-28.5-5;
- 7 (3) the Indiana department of transportation established by IC 8-23-2-1; and
- 8 (4) any other agencies of the state or of political subdivisions of the state.

9 SECTION 60. IC 4-4-38-10, AS ADDED BY P.L.177-2018, SECTION 5, IS AMENDED TO READ
10 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10. (a) Not later than August 1 of each year, the office
11 shall submit to the general assembly a report on the ~~office's activities~~ **award of grants** under this chapter
12 during the most recent state fiscal year, including the following:

- 13 (1) The number, amounts, and recipients of grants awarded under this chapter.
- 14 (2) The status of any funded qualified broadband projects.
- 15 (3) Expenses incurred and funds spent by the office in administering this chapter.
- 16 (4) A list of the entities, if any, ~~that with which~~ the office collaborated ~~with~~ in administering this
17 chapter.
- 18 (5) An accounting of funds in the rural ~~economic development~~ **broadband** fund established by
19 ~~IC 4-4-9-7-9; section 12 of this chapter~~, including funds awarded as grants under this chapter.
- 20 (6) The number of locations in Indiana to which broadband infrastructure has been deployed with
21 the use of grant funds under this chapter, including address-level information for newly connected
22 locations.
- 23 (7) The overall progress of the deployment of broadband infrastructure for the provision of qualified
24 broadband service in unserved areas in Indiana.

25 A report to the general assembly under this subsection must be in an electronic format under IC 5-14-6.

26 (b) Every three (3) years, beginning in 2021, the state board of accounts shall conduct an audit of the
27 awarding of grants under this chapter during the most recent three (3) state fiscal years. A report of an
28 audit conducted under this subsection shall be submitted to the general assembly in an electronic format
29 under IC 5-14-6 not later than December 31 of the calendar year that includes the end of the third state
30 fiscal year covered by the audit.

31 SECTION 61. IC 4-4-38-11, AS ADDED BY P.L.177-2018, SECTION 5, IS AMENDED TO READ
32 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 11. ~~The office, A state agency~~, and any agency or any
33 political subdivision with which the ~~office state agency~~ cooperates or consults in ~~administering making~~
34 **a grant under** this chapter:

- 35 (1) shall not disclose information designated as confidential or proprietary business information by
36 a grant applicant or recipient; and
- 37 (2) shall execute appropriate nondisclosure agreements to prevent the disclosure of confidential or
38 proprietary business information in connection with grants awarded under this chapter.

39 SECTION 62. IC 4-4-38-12 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ
40 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 12. (a) The rural broadband fund is established for**
41 **the purpose of funding deployment of broadband infrastructure in unserved areas.**

42 **(b) The office shall administer the fund.**

43 **(c) The fund consists of:**

- 44 **(1) money appropriated by the general assembly;**
- 45 **(2) money received from federal grants or programs for broadband infrastructure; and**
- 46 **(3) donations, gifts, and money received from any other source, including transfers from other**
47 **funds or accounts.**



1 (d) The treasurer of state shall invest the money in the fund not currently needed to meet the
2 obligations of the fund in the same manner as other public funds may be invested.

3 (e) Money in the fund at the end of a state fiscal year does not revert to the state general fund
4 but remains in the fund to be used exclusively for the purposes of this chapter.

5 SECTION 63. IC 4-4-38-13 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ
6 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 13. The office may award grants under this chapter
7 from the rural broadband fund established by section 12 of this chapter to qualified broadband
8 service providers for qualified broadband project expenses incurred in connection with qualified
9 broadband projects.

10 SECTION 64. IC 4-10-21-6, AS AMENDED BY P.L.146-2008, SECTION 12, IS AMENDED TO
11 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. The following expenditures that would
12 otherwise be subject to this chapter shall be excluded from all computations and determinations related
13 to a state spending cap:

14 (1) Expenditures derived from money deposited in the state general fund and the counter-cyclical
15 revenue and economic stabilization fund from any of the following:

16 (A) Gifts.

17 (B) Federal funds.

18 (C) Dedicated funds.

19 (D) Intergovernmental transfers.

20 (E) Damage awards.

21 (F) Property sales.

22 (2) Expenditures for any of the following:

23 (A) Transfers of money among the state general fund and the counter-cyclical revenue and
24 economic stabilization fund.

25 (B) Reserve fund deposits.

26 (C) Refunds of intergovernmental transfers.

27 (D) Payment of judgments against the state and settlement payments made to avoid a judgment
28 against the state, other than a judgment or settlement payment for failure to pay a contractual
29 obligation or a personnel expenditure.

30 (E) Distributions or allocations of state tax revenues to a unit of local government under
31 IC 36-7-13, IC 36-7-26, IC 36-7-27, IC 36-7-31, or IC 36-7-31.3.

32 (F) Motor vehicle excise tax replacement payments that are derived from amounts transferred to
33 the state general fund from the lottery and gaming surplus account of the build Indiana fund.

34 (G) Distributions of state tax revenues collected under IC 7.1 that are payable to cities and towns.

35 SECTION 65. IC 4-12-1-3, AS AMENDED BY P.L.215-2016, SECTION 74, IS AMENDED TO
36 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. (a) A budget agency is created as an agency
37 of the state. A director, appointed by the governor to serve at the governor's will and pleasure, shall be
38 the chief executive officer of the agency and shall be known as the budget director. The director shall
39 receive the salary fixed by the governor and shall give all of the director's time to the director's office and
40 the budget agency. The director shall execute a bond as shall be approved by the governor, conditioned
41 for the faithful discharge of the director's official duties, and an oath of office, and both shall be filed with
42 the secretary of state.

43 (b) A budget committee consisting of five (5) regular members and ~~four (4)~~ **six (6)** alternate members
44 is established: One (1) regular member is the budget director, while in office. The four (4) remaining
45 regular members must be legislators selected in the following manner. Two (2) members must be senators
46 appointed by the president pro tempore of the senate, one (1) of whom shall be nominated by the leader
47 of the minority political party of the senate. Two (2) members must be representatives appointed by the



1 speaker of the house of representatives, one (1) of whom shall be nominated by the leader of the minority
2 political party of the house of representatives. Legislative appointments to the budget committee shall be
3 made within fifteen (15) days after the official selection of the president pro tempore of the senate and
4 the speaker of the house of representatives. Each member appointed by the president pro tempore of the
5 senate and each member appointed by the speaker of the house of representatives shall serve at the will
6 and pleasure of the member's respective appointing leadership or until the member's term as a member
7 of the general assembly expires, whichever is shorter. Vacancies occurring in the legislative appointments
8 to the budget committee shall be filled for the unexpired term by the president pro tempore of the senate
9 or speaker of the house last elected in like manner as if appointment to the vacant offices were being made
10 originally. Nominations shall be made by the persons above mentioned in this section who were elected
11 and selected at the last preceding session of the general assembly. When there is no legislative officer
12 entitled to fill vacancies, the governor shall fill the vacancies from among members and members-elect
13 of the senate and of the house of representatives who are members of the same house and political party
14 as the vacating member. Any appointee of the governor shall serve for the unexpired term of the vacating
15 member or until the first day of the next session of the general assembly.

16 (c) The ~~four (4)~~ **six (6)** alternate members of the budget committee must be **four (4)** legislators
17 selected in the manner described in this section for the appointment of the four (4) regular legislative
18 members of the budget committee **and the two (2) deputy budget directors appointed under section**
19 **4 of this chapter. The budget director shall designate the order in which the deputy directors will**
20 **serve in the place and stead of the budget director in the event of the budget director's disability**
21 **or absence with regard to the budget committee.** An alternate member is entitled to participate in the
22 budget committee meetings in the same manner as the regular members, except that the alternate member
23 is entitled to vote only if the regular member from the alternate member's respective house and political
24 party is not present for the vote. **The alternate member for the budget director is entitled to vote only**
25 **if the budget director is not present.** The alternate members ~~shall~~ serve the same term of office as the
26 regular members of the budget committee.

27 SECTION 66. IC 4-12-1-9, AS AMENDED BY P.L.174-2018, SECTION 2, IS AMENDED TO
28 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) The budget agency shall assist the
29 budget committee in the preparation of the budget report and the budget bill, using the recommendations
30 and estimates prepared by the budget agency and the information obtained through investigation and
31 presented at hearings. The budget committee shall consider the data, information, recommendations and
32 estimates before it and, to the extent that there is agreement on items, matters, and amounts between the
33 budget agency and a majority of the members of the budget committee, the committee shall organize and
34 assemble a budget report and a budget bill or budget bills. In the event the budget agency and a majority
35 of the members of the budget committee shall differ upon any item, matter, or amount to be included in
36 such report and bills, the recommendation of the budget agency shall be included in the budget bill or
37 bills, and the particular item, matter, or amount, and the extent of and reasons for the differences between
38 the budget agency and the budget committee shall be stated fully in the budget report. The budget
39 committee shall submit the budget report and the budget bill or bills to the governor before:

- 40 (1) the second Monday of January in the year immediately following the calendar year in which the
41 budget report and budget bill or bills are prepared, if the budget report and budget bill or bills are
42 prepared in a calendar year other than a calendar year in which a gubernatorial election is held; or
43 (2) the third Monday of January, if the budget report and budget bill or bills are prepared in the same
44 calendar year in which a gubernatorial election is held.

45 The governor shall deliver to the house members of the budget committee such bill or bills for
46 introduction into the house of representatives.

- 47 (b) Whenever during the period beginning thirty (30) days prior to a regular session of the general



1 assembly the budget report and budget bill or bills have been completed and printed and are available for
2 distribution, upon the request of a member of the general assembly an informal distribution of one (1)
3 copy of each such document shall be made by the budget committee to such members. During business
4 hours, and as may be otherwise required during sessions of the general assembly, the budget agency shall
5 make available to the members of the general assembly so much as they shall require of its accumulated
6 staff information, analyses and reports concerning the fiscal affairs of the state and the current budget
7 report and budget bill or bills.

8 (c) The budget report shall include at least the following parts:

9 (1) A statement of budget policy, including but not limited to recommendations with reference to
10 the fiscal policy of the state for the coming budget period, and describing the important features of
11 the budget.

12 (2) A general budget summary setting forth the aggregate figures of the budget to show the total
13 proposed expenditures and the total anticipated income, and the surplus or deficit.

14 (3) The detailed data on actual receipts and expenditures for the previous fiscal year or two (2) fiscal
15 years depending upon the length of the budget period for which the budget bill or bills is proposed,
16 the estimated receipts and expenditures for the current year, and for the ensuing budget period, and
17 the anticipated balances at the end of the current fiscal year and the ensuing budget period. Such
18 data shall be supplemented with necessary explanatory schedules and statements, including a
19 statement of any differences between the recommendations of the budget agency and of the budget
20 committee.

21 (4) A description of the capital improvement program for the state and an explanation of its relation
22 to the budget.

23 (5) The budget bills.

24 ~~(6) A list of tax expenditures for individual income tax and corporate income tax under IC 6-3.1 for~~
25 ~~the previous fiscal year, the current fiscal year, and the ensuing budget period.~~

26 **(6) The tax expenditure report prepared by the legislative services agency under IC 2-5-3.2-2.**

27 (7) For each appropriation in the governor's recommended budget bill that is made to a state
28 provider, as defined in IC 22-4.1-1-5.5, for a workforce related program, as defined in IC 22-4.1-1-7,
29 a summary and justification for the workforce related program.

30 (d) The budget report shall cover and include all special and dedicated revenue funds as well as the
31 general revenue fund and shall include the estimated amounts of federal aids, for whatever purpose
32 provided, together with estimated expenditures therefrom.

33 (e) The budget agency shall furnish the governor with any further information required concerning the
34 budget, and upon request shall attend hearings of committees of the general assembly on the budget bills.

35 SECTION 67. IC 4-30-16-3, AS AMENDED BY P.L.127-2018, SECTION 3, IS AMENDED TO
36 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. (a) The commission shall transfer the
37 surplus revenue in the administrative trust fund as follows:

38 (1) Before the last business day of January, April, July, and October, the commission shall transfer
39 seven million five hundred thousand dollars (\$7,500,000) of the surplus revenue to the Indiana
40 public retirement system for credit, as determined by the board of trustees of the Indiana public
41 retirement system:

42 (A) first, to the pension stabilization fund established by IC 5-10.4-2-5, to be used as a credit
43 against the unfunded accrued liability of the pre-1996 account (as defined by IC 5-10.4-1-12);
44 and

45 (B) second, to one (1) or more of the supplemental allowance reserve accounts established under:

46 (i) IC 2-3.5-3-2(c) (for the legislators' defined benefit plan);

47 (ii) IC 5-10-5.5-4(c) (for the state excise police, gaming agent, gaming control officer, and



1 conservation enforcement officers' retirement plan);
2 (iii) IC 5-10.2-2-2(a)(3) (for the public employees' retirement fund); or
3 (iv) IC 5-10.2-2-2(c)(3) (for the Indiana state teachers' retirement fund).
4 (2) Before the last business day of January, April, July, and October, the commission shall transfer
5 seven million five hundred thousand dollars (\$7,500,000) of the surplus revenue to the treasurer of
6 state for deposit in the pension relief fund (IC 5-10.3-11).
7 (3) The surplus revenue remaining in the fund on the last day of January, April, July, and October
8 after the transfers under subdivisions (1) and (2) shall be transferred by the commission to the
9 treasurer of state for deposit on that day in the **build Indiana lottery surplus** fund.
10 (b) The commission may make transfers to the treasurer of state more frequently than required by
11 subsection (a). However, the number of transfers does not affect the amount that is required to be
12 transferred for the purposes listed in subsection (a)(1) and (a)(2). Any amount transferred during the
13 month in excess of the amount required to be transferred for the purposes listed in subsection (a)(1) and
14 (a)(2) shall be transferred to the **build Indiana lottery surplus** fund.
15 SECTION 68. IC 4-30-17-0.1 IS REPEALED [EFFECTIVE JULY 1, 2019]. ~~Sec. 0.1: The amendments~~
16 ~~made to this chapter by P.L.33-1990 apply as follows:~~
17 (1) ~~The amendments made to section 10 of this chapter and to sections 1, 4, 5, 7, 8, and 9 of this~~
18 ~~chapter (before their repeal) apply to vehicles registered after December 31, 1990:~~
19 (2) ~~The addition of section 3.5 of this chapter and section 7.5 of this chapter (repealed) applies to~~
20 ~~vehicles registered after December 31, 1990:~~
21 SECTION 69. IC 4-30-17-2 IS REPEALED [EFFECTIVE JULY 1, 2019]. ~~Sec. 2: As used in this~~
22 ~~chapter, "eligible recipient" means the following:~~
23 (1) ~~Any political subdivision (as defined in IC 36-1-2-13):~~
24 (2) ~~A volunteer fire department (as defined in IC 36-8-12-2) or another group recognized by a~~
25 ~~political subdivision (as defined in IC 36-1-2-13) as a group providing firefighting or other~~
26 ~~emergency services to the area served by the political subdivision; the majority of members of which~~
27 ~~receive no compensation or nominal compensation for their services:~~
28 (3) ~~A corporation; community chest; community fund; or community foundation that is exempt from~~
29 ~~federal income taxation under Section 501(c)(3) of the Internal Revenue Code:~~
30 (4) ~~The state:~~
31 (5) ~~A state educational institution:~~
32 (6) ~~Any body corporate and politic that serves as an instrumentality of the state:~~
33 SECTION 70. IC 4-30-17-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:
34 Sec. 3. There is established the **build Indiana lottery surplus** fund to receive deposits of surplus lottery
35 revenues collected under this article. The fund shall be administered by the treasurer of state. The
36 treasurer of state shall invest the money in the fund that is not needed to meet the obligations of the fund
37 in the same manner as other public funds are invested. ~~Money~~ **The auditor of state shall transfer the**
38 **balance** in the fund at the end of a state fiscal year ~~does not revert~~ to the state general fund.
39 SECTION 71. IC 4-30-17-3.3 IS REPEALED [EFFECTIVE JULY 1, 2019]. ~~Sec. 3.3: (a) As used in~~
40 ~~this section, "build Indiana fund account" means any of the following accounts in the build Indiana fund~~
41 ~~established by section 3 of this chapter:~~
42 (1) ~~The state and local projects account:~~
43 (2) ~~The lottery and gaming surplus account:~~
44 (3) ~~The job creation and economic development account:~~
45 (b) ~~As used in this section, "capital project" has the meaning set forth in section 4.1 of this chapter,~~
46 ~~as amended by P.L.186-2002:~~
47 (c) ~~As used in this section, "eligible recipient" has the meaning set forth in section 2 of this chapter;~~



1 as amended by P.L.186-2002.

2 (d) Any reference to a build Indiana fund account in a law, agreement, or other document that was
3 created before March 28, 2002, shall be treated on and after March 28, 2002, as a reference to the build
4 Indiana fund.

5 (e) If an eligible recipient submitted an application to the state for funding from the build Indiana fund
6 before March 28, 2002, and the budget agency has available to it the information necessary to process the
7 application, the budget agency shall use the information to process the application without requiring
8 resubmission of the information on any particular form or in a different format.

9 SECTION 72. IC 4-30-17-3.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
10 2019]: Sec. 3.5. (a) Before the twenty-fifth day of the month, the auditor of state shall transfer from the
11 **build Indiana lottery surplus** fund to the state general fund motor vehicle excise tax replacement account
12 nineteen million six hundred eighty-four thousand three hundred seventy dollars (\$19,684,370) **seven**
13 **hundred one thousand three hundred forty-four dollars (\$19,701,344)** per month.

14 (b) This subsection applies only if insufficient money is available in the **build Indiana lottery surplus**
15 fund to make the distributions to the state general fund motor vehicle excise tax replacement account that
16 are required under subsection (a). Before the twenty-fifth day of each month, the auditor of state shall
17 transfer from the state general fund to the state general fund motor vehicle excise tax replacement account
18 the difference between:

- 19 (1) the amount that subsection (a) requires the auditor of state to distribute from the **build Indiana**
20 **lottery surplus** fund to the state general fund motor vehicle excise tax replacement account; and
21 (2) the amount that is available for distribution from the **build Indiana lottery surplus** fund to the
22 state general fund motor vehicle excise tax replacement account.

23 The transfers required under this subsection are annually appropriated from the state general fund.

24 SECTION 73. IC 4-30-17-4.1 IS REPEALED [EFFECTIVE JULY 1, 2019]. ~~Sec. 4.1. (a) Money~~
25 ~~credited to the build Indiana fund; after making the disbursements required under section 3.5 of this~~
26 ~~chapter, may be used only for:~~

- 27 ~~(1) state or local capital projects that are managed or carried out by an eligible recipient; or~~
28 ~~(2) deposit in a revolving loan fund for capital projects.~~

29 (b) An expenditure of money from the build Indiana fund for a state or local capital project must be
30 certified by the budget agency to the budget committee under section 4.5 of this chapter before the project
31 may be reviewed and approved under section 10 of this chapter.

32 (c) As used in this chapter, "capital project" refers to a capital project to which the general assembly
33 has appropriated money from the build Indiana fund by project name, name of an eligible recipient, or
34 other description of the capital project. The term includes:

- 35 (1) the construction of airports, airport facilities, and local street and road projects;
36 (2) an airport development project that is eligible for a grant or loan under IC 8-21-11; and
37 (3) any other:

- 38 (A) acquisition of land;
39 (B) site improvements;
40 (C) infrastructure improvements;
41 (D) construction of buildings or structures;
42 (E) rehabilitation, renovation, or enlargement of buildings or structures; or
43 (F) acquisition or improvement of machinery, equipment, furnishings, or facilities;
44 (or any combination of these); that comprises or is functionally related to an activity that serves a
45 governmental, a recreational, a cultural, a community, a health, a charitable, a scientific, a public
46 safety, a literary, or an educational purpose, fosters amateur sports competition, or fosters prevention
47 of cruelty to children.



(d) As used in this chapter, "state project" refers to a capital project that is managed or carried out by an eligible recipient described in section 2(4) through 2(6) of this chapter.

(e) As used in this chapter, "local project" refers to a capital project that is managed or carried out by an eligible recipient described in section 2(1) through 2(3) of this chapter.

(f) In appropriating money from the build Indiana fund for state and local capital projects, the general assembly shall, to the extent practicable, allocate money:

(1) equally among legislative districts for the house of representatives; and

(2) equally among legislative districts for the senate;

without regard to the political affiliation of the member of the general assembly representing the legislative district or the voting preferences of the legislative district.

(g) In reviewing and approving projects under section 10 of this chapter, the budget committee and the governor shall carry out a program under which, to the extent that projects otherwise qualify for funding, money for projects is disbursed:

(1) equally among legislative districts for the house of representatives; and

(2) equally among legislative districts for the senate;

without regard to the political affiliation of the member of the general assembly representing the legislative district or the voting preferences of the legislative district.

SECTION 74. IC 4-30-17-4.5 IS REPEALED [EFFECTIVE JULY 1, 2019]. Sec. 4.5: (a) To receive funding for a state or local capital project, an eligible recipient must provide the budget agency with a project statement on a form prescribed under subsection (b):

(b) The budget agency shall prescribe a project statement form for its use in certifying eligible recipients under this section. The form must require the entity submitting the project statement to provide the following information:

(1) The name, mailing address, federal tax identification number, and state tax identification number of the eligible recipient.

(2) The legal status of the eligible recipient, including whether the eligible recipient is a governmental entity, a state educational institution, a volunteer fire department, or an entity exempt from income taxation under Section 501(c)(3) of the Internal Revenue Code.

(3) The full name, title, address, and telephone number of the individual who will serve as the contact person for the project and a description of any contractual relationship that the person has with the eligible recipient, if the person is not a member or an employee of the eligible recipient.

(4) A list of the full name and address of any individual who is associated with the eligible recipient and who serves as a presiding officer of a governing board, a managing partner, an officer, or an office manager of the eligible recipient.

(5) The name and a description of the project.

(6) The street or other physical address where the project will be located when completed.

(7) A statement of the need for the project.

(8) An estimate of the total project cost.

(9) The current status of the project, including the percentage of completion at the time the project statement is submitted, for which funding is requested.

(10) The anticipated completion date for the project.

(11) The amounts of funding previously appropriated or received from the build Indiana fund, including information concerning any funds not spent at the time the project statement is submitted.

(12) An itemization of all other governmental and private sources of funds for the particular project.

(13) The name, position, and telephone number of a contact person associated with any funding source identified under subdivision (12).

(14) The financial institution where all funds received under this chapter will be deposited.



1 (15) The name, position, and telephone number of a contact person employed by the financial
2 institution listed under subdivision (14).

3 (16) Any additional or alternative information required by the budget agency.

4 (c) The budget agency shall review each project statement submitted under this section. If the budget
5 agency determines that:

6 (1) the project statement is complete;

7 (2) the recipient qualifies as an eligible recipient; and

8 (3) an appropriation applies to the eligible recipient and project;

9 the budget agency shall certify to the budget committee that the eligible recipient and capital project have
10 complied with this section and provide a copy of the project statement to the budget committee.

11 SECTION 75. IC 4-30-17-10 IS REPEALED [EFFECTIVE JULY 1, 2019]. Sec. 10. Money
12 appropriated from the build Indiana fund may not be expended on a state or local capital project or
13 transferred to a revolving fund for capital projects until the state or local capital project or transfer is
14 reviewed by the budget committee and approved by the governor upon the recommendation of the budget
15 agency.

16 SECTION 76. IC 4-30-17-11 IS REPEALED [EFFECTIVE JULY 1, 2019]. Sec. 11. (a) Each eligible
17 recipient that is approved to receive money from the build Indiana fund under section 10 of this chapter
18 must, as a condition of receiving money from the build Indiana fund, enter into a funding agreement with
19 the budget agency.

20 (b) The agreement required under subsection (a) must obligate the eligible recipient to do the
21 following:

22 (1) Complete the project in conformity with the information in the project statement reviewed and
23 approved under section 10 of this chapter and any subsequent agreements reviewed by the budget
24 committee and approved by the governor, upon recommendation of the budget agency.

25 (2) Acknowledge, on a form prescribed by the budget agency, the receipt and deposit of money
26 received from the build Indiana fund. The written acknowledgment must include proof that the funds
27 have been deposited in the financial institution listed in the documents described in subdivision (1)
28 and must be submitted to the budget agency within ten (10) business days after receipt of the money.

29 (3) Account for money received from the build Indiana fund in accordance with generally accepted
30 accounting principles, the accounting guidelines established by the state board of accounts, or an
31 alternative method of accounting approved by the state board of accounts.

32 (4) Be subject to the audit and the reporting requirements under IC 5-11-1 (state board of accounts),
33 beginning with the year in which money from the build Indiana fund is received and ending with the
34 year in which the project is completed.

35 (5) Upon request, provide for the contact person specified in the project statement or another person
36 who is knowledgeable about the project to appear and give testimony to the budget committee
37 concerning the project.

38 (6) Submit to the budget agency, on a form prescribed by the budget agency, verification of the
39 completion of the project not later than ten (10) business days after the project is complete.

40 (7) If a project is not completed by the anticipated completion date specified in the documents
41 described in subdivision (1), submit to the budget agency, on a form prescribed by the budget
42 agency, information as to the reason the project is not complete and the revised completion date of
43 the project. The form must be submitted before the anticipated completion date specified in the
44 documents described in subdivision (1).

45 (8) Pay reasonable attorney's fees and other reasonable expenses incurred to enforce the provisions
46 of the agreement described in subdivisions (1) through (7); collect reimbursement of project funds
47 under subsection (d); or prosecute a violation of the agreement.



(c) The budget agency shall monitor compliance with the agreement required under subsection (a).
(d) In addition to any other remedy provided by law, if the eligible recipient fails to comply with a condition of the agreement required under subsection (a); the budget agency may, under the procedures set forth in IC 4-21.5; require the entity to repay all the funds distributed to the eligible recipient under this chapter. The budget agency shall give notice of the order under IC 4-21.5-3-4. Money repaid under this section shall be deposited in the build Indiana fund.

SECTION 77. IC 4-30-17-12 IS REPEALED [EFFECTIVE JULY 1, 2019]. Sec. 12: (a) Upon compliance with this chapter, the appropriated amount for the state or local capital project shall be distributed to the eligible recipient. Subject to the review and approval required under section 10 of this chapter, the authorized amount may be distributed as a lump sum distribution in the full amount of the appropriation or in a series of progress payments. Upon receipt of documentation showing that the eligible recipient has paid or is contractually obligated to pay an expenditure for a project, the appropriation may be distributed to the eligible recipient. Before making the initial distribution of money from the build Indiana fund for a state or local capital project, at least seven (7) days notice of the following shall be given to each member of the general assembly who represents the area that will be most benefited by the state or local capital project and each regular member of the budget committee (as determined under IC 4-12-1-3) who is affiliated with the same political party and serves in the same legislative chamber as a member of the general assembly who represents the area:

(1) A copy of the project statement for the project.

(2) The approximate date that the money will be distributed.

(b) Money distributed under this section must be distributed either by:

(1) means of an electronic funds transfer (as defined in IC 4-8.1-2-7); or

(2) delivery of a warrant of the auditor of state by certified mail.

SECTION 78. IC 4-30-17-13 IS REPEALED [EFFECTIVE JULY 1, 2019]. Sec. 13: There is annually appropriated to the budget agency a sufficient amount from the build Indiana fund for the budget agency to:

(1) carry out its responsibilities under this chapter; and

(2) notwithstanding IC 5-11-4-3, pay the expense of examination and investigation of accounts related to a state or local capital project.

SECTION 79. IC 4-31-9-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:
Sec. 3. (a) At the close of each day on which a permit holder or satellite facility operator conducts pari-mutuel wagering on live racing or simulcasts at a racetrack or satellite facility, the permit holder or satellite facility operator shall pay to the department of state revenue a tax on the total amount of money wagered on that day as follows:

(1) Two percent (2%) of the total amount of money wagered on live races and simulcasts conducted at a permit holder's racetrack.

(2) Two and one-half percent (2.5%) of the total amount of money wagered on simulcasts at satellite facilities, regardless of whether those simulcasts originate from Indiana or another state.

(b) The taxes collected under subsection (a) shall be paid from the amounts withheld under section 1 of this chapter and shall be distributed as follows:

(1) The first one hundred fifty thousand dollars (\$150,000) of taxes collected during each state fiscal year shall be deposited in the veterinary school research account established by IC 4-31-12-22.

(2) The remainder of the taxes collected during each state fiscal year shall be paid into the ~~build~~ Indiana **horse racing commission operating fund (IC 4-31-10).**

(c) The tax imposed by this section is a listed tax for purposes of IC 6-8.1-1.

SECTION 80. IC 4-31-10-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:
Sec. 3. The fund consists of **the following:**



1 **(1) Taxes paid into the fund under IC 4-31-9-3(b)(2).**

2 **(2) Transfers from the Indiana horse racing commission under IC 4-35-7-12.5.**

3 **(3) Appropriations made by the general assembly.**

4 SECTION 81. IC 4-32.2-7-7, AS ADDED BY P.L.91-2006, SECTION 3, IS AMENDED TO READ
5 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. Before the last business day of January, April, July,
6 and October, the commission shall, upon approval of the budget agency, transfer the surplus revenue to
7 the treasurer of state for deposit in the ~~build Indiana lottery surplus~~ fund.

8 SECTION 82. IC 4-33-13-5, AS AMENDED BY P.L.212-2018(ss), SECTION 8, IS AMENDED TO
9 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) This subsection does not apply to tax
10 revenue remitted by an operating agent operating a riverboat in a historic hotel district. After funds are
11 appropriated under section 4 of this chapter, each month the ~~treasurer~~ **auditor** of state shall distribute the
12 tax revenue deposited in the state gaming fund under this chapter to the following:

13 (1) An amount equal to the following shall be set aside for revenue sharing under subsection ~~(c)~~: **(d)**:

14 (A) Before July 1, 2021, the first thirty-three million dollars (\$33,000,000) of tax revenues
15 collected under this chapter shall be set aside for revenue sharing under subsection ~~(c)~~: **(d)**.

16 (B) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling
17 games authorized under this article during the preceding state fiscal year is equal to or greater
18 than the total adjusted gross receipts received by licensees from gambling games authorized
19 under this article during the state fiscal year ending June 30, 2020, the first thirty-three million
20 dollars (\$33,000,000) of tax revenues collected under this chapter shall be set aside for revenue
21 sharing under subsection ~~(c)~~: **(d)**.

22 (C) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling
23 games authorized under this article during the preceding state fiscal year is less ~~then~~ **than** the
24 total adjusted gross receipts received by licensees from gambling games authorized under this
25 article during the state year ending June 30, 2020, an amount equal to the first thirty-three million
26 dollars (\$33,000,000) of tax revenues collected under this chapter multiplied by the result of:

27 (i) the total adjusted gross receipts received by licensees from gambling games authorized
28 under this article during the preceding state fiscal year; divided by

29 (ii) the total adjusted gross receipts received by licensees from gambling games authorized
30 under this article during the state fiscal year ending June 30, 2020;

31 shall be set aside for revenue sharing under subsection ~~(c)~~: **(d)**.

32 (2) Subject to subsection (c), twenty-five percent (25%) of the remaining tax revenue remitted by
33 each licensed owner shall be paid:

34 (A) to the city that is designated as the home dock of the riverboat from which the tax revenue
35 was collected, in the case of:

36 (i) a city described in IC 4-33-12-6(b)(1)(A); or

37 (ii) a city located in a county having a population of more than four hundred thousand
38 (400,000) but less than seven hundred thousand (700,000); or

39 (B) to the county that is designated as the home dock of the riverboat from which the tax revenue
40 was collected, in the case of a riverboat whose home dock is not in a city described in clause (A).

41 (3) ~~Subject to subsection (d)~~; The remainder of the tax revenue remitted by each licensed owner
42 shall be paid to the state general fund. In each state fiscal year, the ~~treasurer~~ **auditor** of state shall
43 make the transfer required by this subdivision not later than the last business day of the month in
44 which the tax revenue is remitted to the state for deposit in the state gaming fund. However, if tax
45 revenue is received by the state on the last business day in a month, the ~~treasurer~~ **auditor** of state
46 may transfer the tax revenue to the state general fund in the immediately following month.

47 (b) This subsection applies only to tax revenue remitted by an operating agent operating a riverboat



1 in a historic hotel district after June 30, 2015. After funds are appropriated under section 4 of this chapter,
2 each month the ~~treasurer~~ **auditor** of state shall distribute the tax revenue remitted by the operating agent
3 under this chapter as follows:

4 (1) Fifty-six and five-tenths percent (56.5%) shall be paid to the state general fund.

5 (2) Forty-three and five-tenths percent (43.5%) shall be paid as follows:

6 (A) Twenty-two and four-tenths percent (22.4%) shall be paid as follows:

7 (i) Fifty percent (50%) to the fiscal officer of the town of French Lick.

8 (ii) Fifty percent (50%) to the fiscal officer of the town of West Baden Springs.

9 (B) Fourteen and eight-tenths percent (14.8%) shall be paid to the county treasurer of Orange
10 County for distribution among the school corporations in the county. The governing bodies for
11 the school corporations in the county shall provide a formula for the distribution of the money
12 received under this clause among the school corporations by joint resolution adopted by the
13 governing body of each of the school corporations in the county. Money received by a school
14 corporation under this clause must be used to improve the educational attainment of students
15 enrolled in the school corporation receiving the money. Not later than the first regular meeting
16 in the school year of a governing body of a school corporation receiving a distribution under this
17 clause, the superintendent of the school corporation shall submit to the governing body a report
18 describing the purposes for which the receipts under this clause were used and the improvements
19 in educational attainment realized through the use of the money. The report is a public record.

20 (C) Thirteen and one-tenth percent (13.1%) shall be paid to the county treasurer of Orange
21 County.

22 (D) Five and three-tenths percent (5.3%) shall be distributed quarterly to the county treasurer of
23 Dubois County for appropriation by the county fiscal body after receiving a recommendation
24 from the county executive. The county fiscal body for the receiving county shall provide for the
25 distribution of the money received under this clause to one (1) or more taxing units (as defined
26 in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after
27 receiving a recommendation from the county executive.

28 (E) Five and three-tenths percent (5.3%) shall be distributed quarterly to the county treasurer of
29 Crawford County for appropriation by the county fiscal body after receiving a recommendation
30 from the county executive. The county fiscal body for the receiving county shall provide for the
31 distribution of the money received under this clause to one (1) or more taxing units (as defined
32 in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after
33 receiving a recommendation from the county executive.

34 (F) Six and thirty-five hundredths percent (6.35%) shall be paid to the fiscal officer of the town
35 of Paoli.

36 (G) Six and thirty-five hundredths percent (6.35%) shall be paid to the fiscal officer of the town
37 of Orleans.

38 (H) Twenty-six and four-tenths percent (26.4%) shall be paid to the Indiana economic
39 development corporation established by IC 5-28-3-1 for transfer as follows:

40 (i) Beginning after December 31, 2017, ten percent (10%) of the amount transferred under this
41 clause in each calendar year shall be transferred to the South Central Indiana Regional
42 Economic Development Corporation or a successor entity or partnership for economic
43 development for the purpose of recruiting new business to Orange County as well as promoting
44 the retention and expansion of existing businesses in Orange County.

45 (ii) The remainder of the amount transferred under this clause in each calendar year shall be
46 transferred to Radius Indiana or a successor regional entity or partnership for the development
47 and implementation of a regional economic development strategy to assist the residents of



1 Orange County and the counties contiguous to Orange County in improving their quality of life
2 and to help promote successful and sustainable communities.

3 To the extent possible, the Indiana economic development corporation shall provide for the
4 transfer under item (i) to be made in four (4) equal installments. However, an amount sufficient
5 to meet current obligations to retire or refinance indebtedness or leases for which tax revenues
6 under this section were pledged before January 1, 2015, by the Orange County development
7 commission shall be paid to the Orange County development commission before making
8 distributions to the South Central Indiana Regional Economic Development Corporation and
9 Radius Indiana or their successor entities or partnerships. The amount paid to the Orange County
10 development commission shall proportionally reduce the amount payable to the South Central
11 Indiana Regional Economic Development Corporation and Radius Indiana or their successor
12 entities or partnerships.

13 (c) For each city and county receiving money under subsection (a)(2), the ~~treasurer~~ **auditor** of state
14 shall determine the total amount of money paid by the ~~treasurer~~ **auditor** of state to the city or county
15 during the state fiscal year 2002. The amount determined is the base year revenue for the city or county.
16 The ~~treasurer~~ **auditor** of state shall certify the base year revenue determined under this subsection to the
17 city or county. The total amount of money distributed to a city or county under this section during a state
18 fiscal year may not exceed the entity's base year revenue. For each state fiscal year, the ~~treasurer~~ **auditor**
19 of state shall pay that part of the riverboat wagering taxes that:

- 20 (1) exceeds a particular city's or county's base year revenue; and
21 (2) would otherwise be due to the city or county under this section;

22 to the state general fund instead of to the city or county.

23 (d) Each state fiscal year the treasurer of state shall transfer from the tax revenue remitted to the state
24 general fund under subsection (a)(3) to the build Indiana fund an amount that when added to the following
25 may not exceed two hundred fifty million dollars (\$250,000,000):

- 26 (1) Surplus lottery revenues under IC 4-30-17-3;
27 (2) Surplus revenue from the charity gaming enforcement fund under IC 4-32.2-7-7;
28 (3) Tax revenue from pari-mutuel wagering under IC 4-31-9-3.

29 The treasurer of state shall make transfers on a monthly basis as needed to meet the obligations of the
30 build Indiana fund. If in any state fiscal year insufficient money is transferred to the state general fund
31 under subsection (a)(3) to comply with this subsection, the treasurer of state shall reduce the amount
32 transferred to the build Indiana fund to the amount available in the state general fund from the transfers
33 under subsection (a)(3) for the state fiscal year.

34 (e) (d) Except as provided in subsections (f) (k) and (m); (l), before August 15 of each year, the
35 ~~treasurer~~ **auditor** of state shall distribute the wagering taxes set aside for revenue sharing under
36 subsection (a)(1) to the county treasurer of each county that does not have a riverboat according to the
37 ratio that the county's population bears to the total population of the counties that do not have a riverboat.
38 Except as provided in subsection (h); (g), the county auditor shall distribute the money received by the
39 county under this subsection as follows:

- 40 (1) To each city located in the county according to the ratio the city's population bears to the total
41 population of the county.
42 (2) To each town located in the county according to the ratio the town's population bears to the total
43 population of the county.
44 (3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be
45 retained by the county.

46 (f) (e) Money received by a city, town, or county under subsection (e) (d) or (h) (g) may be used for
47 any of the following purposes:



(1) To reduce the property tax levy of the city, town, or county for a particular year (a property tax reduction under this subdivision does not reduce the maximum levy of the city, town, or county under IC 6-1.1-18.5).

(2) For deposit in a special fund or allocation fund created under IC 8-22-3.5, IC 36-7-14, IC 36-7-14.5, IC 36-7-15.1, and IC 36-7-30 to provide funding for debt repayment.

(3) To fund sewer and water projects, including storm water management projects.

(4) For police and fire pensions.

(5) To carry out any governmental purpose for which the money is appropriated by the fiscal body of the city, town, or county. Money used under this subdivision does not reduce the property tax levy of the city, town, or county for a particular year or reduce the maximum levy of the city, town, or county under IC 6-1.1-18.5.

~~(g)~~ **(f)** Before July 15 of each year, the ~~treasurer~~ **auditor** of state shall determine the total amount of money distributed to an entity under IC 4-33-12-6 or IC 4-33-12-8 during the preceding state fiscal year. If the ~~treasurer~~ **auditor** of state determines that the total amount of money distributed to an entity under IC 4-33-12-6 or IC 4-33-12-8 during the preceding state fiscal year was less than the entity's base year revenue (as determined under IC 4-33-12-9), the ~~treasurer~~ **auditor** of state shall make a supplemental distribution to the entity from taxes collected under this chapter and deposited into the state general fund. Except as provided in subsection ~~(i)~~; **(h)**, the amount of an entity's supplemental distribution is equal to:

(1) the entity's base year revenue (as determined under IC 4-33-12-9); minus

(2) the sum of:

(A) the total amount of money distributed to the entity and constructively received by the entity during the preceding state fiscal year under IC 4-33-12-6 or IC 4-33-12-8; plus

(B) the amount of any admissions taxes deducted under IC 6-3.1-20-7.

~~(h)~~ **(g)** This subsection applies only to a county containing a consolidated city. The county auditor shall distribute the money received by the county under subsection ~~(e)~~ **(d)** as follows:

(1) To each city, other than a consolidated city, located in the county according to the ratio that the city's population bears to the total population of the county.

(2) To each town located in the county according to the ratio that the town's population bears to the total population of the county.

(3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be paid in equal amounts to the consolidated city and the county.

~~(i)~~ **(h)** This subsection applies to a supplemental distribution made after June 30, 2017. The maximum amount of money that may be distributed under subsection ~~(g)~~ **(f)** in a state fiscal year is equal to the following:

(1) Before July 1, 2021, forty-eight million dollars (\$48,000,000).

(2) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year is equal to or greater than the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020, the maximum amount is forty-eight million dollars (\$48,000,000).

(3) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling games authorized under this article during the preceding state fiscal year is less than the total adjusted gross receipts received by licensees from gambling games authorized under this article during the state fiscal year ending June 30, 2020, the maximum amount is equal to the result of:

(A) forty-eight million dollars (\$48,000,000); multiplied by

(B) the result of:

(i) the total adjusted gross receipts received by licensees from gambling games authorized



1 under this article during the preceding state fiscal year; divided by
2 (ii) the total adjusted gross receipts received by licensees from gambling games authorized
3 under this article during the state fiscal year ending June 30, 2020.

4 If the total amount determined under subsection ~~(g)~~ (f) exceeds the maximum amount determined under
5 this subsection, the amount distributed to an entity under subsection ~~(g)~~ (f) must be reduced according
6 to the ratio that the amount distributed to the entity under IC 4-33-12-6 or IC 4-33-12-8 bears to the total
7 amount distributed under IC 4-33-12-6 and IC 4-33-12-8 to all entities receiving a supplemental
8 distribution.

9 ~~(j)~~ (i) This subsection applies to a supplemental distribution, if any, payable to Lake County,
10 Hammond, Gary, or East Chicago under subsections ~~(g)~~ (f) and ~~(i)~~ (h). Beginning in July 2016, the
11 ~~treasurer~~ auditor of state shall, after making any deductions from the supplemental distribution required
12 by IC 6-3.1-20-7, deduct from the remainder of the supplemental distribution otherwise payable to the
13 unit under this section the lesser of:
14 (1) the remaining amount of the supplemental distribution; or
15 (2) the difference, if any, between:
16 (A) three million five hundred thousand dollars (\$3,500,000); minus
17 (B) the amount of admissions taxes constructively received by the unit in the previous state fiscal
18 year.

19 The ~~treasurer~~ auditor of state shall distribute the amounts deducted under this subsection to the northwest
20 Indiana redevelopment authority established under IC 36-7.5-2-1 for deposit in the development authority
21 revenue fund established under IC 36-7.5-4-1.

22 ~~(k)~~ (j) Money distributed to a political subdivision under subsection (b):
23 (1) must be paid to the fiscal officer of the political subdivision and may be deposited in the political
24 subdivision's general fund or riverboat fund established under IC 36-1-8-9, or both;
25 (2) may not be used to reduce the maximum levy under IC 6-1.1-18.5 of a county, city, or town or
26 the maximum tax rate of a school corporation, but, except as provided in subsection (b)(2)(B), may
27 be used at the discretion of the political subdivision to reduce the property tax levy of the county,
28 city, or town for a particular year;
29 (3) except as provided in subsection (b)(2)(B), may be used for any legal or corporate purpose of the
30 political subdivision, including the pledge of money to bonds, leases, or other obligations under
31 IC 5-1-14-4; and
32 (4) is considered miscellaneous revenue.

33 Money distributed under subsection (b)(2)(B) must be used for the purposes specified in subsection
34 (b)(2)(B).

35 ~~(l)~~ (k) After June 30, 2020, the amount of wagering taxes that would otherwise be distributed to South
36 Bend under subsection ~~(e)~~ (d) shall be deposited as being received from all riverboats whose
37 supplemental wagering tax, as calculated under IC 4-33-12-1.5(b), is over three and five-tenths percent
38 (3.5%). The amount deposited under this subsection, in each riverboat's account, is proportionate to the
39 supplemental wagering tax received from that riverboat under IC 4-33-12-1.5 in the month of July. The
40 amount deposited under this subsection must be distributed in the same manner as the supplemental
41 wagering tax collected under IC 4-33-12-1.5. This subsection expires June 30, 2021.

42 ~~(m)~~ (l) After June 30, 2021, the amount of wagering taxes that would otherwise be distributed to South
43 Bend under subsection ~~(e)~~ (d) shall be withheld and deposited in the state general fund.

44 SECTION 83. IC 4-33-13-5.1, AS ADDED BY P.L.220-2011, SECTION 57, IS AMENDED TO
45 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5.1. Subject to:
46 (1) the appropriation requirements in IC 6-1.1; and
47 (2) any agreement entered into by a city, town, or county that commits the money for a particular



1 purpose;
2 money received at any time under ~~section 5(d) (currently;~~ section 5(e) **5(d)** or ~~5(h))~~ **5(g)** of this chapter
3 may be used ~~after May 7, 2003;~~ for any purpose authorized by section 5 of this chapter.

4 SECTION 84. IC 4-34 IS REPEALED [EFFECTIVE JULY 1, 2019]. (Indiana Technology Fund).

5 SECTION 85. IC 4-35-7-12, AS AMENDED BY P.L.28-2018, SECTION 1, IS AMENDED TO
6 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 12. (a) The Indiana horse racing commission
7 shall enforce the requirements of this section.

8 (b) **Subject to section 12.5 of this chapter,** a licensee shall before the fifteenth day of each month
9 distribute the following amounts for the support of the Indiana horse racing industry

10 (1) An amount equal to fifteen percent (15%) of the adjusted gross receipts of the slot machine
11 wagering from the previous month at each casino operated by the licensee with respect to adjusted
12 gross receipts received after June 30, 2013, and before January 1, 2014.

13 (2) The percentage of the adjusted gross receipts of the slot machine wagering from the previous
14 month at each casino operated by the licensee that is determined under section 16 or 17 of this
15 chapter with respect to adjusted gross receipts received after December 31, 2013, and before July
16 1, 2015.

17 (3) ~~Subject to section 12.5 of this chapter,~~ the percentage of the adjusted gross receipts of the
18 gambling game wagering from the previous month at each casino operated by the licensee that is
19 determined under section 16 or 17 of this chapter. ~~with respect to adjusted gross receipts received~~
20 ~~after June 30, 2015.~~

21 (c) ~~The Indiana horse racing commission may not use any of the money distributed under this section~~
22 ~~for any administrative purpose or other purpose of the Indiana horse racing commission.~~

23 (d) (c) A licensee shall distribute the money devoted to horse racing purses and to horsemen's
24 associations under this subsection as follows:

25 (1) Five-tenths percent (0.5%) shall be transferred to horsemen's associations for equine promotion
26 or welfare according to the ratios specified in subsection (g): (f).

27 (2) Two and five-tenths percent (2.5%) shall be transferred to horsemen's associations for backside
28 benevolence according to the ratios specified in subsection (g): (f).

29 (3) Ninety-seven percent (97%) shall be distributed to promote horses and horse racing as provided
30 in subsection (f): (e).

31 (e) (d) A horsemen's association shall expend the amounts distributed to the horsemen's association
32 under subsection (d)(1) (c)(1) through (d)(2) (c)(2) for a purpose promoting the equine industry or equine
33 welfare or for a benevolent purpose that the horsemen's association determines is in the best interests of
34 horse racing in Indiana for the breed represented by the horsemen's association. Expenditures under this
35 subsection are subject to the regulatory requirements of subsection (h): (g).

36 (f) (e) A licensee shall distribute the amounts described in subsection (d)(3) (c)(3) as follows:

37 (1) Forty-six percent (46%) for thoroughbred purposes as follows:

38 (A) Fifty-five percent (55%) for the following purposes:

39 (i) Ninety-seven percent (97%) for thoroughbred purses.

40 (ii) Two and four-tenths percent (2.4%) to the horsemen's association representing
41 thoroughbred owners and trainers.

42 (iii) Six-tenths percent (0.6%) to the horsemen's association representing thoroughbred owners
43 and breeders.

44 (B) Forty-five percent (45%) to the breed development fund established for thoroughbreds under
45 IC 4-31-11-10.

46 (2) Forty-six percent (46%) for standardbred purposes as follows:

47 (A) Three hundred seventy-five thousand dollars (\$375,000) to the state fair commission to be



1 used by the state fair commission to support standardbred racing and facilities at the state
2 fairgrounds.

3 (B) One hundred twenty-five thousand dollars (\$125,000) to the state fair commission to be used
4 by the state fair commission to make grants to county fairs and the department of parks and
5 recreation in Johnson County to support standardbred racing and facilities at county fair and
6 county park tracks. The state fair commission shall establish a review committee to include the
7 standardbred association board, the Indiana horse racing commission, the Indiana county fair
8 association, and a member of the board of directors of a county park established under IC 36-10
9 that provides or intends to provide facilities to support standardbred racing, to make
10 recommendations to the state fair commission on grants under this clause. A grant may be
11 provided to the Johnson County fair or department of parks and recreation under this clause only
12 if the county fair or department provides matching funds equal to one dollar (\$1) for every three
13 dollars (\$3) of grant funds provided.

14 (C) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B)
15 for the following purposes:

16 (i) Ninety-six and five-tenths percent (96.5%) for standardbred purses.

17 (ii) Three and five-tenths percent (3.5%) to the horsemen's association representing
18 standardbred owners and trainers.

19 (D) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B)
20 to the breed development fund established for standardbreds under IC 4-31-11-10.

21 (3) Eight percent (8%) for quarter horse purposes as follows:

22 (A) Seventy percent (70%) for the following purposes:

23 (i) Ninety-five percent (95%) for quarter horse purses.

24 (ii) Five percent (5%) to the horsemen's association representing quarter horse owners and
25 trainers.

26 (B) Thirty percent (30%) to the breed development fund established for quarter horses under
27 IC 4-31-11-10.

28 Expenditures under this subsection are subject to the regulatory requirements of subsection ~~(h)~~: (g).

29 ~~(g)~~ (f) Money distributed under subsection ~~(d)(1)~~ (c)(1) and ~~(d)(2)~~ (c)(2) shall be allocated as follows:

30 (1) Forty-six percent (46%) to the horsemen's association representing thoroughbred owners and
31 trainers.

32 (2) Forty-six percent (46%) to the horsemen's association representing standardbred owners and
33 trainers.

34 (3) Eight percent (8%) to the horsemen's association representing quarter horse owners and trainers.

35 ~~(h)~~ (g) Money distributed under this section may not be expended unless the expenditure is for a
36 purpose authorized in this section and is either for a purpose promoting the equine industry or equine
37 welfare or is for a benevolent purpose that is in the best interests of horse racing in Indiana or the
38 necessary expenditures for the operations of the horsemen's association required to implement and fulfill
39 the purposes of this section. The Indiana horse racing commission may review any expenditure of money
40 distributed under this section to ensure that the requirements of this section are satisfied. The Indiana
41 horse racing commission shall adopt rules concerning the review and oversight of money distributed
42 under this section and shall adopt rules concerning the enforcement of this section. The following apply
43 to a horsemen's association receiving a distribution of money under this section:

44 (1) The horsemen's association must annually file a report with the Indiana horse racing commission
45 concerning the use of the money by the horsemen's association. The report must include information
46 as required by the commission.

47 (2) The horsemen's association must register with the Indiana horse racing commission.



1 The state board of accounts shall audit the accounts, books, and records of the Indiana horse racing
2 commission, each horsemen's association, a licensee, and any association for backside benevolence
3 containing any information relating to the distribution of money under this section.

4 ~~(i)~~ **(h)** The commission shall provide the Indiana horse racing commission with the information
5 necessary to enforce this section.

6 ~~(j)~~ **(i)** The Indiana horse racing commission shall investigate any complaint that a licensee has failed
7 to comply with the horse racing purse requirements set forth in this section. If, after notice and a hearing,
8 the Indiana horse racing commission finds that a licensee has failed to comply with the purse
9 requirements set forth in this section, the Indiana horse racing commission may:

10 (1) issue a warning to the licensee;

11 (2) impose a civil penalty that may not exceed one million dollars (\$1,000,000); or

12 (3) suspend a meeting permit issued under IC 4-31-5 to conduct a pari-mutuel wagering horse racing
13 meeting in Indiana.

14 ~~(k)~~ **(j)** A civil penalty collected under this section must be deposited in the state general fund.

15 SECTION 86. IC 4-35-7-12.5, AS ADDED BY P.L.213-2015, SECTION 53, IS AMENDED TO
16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 12.5. ~~(a) This section applies to adjusted gross~~
17 ~~receipts received after June 30, 2015.~~

18 ~~(b)~~ **(a)** A licensee shall annually withhold the sum of:

19 (1) the product of:

20 ~~(1)~~ **(A)** seventy-five thousand dollars (\$75,000); multiplied by

21 ~~(2)~~ **(B)** the number of racetracks operated by the licensee; and

22 **(2) seventy-five hundredths percent (0.75%) of the adjusted gross receipts from the**
23 **previous month at each casino operated by the licensee;**

24 from the amount that must be distributed under section ~~12(b)(3)~~ **12(b)** of this chapter.

25 ~~(c)~~ **(b)** A licensee shall transfer the amount withheld under subsection ~~(b)~~ **(a)(1)** to the Indiana horse
26 racing commission for deposit in the gaming integrity fund established by IC 4-35-8.7-3. Money
27 transferred under this subsection must be used for the purposes described in IC 4-35-8.7-3(f)(1).

28 **(c) A licensee shall transfer the amount withheld under subsection (a)(2) to the Indiana horse**
29 **racing commission for deposit in the Indiana horse racing commission operating fund established**
30 **by IC 4-31-10-2.**

31 SECTION 87. IC 4-35-7-16, AS AMENDED BY P.L.255-2015, SECTION 41, IS AMENDED TO
32 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 16. (a) The amount of gambling game revenue
33 that must be distributed under section ~~12(b)(3)~~ **12(b)** of this chapter must be determined in a distribution
34 agreement entered into by negotiation committees representing all licensees and the horsemen's
35 associations having contracts with licensees that have been approved by the Indiana horse racing
36 commission.

37 (b) Each horsemen's association shall appoint a representative to a negotiation committee to negotiate
38 the distribution agreement required by subsection (a). If there is an even number of horsemen's
39 associations appointing representatives to the committee, the members appointed by each horsemen's
40 association shall jointly appoint an at-large member of the negotiation committee to represent the interests
41 of all of the horsemen's associations. The at-large member is entitled to the same rights and privileges of
42 the members appointed by the horsemen's associations.

43 (c) Each licensee shall appoint a representative to a negotiation committee to negotiate the distribution
44 agreement required by subsection (a). If there is an even number of licensees, the members appointed by
45 each licensee shall jointly appoint an at-large member of the negotiation committee to represent the
46 interests of all of the licensees. The at-large member is entitled to the same rights and privileges of the
47 members appointed by the licensees.



(d) If a majority of the members of each negotiation committee is present, the negotiation committees may negotiate and enter into a distribution agreement binding all horsemen's associations and all licensees as required by subsection (a).

(e) The initial distribution agreement entered into by the negotiation committees:

(1) must be in writing;

(2) must be submitted to the Indiana horse racing commission before October 1, 2013;

(3) must be approved by the Indiana horse racing commission before January 1, 2014; and

(4) may contain any terms determined to be necessary and appropriate by the negotiation committees, subject to subsection (f) and section 12 of this chapter.

(f) A distribution agreement must provide that at least ten percent (10%) and not more than twelve percent (12%) of a licensee's adjusted gross receipts must be distributed under section ~~12(b)(3)~~ **12(b)** of this chapter. A distribution agreement applies to adjusted gross receipts received by the licensee after December 31 of the calendar year in which the distribution agreement is approved by the Indiana horse racing commission.

(g) A distribution agreement may expire on December 31 of a particular calendar year if a subsequent distribution agreement will take effect on January 1 of the following calendar year. A subsequent distribution agreement:

(1) is subject to the approval of the Indiana horse racing commission; and

(2) must be submitted to the Indiana horse racing commission before October 1 of the calendar year preceding the calendar year in which the distribution agreement will take effect.

(h) The Indiana horse racing commission shall annually report to the budget committee on the effect of each distribution agreement on the Indiana horse racing industry before January 1 of the following calendar year.

SECTION 88. IC 4-35-7-17, AS ADDED BY P.L.210-2013, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 17. (a) Subject to subsection (b), if:

(1) a distribution agreement is not submitted to the Indiana horse racing commission before the deadlines imposed by section 16 of this chapter; or

(2) the Indiana horse racing commission is unable to approve a distribution agreement;

the Indiana horse racing commission shall determine the percentage of a licensee's adjusted gross receipts that must be distributed under section ~~12(b)(2)~~ **12(b)** of this chapter.

(b) The Indiana horse racing commission shall give the negotiation committees an opportunity to correct any deficiencies in a proposed distribution agreement before making a determination of the applicable percentage under subsection (a).

(c) The Indiana horse racing commission shall consider the factors used to evaluate a distribution agreement under section 18 of this chapter when making a determination under subsection (a).

SECTION 89. IC 4-35-8.8-2, AS AMENDED BY P.L.255-2015, SECTION 50, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. **(a)** A licensee that offers slot machine wagering at racetracks under this article shall annually pay to the commission a problem gambling fee equal to five hundred thousand dollars (\$500,000) for each racetrack at which the licensee offers slot machine wagering. The commission shall annually retain two hundred fifty thousand dollars (\$250,000) from the total amount paid under this section for the commission's own efforts at preventing and treating compulsive gambling. The commission shall transfer the remaining seven hundred fifty thousand dollars (\$750,000) received each year to the division.

(b) The amount retained by the commission under subsection (a) shall be deposited in the problem gambling program fund established by section 5 of this chapter.

SECTION 90. IC 4-35-8.8-5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. **(a) The problem gambling program fund is**



1 established. The fund shall be administered by the commission.

2 (b) The fund consists of the fees collected and retained by the commission under section 2 of this
3 chapter.

4 (c) Money in the fund may be used only for the purpose of the commission's own efforts at
5 preventing and treating compulsive gambling.

6 (d) Money in the fund is continuously appropriated for the purposes of the fund.

7 (e) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

8 SECTION 91. IC 5-10-8-1, AS AMENDED BY P.L.91-2011, SECTION 1, IS AMENDED TO READ
9 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. The following definitions apply in this chapter:

10 (1) "Employee" means:

11 (A) an elected or appointed officer or official, or a full-time employee;

12 (B) if the individual is employed by a school corporation, a full-time or part-time employee;

13 (C) for a local unit public employer, a full-time or part-time employee or a person who provides
14 personal services to the unit under contract during the contract period; or

15 (D) a senior judge appointed under IC 33-24-3-7;

16 whose services have continued without interruption at least thirty (30) days.

17 (2) "Group insurance" means any of the kinds of insurance fulfilling the definitions and requirements
18 of group insurance contained in IC 27-1.

19 (3) "INPRS" refers to the Indiana public retirement system established by IC 5-10.5-2-1.

20 ~~(3)~~ (4) "Insurance" means insurance upon or in relation to human life in all its forms, including life
21 insurance, health insurance, disability insurance, accident insurance, hospitalization insurance,
22 surgery insurance, medical insurance, and supplemental medical insurance.

23 ~~(4)~~ (5) "Local unit" includes a city, town, county, township, public library, municipal corporation
24 (as defined in IC 5-10-9-1), school corporation, or charter school.

25 ~~(5)~~ (6) "New traditional plan" means a self-insurance program established under section 7(b) of this
26 chapter to provide health care coverage.

27 ~~(6)~~ (7) "Public employer" means the state or a local unit, including any board, commission,
28 department, division, authority, institution, establishment, facility, or governmental unit under the
29 supervision of either, having a payroll in relation to persons it immediately employs, even if it is not
30 a separate taxing unit. With respect to the legislative branch of government, "public employer" or
31 "employer" refers to the following:

32 (A) The president pro tempore of the senate, with respect to former members or employees of the
33 senate.

34 (B) The speaker of the house, with respect to former members or employees of the house of
35 representatives.

36 (C) The legislative council, with respect to former employees of the legislative services agency.

37 ~~(7)~~ (8) "Public employer" does not include a state educational institution.

38 ~~(8)~~ (9) "Retired employee" means:

39 (A) in the case of a public employer that participates in the public employees' retirement fund,
40 a former employee who qualifies for a benefit under IC 5-10.3-8 or IC 5-10.2-4;

41 (B) in the case of a public employer that participates in the teachers' retirement fund under
42 IC 5-10.4, a former employee who qualifies for a benefit under IC 5-10.4-5; and

43 (C) in the case of any other public employer, a former employee who meets the requirements
44 established by the public employer for participation in a group insurance plan for retired
45 employees.

46 ~~(9)~~ (10) "Retirement date" means the date that the employee has chosen to receive retirement
47 benefits from the employees' retirement fund.



SECTION 92. IC 5-10-8-6, AS AMENDED BY P.L.217-2017, SECTION 52, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) The state police department, conservation officers of the department of natural resources, and the state excise police may establish common and unified plans of self-insurance for their employees, including retired employees, as separate entities of state government. These plans may be administered by a private agency, business firm, limited liability company, or corporation. Any modification to:

- (1) eligibility requirements;
- (2) required premiums;
- (3) change the benefits under the plan; or
- (4) any other plan provisions;

may not be made unless the modification is approved by the budget agency on or before September 1 of each year, with an annual review of the modifications by the budget committee.

(b) Except as provided in this section and IC 5-10-14, the state agencies listed in subsection (a) may not pay as the employer part of benefits for any employee or retiree an amount greater than that paid for other state employees for group insurance.

(c) This subsection applies to a health benefit plan for an individual described in subsection (a). ~~After June 30, 2011, At least one (1) time in each state fiscal year, the budget agency INPRS shall determine the average amount of contributions made under IC 5-10-8.5-15 and IC 5-10-8.5-16 to participants in a health reimbursement arrangement or other separate fund under IC 5-10-8.5 in the immediately preceding state fiscal year. In the state fiscal year beginning July 1, 2011, the amount determined under this section must exclude contributions made to persons described in IC 5-10-8.5-15(c) and IC 5-10-8.5-16(f). An amount equal to the average amount determined under this subsection multiplied by the number of participants (other than retired participants) in the plans described in subsection (a) shall be transferred to the plans described in subsection (a). The amount transferred under this subsection shall be proportionally allocated to each plan relative to the number of members in each plan. The amount allocated to a plan under this subsection shall be allocated among the participants in the plan in the same manner as other employer contributions. Funds shall be used only to reduce unfunded other post-employment benefit (OPEB) liability and not to increase benefits or reduce premiums.~~

(d) Trust funds may be established to carry out the purposes of this section. A trust fund established under this subsection is considered a trust fund for purposes of IC 4-9.1-1-7. Money may not be transferred, assigned, or otherwise removed from a trust fund established under this subsection by the state board of finance, the budget agency, or any other state agency. Money in a trust fund established under this subsection does not revert to the state general fund at the end of any state fiscal year. A trust fund established under this subsection consists of appropriations, revenues, or transfers to the trust fund under IC 4-12-1. Contributions to a trust fund established under this subsection are irrevocable. A trust fund established under this subsection must be limited to providing prefunding of annual required contributions and to cover OPEB liability for covered individuals. Funds may be used only for these purposes and not to increase benefits or reduce premiums. A trust fund established under this subsection shall be established to comply with and be administered in a manner that satisfies the Internal Revenue Code requirements concerning a trust fund for prefunding annual required contributions and for covering OPEB liability for covered individuals. All assets in a trust fund established under this subsection:

- (1) are dedicated exclusively to providing benefits to covered individuals and their beneficiaries according to the terms of the health plan; and
- (2) are exempt from levy, sale, garnishment, attachment, or other legal process.

A trust fund established under this subsection shall be administered by the agency employing the covered individuals. The expenses of administering a trust fund established under this subsection shall be paid from money in the trust fund. Notwithstanding IC 5-13, the treasurer of state shall invest the money in



1 a trust fund established under this subsection not currently needed to meet the obligations of the trust fund
2 in the same manner as money may be invested by the ~~public employees' retirement fund under~~
3 ~~IC 5-10-3-5. However, the trustee may not invest the money in the trust in equity securities.~~ **Indiana state**
4 **police pension trust under IC 10-12-2-2.** The trustee shall also comply with the prudent investor rule
5 set forth in IC 30-4-3.5. The trustee may contract with investment management professionals, investment
6 advisors, and legal counsel to assist in the investment of the trust and may pay the state expenses incurred
7 under those contracts from the trust. Interest that accrues from these investments shall be deposited in the
8 trust fund.

9 (e) On or before July 15 of each year, each state agency listed in subsection (a) shall submit to the
10 budget agency **and the INPRS** the current plan documents and any other related information for any
11 common and unified plan established under subsection (a) as well as any proposed modification to the
12 plan under subsection (a). The budget agency **and the INPRS** may request additional information from
13 a state agency listed in subsection (a) to analyze the impact of any proposed modification to the state's
14 contribution and post-employment liability under the plan. In addition, the budget agency **and the INPRS**
15 may enlist the assistance of the state personnel department and a third party, independent actuary to
16 analyze any information related to a proposed modification under this subsection and subsection (a).

17 (f) If a state agency listed in subsection (a) fails to provide any information under subsection (e) to the
18 budget agency, the budget agency may recommend to the budget committee that the state personnel
19 department manage the state agency's common and unified plans established under subsection (a) during
20 the next succeeding calendar year.

21 SECTION 93. IC 5-10-8-8.5, AS ADDED BY P.L.182-2009(ss), SECTION 68, IS AMENDED TO
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8.5. (a) The retiree health benefit trust fund
23 is established to provide funding for a retiree health benefit plan developed under IC 5-10-8.5.

24 (b) The trust fund shall be administered by the ~~budget agency.~~ **INPRS.** The expenses of administering
25 the trust fund shall be paid from money in the trust fund. The trust fund consists of cigarette tax revenues
26 deposited in the fund under IC 6-7-1-28.1(7) and other appropriations, revenues, or transfers to the trust
27 fund under IC 4-12-1.

28 (c) The ~~treasurer of state~~ **INPRS** shall invest the money in the trust fund not currently needed to meet
29 the obligations of the trust fund in the same manner as ~~other public money may be invested.~~ **and with the**
30 **same limitations described in IC 5-10.5-4-1 and IC 5-10.5-5-1.**

31 (d) The trust fund is considered a trust fund for purposes of IC 4-9.1-1-7. Money may not be
32 transferred, assigned, or otherwise removed from the trust fund by the state board of finance, the budget
33 agency, or any other state agency.

34 (e) The trust fund shall be established and administered in a manner that complies with Internal
35 Revenue Code requirements concerning health reimbursement arrangement (HRA) trusts. Contributions
36 by the state to the trust fund are irrevocable. All assets held in the trust fund must be held for the exclusive
37 benefit of participants of the retiree health benefit plan developed under IC 5-10-8.5 and their
38 beneficiaries. All assets in the trust fund:

39 (1) are dedicated exclusively to providing benefits to participants of the plan and their beneficiaries
40 according to the terms of the plan; and

41 (2) are exempt from levy, sale, garnishment, attachment, or other legal process.

42 (f) Money in the trust fund does not revert to the state general fund at the end of any state fiscal year.

43 (g) The money in the trust fund is appropriated to the ~~budget agency~~ **INPRS** for providing the retiree
44 health benefit plan developed under IC 5-10-8.5.

45 SECTION 94. IC 5-10-8.5-3 IS REPEALED [EFFECTIVE JULY 1, 2019]. ~~Sec. 3: As used in this~~
46 ~~chapter, "budget agency" refers to the budget agency established under IC 4-12-1-3.~~

47 SECTION 95. IC 5-10-8.5-6.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO



1 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 6.5. "INPRS" refers to the Indiana public**
2 **retirement system established by IC 5-10.5-2-1.**

3 SECTION 96. IC 5-10-8.5-11, AS ADDED BY P.L.44-2007, SECTION 1, IS AMENDED TO READ
4 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 11. (a) The **budget agency INPRS** shall adopt
5 provisions to establish a retirement medical benefits account as a health reimbursement arrangement or
6 as a separate fund under another applicable section of the Internal Revenue Code for the purpose of
7 funding by an employer on a pretax basis benefits for sickness, accident, hospitalization, and medical
8 expenses for a participant and the spouse and dependents of a participant after the participant's retirement.

9 (b) The **budget agency INPRS** shall administer the account and may request the assistance of the
10 department, the fund, and other state agencies. The account shall be maintained as a separate account to
11 pay benefits for sickness, accident, hospitalization, and medical expenses for retired participants and their
12 spouses and dependents.

13 (c) Notwithstanding any other provision of this chapter, the **budget agency INPRS** may not establish
14 the account or implement the health reimbursement arrangement unless the general assembly makes a
15 specific appropriation to implement the health reimbursement arrangement.

16 (d) The **budget agency INPRS** may adopt rules under ~~IC 4-22-2~~ **and regulations under IC 5-10.5-4-2**
17 that it considers appropriate or necessary to administer the account.

18 SECTION 97. IC 5-10-8.5-12, AS ADDED BY P.L.44-2007, SECTION 1, IS AMENDED TO READ
19 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 12. The **budget agency INPRS** may request from the
20 Internal Revenue Service any rulings or determination letters that the **budget agency INPRS** considers
21 necessary or appropriate in order to implement or administer the account.

22 SECTION 98. IC 5-10-8.5-13, AS ADDED BY P.L.44-2007, SECTION 1, IS AMENDED TO READ
23 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 13. (a) The **budget agency INPRS** may designate the
24 board of trustees of the fund to manage the assets in the account in the same manner and with the same
25 limitations that apply to the management of the assets in the fund.

26 (b) The assets in the account may be commingled or pooled with other public funds for investment
27 purposes.

28 (c) The account and subaccount records of individual participants and participants' information are
29 confidential, except for the name and contributions made on behalf of the participant.

30 SECTION 99. IC 5-10-8.5-14, AS ADDED BY P.L.44-2007, SECTION 1, IS AMENDED TO READ
31 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 14. (a) The account ~~consists~~ **may consist** of the
32 following:

33 (1) Contributions made by a participant's employer to the account under section 15 or 16 of this
34 chapter.

35 (2) All earnings on investments or deposits of the account.

36 (3) All contributions or payments to the account made in a manner provided by the general
37 assembly.

38 (b) The administrative costs of the account shall be paid from the earnings of the account before the
39 earnings are credited to participants' subaccounts.

40 (c) The **budget agency INPRS** shall establish a subaccount for each participant. Each participant's
41 subaccount ~~shall~~ **may** be credited with:

42 (1) the contributions made to the account on behalf of the participant under this chapter; and

43 (2) after the costs described in subsection (b) are paid, the earnings attributable to the balance of the
44 subaccount **offset by the administrative costs not covered by subsection (b).**

45 SECTION 100. IC 5-10-8.5-15, AS AMENDED BY P.L.213-2015, SECTION 59, IS AMENDED TO
46 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 15. (a) Except as provided in subsections (c),
47 (d), and (e), a participant's employer shall make contributions annually to the account on behalf of the



participant sufficient to provide the benefit described in section 17 of this chapter. For a participant meeting the eligibility rules set forth in section 17 of this chapter, the amount credited to the participant's subaccount balance shall be the sum of annual contributions and earnings for each year of service. The amount of the contribution each fiscal year must equal the following, based on the participant's age on the last day of the calendar year that is in the fiscal year in which the contribution is made:

Participant's Age in Years	Annual Contribution Amount
Less than 30	\$ 500
At least 30, but less than 40	\$ 800
At least 40, but less than 50	\$ 1,100
At least 50	\$ 1,400

(b) The ~~budget agency~~ **INPRS** shall determine by rule the date on which the contributions are credited to participants' subaccounts.

(c) A contribution under this section shall not be made after June 30, 2011, to any of the following participants:

(1) A conservation officer of the department of natural resources.

(2) An employee of the state excise police.

(3) An employee of the state police department, other than the following:

(A) An employee of the state police department who waived coverage under a common and unified plan of self-insurance under IC 5-10-8-6 before July 1, 2011.

(B) An employee of the state police department who makes an election under IC 5-10-8.5-9.5.

(C) An employee of the state police department who makes an election under IC 5-10-8.5-9.6.

(d) For individuals who are employed on June 30, 2011, the accrued annual contributions made in accordance with subsection (a) to an account described in section 14 of this chapter on behalf of the individuals for any years the individuals were employed as described in section 1(b)(1) through 1(b)(3) of this chapter shall be transferred to the respective plans described in IC 5-10-8-6(a) for those individuals and shall be used only to reduce the unfunded other post-employment benefit (OPEB) liability of those plans and not to increase benefits or reduce premiums.

(e) A contribution under this section shall not be made after June 30, 2017, to a participant who on June 30, 2017:

(1) is eligible for a normal, unreduced retirement benefit from the public employee retirement fund of which the participant is a member; and

(2) has completed:

(A) fifteen (15) years of service with the participant's employer; or

(B) ten (10) years of service as an elected or appointed officer.

(f) At least every two (2) years and in every year in which benefits are changed under this chapter, the actuary shall make a valuation of the assets and liabilities of the retiree health benefit trust fund. The valuation must include a recommended amount to actuarially fund participants' benefits described in section 17 of this chapter.

SECTION 101. IC 5-10-8.5-17, AS AMENDED BY P.L.229-2011, SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 17. (a) A retired participant is entitled to receive a benefit from the account. **The benefit amount is the balance in the participant's subaccount as determined under this chapter.**

(b) A participant who is not a retired participant is not entitled to receive a benefit from the account when the participant separates from service.

(c) Years of service that accrued to an individual during the individual's service as an employee



described in section 1(b)(1) through 1(b)(3) of this chapter may not be included in determining the individual's eligibility for the retirement medical benefits account under this chapter, regardless of whether the individual is a retired participant described in section 9 of this chapter.

SECTION 102. IC 5-10-8.5-20, AS ADDED BY P.L.44-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 20. ~~The budget committee shall annually~~ **INPRS shall submit annually to the interim study committee on pension management oversight the information necessary for it to** review the financial status of the account.

SECTION 103. IC 5-10-16-3, AS ADDED BY P.L.138-2012, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. As used in this chapter, ~~"OMB" refers to the office of management and budget established by IC 4-3-22-3.~~ **"INPRS" refers to the Indiana public retirement system established by IC 5-10.5-2-1.**

SECTION 104. IC 5-10-16-7, AS ADDED BY P.L.138-2012, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. Each state agency shall cooperate with the ~~OMB~~ **INPRS** and provide to the ~~OMB~~ **INPRS** the information necessary for the ~~OMB~~ **system** to prepare an OPEB report for state agencies. Each state agency shall provide information required under GASB Statements ~~43 74~~ and ~~45 75~~ and any other information requested by the ~~OMB or the budget committee.~~ **system.**

SECTION 105. IC 5-10.5-4-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 6. The system shall, not later than December 1 each year, submit to the budget committee the following reports concerning post-employment benefits (as defined in IC 5-10-16-5):**

(1) The report prepared by the system for state agencies under IC 5-10-16-7.

(2) Reports received from state educational institutions under IC 21-38-3-13.

SECTION 106. IC 5-10.5-6-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 6. The system shall, not later than October 1 each year, submit to the interim study committee on pension management oversight a written report that summarizes and analyzes the retirement plan information received for the immediately preceding state fiscal year under IC 5-11-20. The report must be in an electronic format under IC 5-14-6.**

SECTION 107. IC 6-1.1-3-7, AS AMENDED BY P.L.249-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) Except as provided in subsections (b) and (c), a taxpayer shall, on or before the filing date of each year, file a personal property return with:

(1) the assessor of each township in which the taxpayer's personal property is subject to assessment;

~~or~~

(2) the county assessor if there is no township assessor for a township in which the taxpayer's personal property is subject to assessment; ~~or~~

(3) after 2020, the personal property online submission portal developed and maintained by the department under section 26 of this chapter.

(b) The township assessor or county assessor may grant a taxpayer an extension of not more than thirty (30) days to file the taxpayer's return if:

(1) the taxpayer submits a written ~~or an electronic~~ application for an extension prior to the filing date; and

(2) the taxpayer is prevented from filing a timely return because of sickness, absence from the county, or any other good and sufficient reason.

(c) If a taxpayer:

(1) has personal property subject to assessment in more than one (1) township in a county; or

(2) has personal property that is subject to assessment and that is located in two (2) or more taxing



1 districts within the same township;
2 the taxpayer shall file a single return with the county assessor and attach a schedule listing, by township,
3 all the taxpayer's personal property and the property's assessed value. The taxpayer shall provide the
4 county assessor with the information necessary for the county assessor to allocate the assessed value of
5 the taxpayer's personal property among the townships listed on the return and among taxing districts,
6 including the street address, the township, and the location of the property. **The taxpayer may, in the**
7 **alternative, submit the taxpayer's personal property information and the property's assessed value**
8 **through the personal property online submission portal developed under section 26 of this chapter.**

9 (d) The county assessor shall provide to each affected township assessor (if any) in the county all
10 information filed by a taxpayer under subsection (c) that affects the township.

11 (e) The county assessor may refuse to accept a personal property tax return that does not comply with
12 subsection (c). For purposes of IC 6-1.1-37-7, a return to which subsection (c) applies is filed on the date
13 it is filed with the county assessor with the schedule required by subsection (c) attached.

14 SECTION 108. IC 6-1.1-3-26, IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
15 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 26. The department, in collaboration with**
16 **county assessors, shall develop and maintain a personal property online submission portal through**
17 **which a taxpayer is able to submit information through a single point of contact to accomplish the**
18 **following:**

19 (1) **Completing and submitting a personal property return with:**

20 (A) the assessor of each township in which the taxpayer's personal property is subject to
21 assessment; or

22 (B) the county assessor if there is no township assessor for a township in which the
23 taxpayer's personal property is subject to assessment.

24 (2) **Filing a complete disclosure of all information required by the department that is related**
25 **to the value, nature, or location of personal property:**

26 (A) that the taxpayer owned on the assessment date of that year; or

27 (B) that the taxpayer held, possessed, or controlled on the assessment date of that year.

28 (3) **Reviewing information submitted with a personal property return during previous years.**

29 (4) **Calculating the payment for any fee to be included with the tax statement that must be paid**
30 **to the department for a taxpayer to submit a personal property return.**

31 **The department shall make the portal available for taxpayer use no later than January 1, 2021.**

32 SECTION 109. IC 6-1.1-3-27 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
33 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 27. (a) The department shall adopt rules**
34 **under IC 4-22-2 to set a fee for the submission of a personal property return using the personal**
35 **property online submission portal described in section 26 of this chapter.**

36 (b) **A person filing a personal property return using the personal property online submission**
37 **portal shall pay a fee established under subsection (a) to the county auditor.**

38 (c) **All revenue collected under this section shall be transferred by the county auditor to the**
39 **treasurer of state for deposit in the personal property online submission portal fund established by**
40 **section 28 of this chapter.**

41 SECTION 110. IC 6-1.1-3-28 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
42 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 28. (a) The personal property online**
43 **submission portal fund is established for the purpose of receiving fees deposited under section 27**
44 **of this chapter. The fund shall be administered by the department of local government finance.**

45 (b) **Money in the fund may be used by the department:**

46 (1) **to cover expenses incurred in the development, maintenance, and administration of the**
47 **personal property online submission portal;**



1 **(2) for data base management expenses; and**

2 **(3) to cover any other expenses related to property tax administration.**

3 **(c) The treasurer of state shall invest the money in the fund not currently needed to meet the**
4 **obligations of the fund in the same manner as other public money may be invested.**

5 **(d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.**

6 SECTION 111. IC 6-1.1-24-2, AS AMENDED BY P.L.251-2015, SECTION 2, IS AMENDED TO
7 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) This section does not apply to vacant
8 or abandoned real property that is on the list prepared by the county auditor under section 1.5 of this
9 chapter.

10 (b) In addition to the delinquency list required under section 1 of this chapter, each county auditor shall
11 prepare a notice. The notice shall contain the following:

12 (1) A list of tracts or real property eligible for sale under this chapter.

13 (2) A statement that the tracts or real property included in the list will be sold at public auction to
14 the highest bidder, subject to the right of redemption.

15 (3) A statement that the tracts or real property will not be sold for an amount which is less than the
16 sum of:

17 (A) the delinquent taxes and special assessments on each tract or item of real property;

18 (B) the taxes and special assessments on each tract or item of real property that are due and
19 payable in the year of the sale, whether or not they are delinquent;

20 (C) all penalties due on the delinquencies;

21 (D) an amount prescribed by the county auditor that equals the sum of:

22 (i) the greater of twenty-five dollars (\$25) or postage and publication costs; and

23 (ii) any other actual costs incurred by the county that are directly attributable to the tax sale; and

24 (E) any unpaid costs due under subsection (c) from a prior tax sale.

25 (4) A statement that a person redeeming each tract or item of real property after the sale must pay:
26 (A) one hundred ten percent (110%) of the amount of the minimum bid for which the tract or item
27 of real property was offered at the time of sale if the tract or item of real property is redeemed not
28 more than six (6) months after the date of sale;

29 (B) one hundred fifteen percent (115%) of the amount of the minimum bid for which the tract or
30 item of real property was offered at the time of sale if the tract or item of real property is redeemed
31 more than six (6) months after the date of sale;

32 (C) the amount by which the purchase price exceeds the minimum bid on the tract or item of real
33 property plus five percent (5%) interest per annum, on the amount by which the purchase price
34 exceeds the minimum bid; and

35 (D) all taxes and special assessments on the tract or item of real property paid by the purchaser
36 after the tax sale plus interest at the rate of five percent (5%) per annum, on the amount of taxes
37 and special assessments paid by the purchaser on the redeemed property.

38 (5) A statement for informational purposes only, of the location of each tract or item of real property
39 by key number, if any, and street address, if any, or a common description of the property other than
40 a legal description. The township assessor, or the county assessor if there is no township assessor
41 for the township, upon written request from the county auditor, shall provide the information to be
42 in the notice required by this subsection. A misstatement in the key number or street address does
43 not invalidate an otherwise valid sale.

44 (6) A statement that the county does not warrant the accuracy of the street address or common
45 description of the property.

46 (7) A statement indicating:

47 (A) the name of the owner of each tract or item of real property with a single owner; or



(B) the name of at least one (1) of the owners of each tract or item of real property with multiple owners.

(8) A statement of the procedure to be followed for obtaining or objecting to a judgment and order of sale, that must include the following:

(A) A statement:

(i) that the county auditor and county treasurer will apply on or after a date designated in the notice for a court judgment against the tracts or real property for an amount that is not less than the amount set under subdivision (3), and for an order to sell the tracts or real property at public auction to the highest bidder, subject to the right of redemption; and

(ii) indicating the date when the period of redemption specified in IC 6-1.1-25-4 will expire.

(B) A statement that any defense to the application for judgment must be:

(i) filed with the court; and

(ii) served on the county auditor and the county treasurer;

before the date designated as the earliest date on which the application for judgment may be filed.

(C) A statement that the county auditor and the county treasurer are entitled to receive all pleadings, motions, petitions, and other filings related to the defense to the application for judgment.

(D) A statement that the court will set a date for a hearing at least seven (7) days before the advertised date and that the court will determine any defenses to the application for judgment at the hearing.

(9) A statement that the sale will be conducted at a place designated in the notice and that the sale will continue until all tracts and real property have been offered for sale.

(10) A statement that the sale will take place at the times and dates designated in the notice. Whenever the public auction is to be conducted as an electronic sale, the notice must include a statement indicating that the public auction will be conducted as an electronic sale and a description of the procedures that must be followed to participate in the electronic sale.

(11) A statement that a person redeeming each tract or item after the sale must pay the costs described in IC 6-1.1-25-2(e).

(12) If a county auditor and county treasurer have entered into an agreement under IC 6-1.1-25-4.7, a statement that the county auditor will perform the duties of the notification and title search under IC 6-1.1-25-4.5 and the notification and petition to the court for the tax deed under IC 6-1.1-25-4.6.

(13) A statement that, if the tract or item of real property is sold for an amount more than the minimum bid and the property is not redeemed, the owner of record of the tract or item of real property who is divested of ownership at the time the tax deed is issued may have a right to the tax sale surplus.

(14) If a determination has been made under subsection (e), a statement that tracts or items will be sold together.

(15) With respect to a tract or an item of real property that is subject to sale under this chapter after October 31, 2019, and before May 1, 2020, a statement declaring whether an ordinance adopted under IC 6-1.1-37-16 is in effect in the county and, if applicable, an explanation of the circumstances in which interest and penalties on the delinquent taxes and special assessments will be waived.

(c) If within sixty (60) days before the date of the tax sale the county incurs costs set under subsection (b)(3)(D) and those costs are not paid, the county auditor shall enter the amount of costs that remain unpaid upon the tax duplicate of the property for which the costs were set. The county treasurer shall mail notice of unpaid costs entered upon a tax duplicate under this subsection to the owner of the property identified in the tax duplicate.



(d) The amount of unpaid costs entered upon a tax duplicate under subsection (c) must be paid no later than the date upon which the next installment of real estate taxes for the property is due. Unpaid costs entered upon a tax duplicate under subsection (c) are a lien against the property described in the tax duplicate, and amounts remaining unpaid on the date the next installment of real estate taxes is due may be collected in the same manner that delinquent property taxes are collected.

(e) The county auditor and county treasurer may establish the condition that a tract or item will be sold and may be redeemed under this chapter only if the tract or item is sold or redeemed together with one (1) or more other tracts or items. Property may be sold together only if the tract or item is owned by the same person.

SECTION 112. IC 6-1.1-24-4, AS AMENDED BY P.L.251-2015, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) This section does not apply to vacant or abandoned real property that is on the list prepared by the county auditor under section 1.5 of this chapter.

(b) Not less than twenty-one (21) days before the earliest date on which the application for judgment and order for sale of real property eligible for sale may be made, the county auditor shall send a notice of the sale by certified mail, return receipt requested, and by first class mail to:

(1) the owner of record of real property with a single owner; or

(2) at least one (1) of the owners, as of the date of certification, of real property with multiple owners;

at the last address of the owner for the property as indicated in the transfer book records of the county auditor under IC 6-1.1-5-4 on the date that the tax sale list is certified. If both notices are returned, the county auditor shall take an additional reasonable step to notify the property owner, if the county auditor determines that an additional reasonable step to notify the property owner is practical. The county auditor shall prepare the notice in the form prescribed by the state board of accounts. The notice must set forth the key number, if any, of the real property and a street address, if any, or other common description of the property other than a legal description. The notice must include the statement set forth in section 2(b)(4) of this chapter. **With respect to a tract or an item of real property that is subject to sale under this chapter after October 31, 2019, and before May 1, 2020, the notice must include a statement declaring whether an ordinance adopted under IC 6-1.1-37-16 is in effect in the county and, if applicable, an explanation of the circumstances in which interest and penalties on the delinquent taxes and special assessments will be waived.** The county auditor must present proof of this mailing to the court along with the application for judgment and order for sale. Failure by an owner to receive or accept the notice required by this section does not affect the validity of the judgment and order. The owner of real property shall notify the county auditor of the owner's correct address. The notice required under this section is considered sufficient if the notice is mailed to the address or addresses required by this section.

(c) On or before the day of sale, the county auditor shall list, on the tax sale record required by IC 6-1.1-25-8, all properties that will be offered for sale.

SECTION 113. IC 6-1.1-24-5, AS AMENDED BY P.L.251-2015, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) When a tract or an item of real property is subject to sale under this chapter, it must be sold in compliance with this section.

(b) The sale must be held at the times and place stated in the notice of sale.

(c) A tract or an item of real property may not be sold under this chapter to collect:

(1) delinquent personal property taxes; or

(2) taxes or special assessments which are chargeable to other real property.

(d) A tract or an item of real property may not be sold under this chapter if all the delinquent taxes, penalties, and special assessments on the tract or an item of real property and the amount prescribed by



1 section 1.5 or 2(b)(3)(D) of this chapter, whichever applies, reflecting the costs incurred by the county
2 due to the sale, are paid before the time of sale.

3 (e) The county treasurer shall sell the tract or item of real property, subject to the right of redemption,
4 to the highest bidder at public auction. The right of redemption after a sale does not apply to an item of
5 real property that is on the vacant and abandoned property list prepared by the county auditor under
6 section 1.5 of this chapter. Except as provided in section 1.5 of this chapter, a tract or an item of real
7 property may not be sold for an amount which is less than the sum of:

- 8 (1) the delinquent taxes and special assessments on each tract or item of real property;
- 9 (2) the taxes and special assessments on each tract or item of real property that are due and payable
10 in the year of the sale, regardless of whether the taxes and special assessments are delinquent;
- 11 (3) all penalties which are due on the delinquencies;
- 12 (4) the amount prescribed by section 2(b)(3)(D) of this chapter reflecting the costs incurred by the
13 county due to the sale;
- 14 (5) any unpaid costs which are due under section 2(c) of this chapter from a prior tax sale; and
- 15 (6) other reasonable expenses of collection, including title search expenses, uniform commercial
16 code expenses, and reasonable attorney's fees incurred by the date of the sale.

17 **The amount of penalties due on the delinquencies under subdivision (3) must be adjusted in**
18 **accordance with IC 6-1.1-37-16, if applicable.**

19 (f) For purposes of the sale, it is not necessary for the county treasurer to first attempt to collect the real
20 property taxes or special assessments out of the personal property of the owner of the tract or real
21 property.

22 (g) The county auditor shall serve as the clerk of the sale.

23 (h) Real property certified to the county auditor under section 1.5 of this chapter must be offered for
24 sale in a different phase of the tax sale or on a different day of the tax sale than the phase or day during
25 which other real property is offered for sale.

26 (i) The public auction required under subsection (e) may be conducted by electronic means, at the
27 option of the county treasurer. The electronic sale must comply with the other statutory requirements of
28 this section. If an electronic sale is conducted under this subsection, the county treasurer shall provide
29 access to the electronic sale by providing computer terminals open to the public at a designated location.
30 A county treasurer who elects to conduct an electronic sale may receive electronic payments and establish
31 rules necessary to secure the payments in a timely fashion. The county treasurer may not add an additional
32 cost of sale charge to a parcel for the purpose of conducting the electronic sale.

33 **SECTION 114. IC 6-1.1-37-16 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO**
34 **READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 16. (a) The fiscal body of a county may,**
35 **before November 1, 2019, adopt an ordinance to have this section apply throughout the county. If**
36 **the fiscal body of a county adopts an ordinance under this subsection, the ordinance applies after**
37 **October 31, 2019, and before May 1, 2020. The fiscal body shall deliver a copy of the ordinance to**
38 **the county treasurer and the county auditor.**

39 **(b) Subject to subsection (d), the county treasurer of a county to which this section applies shall**
40 **waive all interest and penalties added before January 1, 2019, to a delinquent property tax**
41 **installment or special assessment on a tract or an item of real property if:**

- 42 **(1) all of the delinquent taxes and special assessments on the tract or item of real property**
43 **were first due and payable before January 1, 2019; and**
- 44 **(2) before May 1, 2020, the taxpayer has paid:**
 - 45 **(A) all of the delinquent taxes and special assessments described in subdivision (1); and**
 - 46 **(B) all of the taxes and special assessments that are first due and payable on the tract or item**
47 **of real property after December 31, 2018, and before May 1, 2020 (and any interest and**



1 penalties on these taxes and special assessments).

2 (c) Subject to subsection (d), the county treasurer of a county to which this section applies shall
3 waive interest and penalties as provided in subsection (b) if the conditions of subsection (b) are
4 satisfied, notwithstanding any payment arrangement entered into by the county treasurer and the
5 taxpayer under IC 6-1.1-24-1.2 or under any other law.

6 (d) This section shall not apply to interest and penalties added to delinquent property tax
7 installments or special assessments on a tract or item of real property that was purchased or sold
8 in any prior tax sale.

9 SECTION 115. IC 6-3-3-14.6 IS REPEALED [EFFECTIVE JANUARY 1, 2019 (RETROACTIVE)].

10 Sec. 14.6: (a) This section applies only to taxable years beginning after December 31, 2015:

11 (b) As used in this section, "hospital" means an acute care hospital that:

12 (1) is licensed under IC 16-21-2;

13 (2) is operated on a for-profit basis;

14 (3) is subject to the adjusted gross income tax at the rate specified in IC 6-3-2-1(b);

15 (4) provides health care; accommodations; facilities; and equipment; in connection with the services
16 of a physician; to individuals who may need medical or surgical services; and

17 (5) is not primarily providing care and treatment of patients:

18 (A) with a cardiac condition;

19 (B) with an orthopedic condition; or

20 (C) receiving a surgical procedure.

21 (c) Each taxable year, a hospital is entitled to a credit against the hospital's adjusted gross income tax
22 liability for the taxable year equal to twenty percent (20%) of the property taxes paid in Indiana on real
23 property for the taxable year on property used as a hospital.

24 (d) The credit provided by this section may not exceed the amount of the taxpayer's adjusted gross
25 income tax liability for the taxable year; reduced by the sum of all credits for the taxable year that are
26 applied before the application of the credit provided by this section. The amount of any unused credit
27 under this section for a taxable year may be carried forward to a succeeding taxable year or may be
28 claimed as a refundable tax credit.

29 SECTION 116. IC 6-3.1-4-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ
30 AS FOLLOWS [EFFECTIVE JANUARY 1, 2019 (RETROACTIVE)]: Sec. 8. (a) If a taxpayer claims
31 a credit for Indiana qualified research expenses under this chapter for a taxable year, the taxpayer
32 must report to the department whether it has:

33 (1) determined a credit for those Indiana qualified research expenses under either Section
34 41(a)(1) of the Internal Revenue Code or Section 41(c)(4) of the Internal Revenue Code for
35 that taxable year; and

36 (2) claimed the determined credit for those Indiana qualified research expenses under either
37 Section 41(a)(1) of the Internal Revenue Code or Section 41(c)(4) of the Internal Revenue Code
38 for that taxable year.

39 (b) If a taxpayer claims a credit for those qualified research expenses under this chapter for a
40 taxable year and does not claim a credit for those qualified research expenses for federal tax
41 purposes under Section 41(a)(1) of the Internal Revenue Code or Section 41(c)(4) of the Internal
42 Revenue Code in that taxable year, the taxpayer must disclose to the department any reasons for
43 not claiming the credit for those Indiana qualified research expenses for federal purposes for the
44 taxable year. The disclosure under this subsection shall be made in the manner specified by the
45 department.

46 (c) For purposes of IC 6-3-4-6 and IC 6-8.1-5-2, a change to the federal credit under Section
47 41(a)(1) of the Internal Revenue Code or Section 41(c)(4) of the Internal Revenue Code shall be



1 considered a modification.

2 (d) The department may adopt rules under IC 4-22-2, including emergency rules, governing this
3 section.

4 SECTION 117. IC 6-3.1-20-7, AS AMENDED BY P.L.204-2016, SECTION 26, IS AMENDED TO
5 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) The department shall before July 1 of
6 each year determine the following:

7 (1) The greater of:

8 (A) eight million five hundred thousand dollars (\$8,500,000); or

9 (B) the amount of credits allowed under this chapter for taxable years ending before January 1 of
10 the year.

11 (2) The quotient of:

12 (A) the amount determined under subdivision (1); divided by

13 (B) four (4).

14 (b) Except as provided in subsection (d), one-half (1/2) of the amount determined by the department
15 under subsection (a)(2) shall be:

16 (1) deducted each quarter from the riverboat admissions tax revenue otherwise payable to the county
17 under IC 4-33-12-8 and the supplemental distribution otherwise payable to the county under
18 ~~IC 4-33-13-5(g)~~; **IC 4-33-13-5(f)**; and

19 (2) paid instead to the state general fund.

20 (c) Except as provided in subsection (d), one-sixth (1/6) of the amount determined by the department
21 under subsection (a)(2) shall be:

22 (1) deducted each quarter from the riverboat admissions tax revenue otherwise payable under
23 IC 4-33-12-8 and the supplemental distribution otherwise payable under ~~IC 4-33-13-5(g)~~
24 **IC 4-33-13-5(f)** to each of the following:

25 (A) The largest city by population located in the county.

26 (B) The second largest city by population located in the county.

27 (C) The third largest city by population located in the county; and

28 (2) paid instead to the state general fund.

29 (d) If the amount determined by the department under subsection (a)(1)(B) is less than eight million
30 five hundred thousand dollars (\$8,500,000), the difference of:

31 (1) eight million five hundred thousand dollars (\$8,500,000); minus

32 (2) the amount determined by the department under subsection (a)(1)(B);

33 shall be paid in four (4) equal quarterly payments to the northwest Indiana regional development authority
34 established by IC 36-7.5-2-1 instead of the state general fund. Any amounts paid under this subsection
35 shall be used by the northwest Indiana regional development authority only to establish or improve public
36 mass rail transportation systems in Lake County.

37 SECTION 118. IC 6-3.1-30.5-13, AS AMENDED BY P.L.217-2017, SECTION 66, IS AMENDED
38 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 13. (a) The total amount of tax credits
39 awarded under this chapter may not exceed nine million five hundred thousand dollars (\$9,500,000) in
40 the state fiscal year beginning July 1, 2016, and ending June 30, 2017.

41 (b) The total amount of tax credits awarded under this chapter in a state fiscal year may not exceed the
42 following:

43 (1) Twelve million five hundred thousand dollars (\$12,500,000) for the state fiscal year beginning
44 July 1, 2017, and ending June 30, 2018.

45 (2) Fourteen million dollars (\$14,000,000) for ~~each the~~ state fiscal year beginning ~~after June 30,~~
46 ~~2018:~~ **July 1, 2018, and ending June 30, 2019.**

47 (3) **Fifteen million dollars (\$15,000,000) for the state fiscal year beginning July 1, 2019, and**



ending June 30, 2020.

(4) Sixteen million dollars (\$16,000,000) for each state fiscal year beginning after June 30, 2020.

SECTION 119. IC 6-6-5-9.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

Sec. 9.5. (a) Before the twentieth day of each month the bureau shall do the following:

(1) Determine the amount of excise taxes that would have been collected for each county for the preceding month based on the tax rate schedule that was in effect on January 1, 1995.

(2) Determine and report to the auditor of state the difference between what was actually collected for each county for that month and what would have been collected at the January 1, 1995, rates.

(b) For the months of January through November, the auditor of state shall determine a monthly uniform disbursement percentage to be applied in determining the amount of motor vehicle excise tax replacement money to be disbursed to each county. The monthly uniform disbursement percentage equals the quotient of the sum of the amounts transferred under IC 4-30-17-3.5 plus the amounts transferred under ~~subsections (f) and (g)~~ **subsection (f)** to the motor vehicle excise tax replacement account in the month of the bureau's report divided by the sum of the total differences for all counties, as determined under subsection (a) and identified in the bureau's report for that month.

(c) For December, the auditor of state shall determine an annual uniform disbursement percentage to be applied in determining the amount of motor vehicle excise tax replacement money to be disbursed to each county in December as an annual adjustment.

(d) The annual uniform disbursement percentage equals the quotient of the sum of the amounts transferred under IC 4-30-17-3.5 plus the amounts transferred under ~~subsections (f) and (g)~~ **subsection (f)** to the motor vehicle excise tax replacement account in the months of January through December divided by the sum of the total differences for all counties, as determined under subsection (a) and identified in the bureau's reports for the months of January through December.

(e) For the months of January through November, the auditor of state shall distribute to the county the amount of the difference determined under subsection (a) in the month of the bureau's report for that county, multiplied by the monthly uniform disbursement percentage for that month. For December, the auditor shall distribute to the county the total difference in the bureau's reports determined under subsection (a) in the months of January through December for that county, multiplied by the annual uniform disbursement percentage, less the amounts distributed to the county in January through November. However, the total distribution to a county in a calendar year may not exceed the total difference in the bureau's reports determined under subsection (a) in the months of January through December for that county in the year.

~~(f) The transfers under this subsection are in addition to the transfers required under IC 4-30-17-3.5 and subsection (g). Before the twenty-fifth day of each month, the auditor of state shall transfer from the state general fund to the state general fund motor vehicle excise tax replacement account sixteen thousand nine hundred seventy-four dollars (\$16,974). The transfers required under this subsection are annually appropriated from the state general fund.~~

~~(g)~~ **(f)** This subsection applies only after December 31, 1995, and applies only if insufficient money is available in the ~~build Indiana lottery surplus~~ fund to make the distributions to the state general fund motor vehicle excise tax replacement account that are required under IC 4-30-17-3.5. Before the twenty-fifth day of each month, the auditor of state shall transfer from the state general fund to the state general fund motor vehicle excise tax replacement account the difference between:

(1) the amount that IC 4-30-17-3.5 requires the auditor of state to distribute from the ~~build Indiana lottery surplus~~ fund to the state general fund motor vehicle excise tax replacement account; and

(2) the amount that is available for distribution from the ~~build Indiana lottery surplus~~ fund to the state general fund motor vehicle excise tax replacement account.



1 The transfers required under this subsection are annually appropriated from the state general fund.
2 ~~(h)~~ (g) Any money remaining in the motor vehicle excise tax replacement account after the last county
3 distribution in December shall be transferred to the ~~build Indiana~~ **lottery surplus** fund. The auditor of
4 state shall make the distribution before the end of the month the auditor receives the bureau's report.

5 ~~(i)~~ (h) The money needed for the distribution shall be withdrawn from the motor vehicle excise tax
6 replacement account. There is appropriated from the state general fund motor vehicle excise tax
7 replacement account, the amount needed to make the distributions required by this section.

8 ~~(j)~~ (i) Distributions made under this section are considered motor vehicle excise taxes for purposes of
9 allocating revenue among taxing units under this chapter.

10 SECTION 120. IC 6-7-1-29.1, AS AMENDED BY P.L.95-2016, SECTION 2, IS AMENDED TO
11 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 29.1. (a) One-sixth (1/6) of the money in the
12 cigarette tax fund is annually appropriated as follows:

13 (1) The amount to which subsection (d) applies is annually appropriated to the division of soil
14 conservation for the purpose set forth in subsection (d).

15 (2) The remainder of one-sixth (1/6) of the money in the cigarette tax fund is annually appropriated
16 as follows:

17 (A) **One million eight hundred thousand dollars (\$1,800,000) shall be transferred to the state**
18 **construction fund (IC 7.1-4-8).**

19 (B) **The remainder is appropriated** to the department of natural resources for the purposes set
20 forth in subsections (b) and (c).

21 (b) The department of natural resources shall use at least two percent (2%) but not more than
22 twenty-one percent (21%) of the money appropriated under this section for:

23 (1) flood control and water resource projects, including multiple-purpose reservoirs; and

24 (2) applied research related to technical water resource problems.

25 The department of natural resources may use the money to which this subsection applies to plan, design,
26 acquire land for, or construct the projects.

27 (c) The department of natural resources shall use at least thirty-six percent (36%) of the money
28 appropriated under this section to construct, reconstruct, rehabilitate, or repair general conservation
29 facilities or to acquire land.

30 (d) The division of soil conservation of the Indiana state department of agriculture shall use at least
31 forty-three percent (43%) of the money appropriated under this section for soil conservation.

32 SECTION 121. IC 6-8-12-1, AS AMENDED BY P.L.239-2017, SECTION 20, IS AMENDED TO
33 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. (a) As used in this chapter, "eligible entity"
34 means:

35 (1) the National Football League and its affiliates;

36 (2) the National Collegiate Athletic Association and its affiliates; ~~and~~

37 (3) the National Basketball Association and its affiliates; **and**

38 **(4) the College Football Playoff Group and its affiliates.**

39 **(b) The College Football Playoff Group described in subsection (a)(4) is comprised of the**
40 **American Athletic Conference, Atlantic Coast Conference, the Big Ten Conference, Inc., the Big**
41 **12 Conference, Inc., Conference USA, Mid-American Conference, Mountain West Conference,**
42 **Pac-12 Conference, Southeastern Conference, Sun Belt Conference, University of Notre Dame Du**
43 **Lac, and BCS Properties, LLC.**

44 SECTION 122. IC 6-8-12-2, AS AMENDED BY P.L.239-2017, SECTION 21, IS AMENDED TO
45 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. As used in this chapter, "eligible event"
46 means:

47 (1) an event known as the Super Bowl that is conducted after December 31, 2011, by an eligible



entity described in section ~~1(1)~~**1(a)(1)** of this chapter;
(2) an event known as the Men's Final Four or the Women's Final Four, including the ancillary events associated with the Men's Final Four or the Women's Final Four, that is conducted after December 31, 2011, by an eligible entity described in section ~~1(2)~~**1(a)(2)** of this chapter; **or**
(3) an event comprising NBA All-Star Weekend conducted by an eligible entity described in section ~~1(3)~~**1(a)(3)** of this chapter, including the NBA All-Star Game, All-Star Saturday Night, Rising Stars Challenge, Celebrity Game, D-League All-Star Game, and additional events as the NBA may establish; **or**
(4) an event known as the College Football Playoff National Championship, including the ancillary events associated with the College Football Playoff National Championship, that is conducted after December 31, 2021, by an eligible entity described in section 1(a)(4) of this chapter.

SECTION 123. IC 6-8.1-16.3-5, AS ADDED BY P.L.147-2018, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) As used in this section, "fund" means the department of state revenue pilot program fund established by subsection (b).

(b) The department of state revenue pilot program fund is established.

(c) The fund shall be used to assist implementation and administration of the pilot program.

(d) The fund may consist of one (1) or more of the following:

(1) Appropriations made by the general assembly.

(2) Donations made or gifts donated to the fund.

(3) Any proceeds derived from agreements or contracts made with third parties.

(e) The fund shall be administered by the department.

(f) The expenses of administering the pilot program and the fund shall be paid for by the fund.

(g) Unless otherwise provided by state or federal law, expenses associated with the pilot program shall be paid for by fund proceeds.

(h) Any money in the fund at the end of a state fiscal year does not revert to the state general fund.

(i) Money in the fund is continuously appropriated to the department of state revenue to carry out the purposes of the fund.

SECTION 124. IC 6-9-1-5, AS AMENDED BY P.L.175-2018, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) In a county having a population of more than two hundred fifty thousand (250,000) but less than two hundred seventy thousand (270,000), there shall be levied each year a tax on every person engaged in the business of renting or furnishing, for periods of less than thirty (30) days, any room or rooms, lodgings, or accommodations in any commercial hotel, motel, inn, tourist camp, or tourist cabin.

(b) Subject to subsection (c), such tax shall be at the rate of six percent (6%) on the gross income derived from lodging income only and shall be in addition to the state gross retail tax imposed on such persons by IC 6-2.5.

(c) The following apply to the tax rate imposed under this chapter:

(1) On the date set forth in section 6.2(d) of this chapter, the tax rate in subsection (b) shall be decreased by six-tenths of one percent (0.6%).

(2) On the date set forth in section 6.3(d) of this chapter, the tax rate in subsection (b) shall be decreased by four-tenths of one percent (0.4%).

(3) If both decreases to the tax rate are made under subdivisions (1) and (2), the tax rate imposed under this chapter shall be five percent (5%).

(d) The tax shall be paid quarterly to the county treasurer not more than twenty (20) days after the end of the quarter in which the tax is collected. All provisions of IC 6-2.5 relating to rights, duties, liabilities, procedures, penalties, exemptions, and definitions apply to the imposition of the tax imposed by this



1 section except as otherwise provided by this chapter, and except that the county treasurer, and not the
2 department of state revenue, is responsible for administration of the tax. All provisions of IC 6-8.1 apply
3 to the county treasurer with respect to the tax imposed by this section in the same manner that they apply
4 to the department of state revenue with respect to the other listed taxes under IC 6-8.1-1-1.

5 ~~(b)~~ (e) The tax imposed under subsection (a) does not apply to the renting or furnishing of rooms,
6 lodgings, or accommodations to a person for a period of thirty (30) days or more.

7 SECTION 125. IC 6-9-1-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:
8 Sec. 6. (a) As used in this section, "fund" refers to the convention and exhibition center fund.

9 (b) As used in this section, "primary capital improvement" means a capital improvement in the nature
10 of a convention and exhibition center for which the majority of the money deposited in the fund in
11 calendar year 1993 was used.

12 (c) **Except as provided in sections 6.2 and 6.3 of this chapter**, the tax revenues collected by the
13 county treasurer under section 5 of this chapter shall be deposited quarterly in the convention and
14 exhibition center fund.

15 (d) Money in the fund shall be expended by the board of managers to:

16 (1) finance, construct, improve, equip, operate, promote, and maintain any capital improvement in
17 the nature of a convention and exhibition center;

18 (2) renovate, equip, operate, and maintain any existing structure which may be used as a convention
19 and exhibition center;

20 (3) refund bonds issued for a purpose described in subdivisions (1) through (2), make lease
21 payments incurred, or retire bonds issued to finance, construct, improve, or equip a capital project
22 described in this section;

23 (4) promote tourism; or

24 (5) any other purpose described in this section.

25 (e) The board of managers shall expend money in the fund that is not used to operate a facility or make
26 payments under a lease agreement in the following order of priority:

27 (1) First, to preserve and enhance the physical condition and economic competitiveness of the
28 primary capital improvement, including the establishment of reasonable reserves.

29 (2) Second, for capital improvements to support, supplement, or enhance the utilization of the
30 primary capital improvement and for tourism promotion. However, the capital improvements to
31 which this subdivision applies must be managed directly or ultimately by the governing body of the
32 primary capital improvement.

33 (f) The board of managers is authorized to enter into lease arrangements with governmental or private
34 agencies for the purpose of using the facilities for convention, civic, or exhibition activities. The
35 convention and exhibition center fund may be obligated by the board of managers and used for the
36 purpose of paying any amount agreed upon in said lease agreement with governmental or private
37 agencies.

38 (g) With respect to obligations to refund or retire bonds or loans issued or make lease payments
39 incurred for a purpose described in this section, the general assembly covenants with the holders of these
40 obligations that:

41 (1) this chapter will not be repealed or amended in any manner that will adversely affect the
42 imposition or collection of the portion of the tax imposed under this chapter that is authorized to be
43 expended for an obligation; and

44 (2) this chapter will not be amended in any manner that will change the purpose for which the
45 revenues from the tax imposed under this chapter;

46 as long as the payment of any of those obligations is outstanding.

47 SECTION 126. IC 6-9-1-6.2 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ



1 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6.2. (a) As used in this section, "sports complex
2 fund" refers to the Mishawaka indoor sports complex fund.

3 (b) Beginning after June 30, 2019, and subject to subsection (d), the amount of revenue collected
4 by the county treasurer under section 5 of this chapter as a result of a one percent (1%) rate shall
5 be deposited as follows:

6 (1) Sixty percent (60%) shall be deposited quarterly in the sports complex fund.

7 (2) Forty percent (40%) shall be deposited as set forth in section 6.3 of this chapter.

8 In the event that section 6.3 of this chapter expires and the tax rate is decreased as set forth in
9 section 5(c) of this chapter, the amount of revenue deposited in the sports complex fund under
10 subdivision (1) shall not be affected and the reduction in tax revenue collected by the county
11 treasurer under section 5 of this chapter as a result of the decrease in the rate shall only be
12 allocated to reduce the quarterly deposit in the convention and exhibition center fund under section
13 6(c) of this chapter.

14 (c) Money in the sports complex fund shall be expended by the board of managers to develop and
15 operate an indoor sports complex located in the city of Mishawaka.

16 (d) This section expires and the tax rate imposed under this chapter shall be decreased as set
17 forth in section 5(c) of this chapter on the later of:

18 (1) July 1, 2024; or

19 (2) the date on which the operations of the indoor sports complex have expired.

20 SECTION 127. IC 6-9-1-6.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ
21 AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6.3. (a) As used in this section, "zoo fund" refers
22 to the Potawatomi Zoo fund.

23 (b) Beginning after June 30, 2019, and subject to subsection (d), the amount of revenue collected
24 by the county treasurer under section 5 of this chapter as a result of a one percent (1%) rate shall
25 be deposited as follows:

26 (1) Forty percent (40%) shall be deposited quarterly in the zoo fund.

27 (2) Sixty percent (60%) shall be deposited as set forth in section 6.2 of this chapter.

28 In the event that section 6.2 of this chapter expires and the tax rate is decreased as set forth in
29 section 5(c) of this chapter, the amount of revenue deposited in the zoo fund under subdivision (1)
30 shall not be affected and the reduction in tax revenue collected by the county treasurer under
31 section 5 of this chapter as a result of the decrease in the rate shall only be allocated to reduce the
32 quarterly deposit in the convention and exhibition center fund under section 6(c) of this chapter.

33 (c) Money in the zoo fund shall be expended by the board of managers to:

34 (1) finance projects for the Potawatomi Zoo located in the city of South Bend that are included
35 in the Potawatomi Zoo's capital improvement master plan as in effect on July 1, 2019; and

36 (2) refund bonds issued or pay other obligations incurred for a purpose described in
37 subdivision (1), make lease payments incurred, or retire bonds issued to finance projects for
38 the Potawatomi Zoo located in the city of South Bend as described in subdivision (1).

39 (d) This section expires and the tax rate imposed under this chapter shall be decreased as set
40 forth in section 5(c) of this chapter on the later of:

41 (1) July 1, 2024; or

42 (2) the date on which any bonds, leases, or debt obligations that are financed with tax revenue
43 in the zoo fund have expired or been paid.

44 SECTION 128. IC 7.1-4-8-1, AS AMENDED BY P.L.213-2015, SECTION 95, IS AMENDED TO
45 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. The department shall:

46 (1) deposit daily with the treasurer of state:

47 (A) three and three-fourths cents (3 3/4¢) of the beer excise tax rate collected on each gallon of



1 beer or flavored malt beverage;
2 (B) one dollar and seventeen cents (\$1.17) of the liquor excise tax rate collected on each gallon
3 of liquor; and
4 (C) sixteen cents (16¢) of the wine excise tax rate collected on each gallon of wine; and
5 (2) not later than the fifth day of the following month, transfer the deposits under subdivision (1) into
6 the ~~postwar~~ **state** construction fund.
7 SECTION 129. IC 7.1-4-8-2, AS AMENDED BY P.L.234-2007, SECTION 274, IS AMENDED TO
8 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. The monies deposited in the ~~postwar~~ **state**
9 construction fund shall be used for ~~construction~~ by the state for the ~~use of~~:
10 (1) ~~penal, benevolent, charitable and educational institutions of the state;~~
11 (2) ~~public safety projects of the state; and~~
12 (3) ~~municipal water and sewer infrastructure improvements necessary or useful for an institution or~~
13 ~~project described in subdivision (1) or (2);~~
14 **construction, reconstruction, rehabilitation, repair, purchase, rental, and sale of state properties**
15 **and institutions (excluding state educational institutions, as defined in IC 21-7-13-32).**
16 SECTION 130. IC 8-14-1-3, AS AMENDED BY P.L.185-2018, SECTION 21, IS AMENDED TO
17 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. The money collected for the motor vehicle
18 highway account fund and remaining after refunds and the payment of all expenses incurred in the
19 collection thereof; ~~of the money and after the deduction of the amount appropriated to the department~~
20 ~~for traffic safety, transferring three hundred twenty-five thousand dollars (\$325,000) each month~~
21 ~~to the motor carrier regulation fund (IC 8-2.1-23), shall be allocated to and distributed among the~~
22 ~~department and subdivisions designated as follows:~~
23 (1) Of the net amount in the motor vehicle highway account the auditor of state shall set aside for
24 the cities and towns of the state twelve and thirteen hundredths percent (12.13%). This sum shall
25 be allocated to the cities and towns upon the basis that the population of each city and town bears
26 to the total population of all the cities and towns and shall be used for the construction or
27 reconstruction and maintenance of streets and alleys and shall be annually budgeted as now provided
28 by law. However, no part of such sum shall be used for any other purpose than for the purposes
29 defined in this chapter. If any funds allocated to any city or town shall be used by any officer or
30 officers of such city or town for any purpose or purposes other than for the purposes as defined in
31 this chapter, such officer or officers shall be liable upon their official bonds to such city or town in
32 such amount so used for other purposes than for the purposes as defined in this chapter, together
33 with the costs of said action and reasonable attorney fees, recoverable in an action or suit instituted
34 in the name of the state of Indiana on the relation of any taxpayer or taxpayers resident of such city
35 or town. A monthly distribution thereof of funds accumulated during the preceding month shall be
36 made by the auditor of state.
37 (2) Of the net amount in the motor vehicle highway account, the auditor of state shall set aside for
38 the counties of the state twenty-five and eighty-seven hundredths percent (25.87%). However, as to
39 the allocation to cities and towns under subdivision (1) and as to the allocation to counties under this
40 subdivision, in the event that the amount in the motor vehicle highway account fund remaining after
41 refunds and after the payment of all expenses incurred in the collection thereof is less than
42 twenty-two million six hundred fifty thousand dollars (\$22,650,000) in any fiscal year, then the
43 amount so set aside in the next calendar year for distributions to counties shall be reduced fifty-four
44 percent (54%) of such deficit and the amount so set aside for distribution in the next calendar year
45 to cities and towns shall be reduced thirteen percent (13%) of such deficit. Such reduced
46 distributions shall begin with the distribution January 1 of each year.
47 (3) The amount set aside for the counties of the state under the provisions of subdivision (2) shall



1 be allocated monthly upon the following basis:

2 (A) Five percent (5%) of the amount allocated to the counties to be divided equally among the
3 ninety-two (92) counties.

4 (B) Sixty-five percent (65%) of the amount allocated to the counties to be divided on the basis of
5 the ratio of the actual miles, now traveled and in use, of county roads in each county to the total
6 mileage of county roads in the state, which shall be annually determined, accurately, by the
7 department and submitted to the auditor of state before April 1 of each year.

8 (C) Thirty percent (30%) of the amount allocated to the counties to be divided on the basis of the
9 ratio of the motor vehicle registrations of each county to the total motor vehicle registration of the
10 state. **The bureau of motor vehicles shall annually determine the amount under this clause
11 and submit its determination to the auditor of state before April 1 each year.**

12 All money so distributed to the several counties of the state shall constitute a special road fund for
13 each of the respective counties and shall be under the exclusive supervision and direction of the
14 board of county commissioners in the construction, reconstruction, maintenance, or repair of the
15 county highways or bridges on such county highways within such county.

16 (4) Each month the remainder of the net amount in the motor vehicle highway account shall be
17 credited to the state highway fund for the use of the department.

18 (5) Money in the fund may not be used for any toll road or toll bridge project.

19 (6) Notwithstanding any other provisions of this section, money in the motor vehicle highway
20 account fund may be appropriated to the Indiana department of transportation from the amounts
21 distributed to the political subdivisions of the state to pay the costs incurred by the department in
22 providing services to those subdivisions.

23 (7) Notwithstanding any other provisions of this section or of IC 8-14-8, for the purpose of
24 maintaining a sufficient working balance in accounts established primarily to facilitate the matching
25 of federal and local money for highway projects, money may be appropriated to the Indiana
26 department of transportation as follows:

27 (A) One-half (1/2) from the amounts set aside under subdivisions (1) and (2) for counties and for
28 those cities and towns with a population greater than five thousand (5,000).

29 (B) One-half (1/2) from the distressed road fund under IC 8-14-8.

30 SECTION 131. IC 8-14-14-7, AS AMENDED BY P.L.203-2007, SECTION 3, IS AMENDED TO
31 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) In addition to any distributions
32 required by section 6 of this chapter, money in the fund may be used for any of the following purposes:

33 (1) Except as provided in subsection (b), the payment of any obligation incurred or amounts owed
34 by the authority, the department, or an operator under IC 8-15-2, IC 8-15-3, IC 8-15.5, or IC 8-15.7
35 in connection with the execution and performance of a public-private agreement under IC 8-15.5 or
36 IC 8-15.7, including establishing reserves.

37 (2) Lease payments to the authority, if money for those payments is specifically appropriated by the
38 general assembly.

39 (3) Distributions to the treasurer of state for deposit in the state highway fund, for the funding of any
40 project in the department's transportation plan.

41 (b) Money in the fund may not be used for the payment of an obligation incurred or amounts owed by
42 the authority, the department, or an operator under IC 8-15.7 in connection with a public-private
43 agreement under IC 8-15.7 concerning a passenger or freight railroad system as described in
44 IC 8-15.7-2-14(a)(4).

45 (c) **The treasurer of state shall deposit in the toll road lease amendment proceeds fund
46 established by IC 8-14-14.2-1 all proceeds, including interest earned on these proceeds, received
47 under the First Amendment to the Amended and Restated Indiana Toll Road Concession and Lease**



1 Agreement entered on September 21, 2018.

2 SECTION 132. IC 8-14-14.2 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO
3 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

4 Chapter 14.2. Toll Road Lease Amendment Proceeds Fund

5 Sec. 1. (a) The toll road lease amendment proceeds fund is established.

6 (b) The fund consists of the following:

7 (1) Distributions to the fund from the major moves construction fund under IC 8-14-14-7(c).

8 (2) Appropriations to the fund.

9 (3) Gifts, grants, loans, bond proceeds, and other money received for deposit in the fund.

10 (4) Interest, premiums, or other earnings on the fund.

11 (c) Money in the fund may be used only for the construction, reconstruction, improvement,
12 maintenance, and repair, including design and right-of-way acquisition, of state highways within
13 the following counties:

14 (1) Elkhart.

15 (2) LaGrange.

16 (3) Lake.

17 (4) LaPorte.

18 (5) Porter.

19 (6) Steuben.

20 (7) St. Joseph.

21 (d) The department of transportation shall administer the fund.

22 (e) Notwithstanding IC 5-13, the treasurer of state shall invest the money in the fund not
23 currently needed to meet the obligations of the fund in the same manner as money may be invested
24 by the Indiana public retirement system under IC 5-10.3-5. However, the treasurer of state may not
25 invest the money in the fund in equity securities. The treasurer of state may contract with
26 investment management professionals, investment advisors, and legal counsel to assist in the
27 investment of the fund and may pay the state expenses incurred under those contracts from the
28 fund. Interest that accrues from these investments shall be deposited in the fund.

29 (f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

30 SECTION 133. IC 8-14-14.3 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO
31 READ AS FOLLOWS [EFFECTIVE SEPTEMBER 1, 2018 (RETROACTIVE)]:

32 Chapter 14.3. Next Level Connections Fund

33 Sec. 1. As used in this chapter, "fund" refers to the next level connections fund established by
34 this chapter.

35 Sec. 2. (a) The next level connections fund is established to:

36 (1) pay for transportation projects that were identified by the department of transportation
37 in Refined Scenario 3 presented to the Funding Indiana's Roads for a Stronger Safer
38 Tomorrow Task Force on July 21, 2016, as "finish what we've started" projects; and

39 (2) provide matching grants to local units of government for trails. However, the funding for
40 trails may not exceed ninety million dollars (\$90,000,000).

41 (b) The fund consists of the following:

42 (1) Transfers to the fund of other money appropriated to the department of transportation
43 that are approved by the budget agency.

44 (2) Appropriations to the fund.

45 (3) Gifts, grants, loans, bond proceeds, and other money received for deposit in the fund.

46 (4) Interest, premiums, or other earnings on the fund.

47 (c) The department of transportation shall administer the fund.



1 (d) Money in the fund at the end of a state fiscal year does not revert to the state general fund.
2 Sec. 3. The department may collaborate with other state agencies, including transferring funds
3 to other agencies, with the approval of the budget director, in accomplishing the purposes identified
4 under section 2 of this chapter.

5 Sec. 4. This chapter expires June 30, 2024.

6 SECTION 134. IC 9-13-2-173.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 173.1. "State construction fund" refers to
8 the state construction fund described in IC 7.1-4-8-1.

9 SECTION 135. IC 9-13-2-173.5 IS REPEALED [EFFECTIVE JULY 1, 2019]. Sec. 173.5. "State
10 police building account" refers to the state police building account established by IC 9-14-14-4.

11 SECTION 136. IC 9-14-14-4 IS REPEALED [EFFECTIVE JULY 1, 2019]. Sec. 4. (a) The state police
12 building account is established. The account consists of amounts deposited in the account under this title,
13 including amounts deposited under IC 9-29-14 (before its repeal). The state police department shall
14 administer the account.

15 (b) Money in the account:

16 (1) does not revert to the state general fund or the motor vehicle highway account under IC 8-14-1,
17 except as provided under subsection (c); and

18 (2) shall be expended for the following:

19 (A) The construction, maintenance, leasing, and equipping of state police facilities.

20 (B) Other projects provided for by law.

21 (c) At the end of each state fiscal year, the auditor of state shall transfer to the state general fund the
22 balance in the state police building account that is in excess of appropriations made for the construction,
23 maintenance, leasing, or equipping of state police facilities and other projects provided for by law.

24 (d) Transfers under subsection (c) shall be made until one million five hundred thousand dollars
25 (\$1,500,000) has been transferred to the state general fund.

26 SECTION 137. IC 9-17-2-14.7, AS AMENDED BY P.L.256-2017, SECTION 103, IS AMENDED
27 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 14.7. (a) This section does not apply to a
28 mobile home or a manufactured home.

29 (b) Except as provided in subsection (c), a person must apply for a certificate of title for a vehicle
30 within forty-five (45) days after the date on which the person acquires the vehicle.

31 (c) A person that acquires a vehicle through a transfer on death conveyance under IC 9-17-3-9 must
32 apply for a certificate of title for the vehicle within sixty (60) days after the date on which the person
33 acquires the vehicle.

34 (d) A person that owns a vehicle and becomes an Indiana resident must apply for a certificate of title
35 for the vehicle within sixty (60) days after the date on which the person becomes an Indiana resident.

36 (e) A person that violates this section with respect to a certificate of title for a vehicle other than a
37 watercraft shall pay to the bureau an administrative penalty as follows:

38 (1) For a violation that occurs before January 1, 2017, an administrative penalty of twenty-one
39 dollars and fifty cents (\$21.50). The administrative penalty shall be distributed as follows:

40 (A) Twenty-five cents (\$0.25) to the crossroads 2000 fund.

41 (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.

42 (C) Three dollars (\$3) to the highway, road and street fund.

43 (D) Five dollars (\$5) to the motor vehicle highway account.

44 (E) One dollar and fifty cents (\$1.50) to the integrated public safety communications fund.

45 (F) Eleven dollars and twenty-five cents (\$11.25) to the commission fund.

46 (2) For a violation that occurs after December 31, 2016, an administrative penalty of thirty dollars
47 (\$30). The administrative penalty shall be distributed as follows:



1 (A) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
 2 (B) Twenty-eight dollars and seventy-five cents (\$28.75) to the commission fund.
 3 (f) A person that violates this section with respect to a certificate of title for a watercraft shall pay to
 4 the bureau an administrative penalty as follows:
 5 (1) For a violation that occurs before January 1, 2017, an administrative penalty of twenty dollars
 6 (\$20). The administrative penalty shall be distributed as follows:
 7 (A) Three dollars (\$3) to the crossroads 2000 fund.
 8 (B) Eight dollars (\$8) to the department of natural resources.
 9 (C) Nine dollars (\$9) to the commission fund.
 10 (2) For a violation that occurs after December 31, 2016, an administrative penalty of thirty dollars
 11 (\$30). The administrative penalty shall be distributed as follows:
 12 (A) Twenty-five cents (\$0.25) to the state ~~police building account~~. **construction fund.**
 13 (B) Two dollars and fifty cents (\$2.50) to the commission fund.
 14 (C) Twenty-seven dollars and twenty-five cents (\$27.25) to the department of natural resources.
 15 SECTION 138. IC 9-18.1-5-2, AS AMENDED BY P.L.256-2017, SECTION 111, IS AMENDED TO
 16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) The bureau shall classify the following
 17 as a passenger motor vehicle, regardless of the vehicle's gross vehicle weight rating:
 18 (1) A low speed vehicle.
 19 (2) A hearse.
 20 (3) A motor vehicle that is funeral equipment and used in the operation of funeral services (as
 21 defined in IC 25-15-2-17).
 22 (4) A medical services vehicle.
 23 (b) The fee to register a passenger motor vehicle is twenty-one dollars and thirty-five cents (\$21.35).
 24 The fee shall be distributed as follows:
 25 (1) Twenty-five cents (\$0.25) to the state ~~police building account~~. **construction fund.**
 26 (2) Thirty cents (\$0.30) to the spinal cord and brain injury fund.
 27 (3) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 28 (4) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
 29 (5) Three dollars (\$3) to the crossroads 2000 fund.
 30 (6) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
 31 (7) Three dollars and ten cents (\$3.10) to the commission fund.
 32 (8) Any remaining amount to the motor vehicle highway account.
 33 SECTION 139. IC 9-18.1-5-3, AS AMENDED BY P.L.256-2017, SECTION 112, IS AMENDED TO
 34 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. The fee to register a motorcycle or motor
 35 driven cycle is twenty-six dollars and thirty-five cents (\$26.35). The fee shall be distributed as follows:
 36 (1) Twenty-five cents (\$0.25) to the state ~~police building account~~. **construction fund.**
 37 (2) Thirty cents (\$0.30) to the spinal cord and brain injury fund.
 38 (3) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 39 (4) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
 40 (5) Four dollars (\$4) to the crossroads 2000 fund.
 41 (6) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
 42 (7) Three dollars and ten cents (\$3.10) to the commission fund.
 43 (8) Seven dollars (\$7) to the motorcycle operator safety education fund.
 44 (9) Any remaining amount to the motor vehicle highway account.
 45 SECTION 140. IC 9-18.1-5-4, AS AMENDED BY P.L.185-2018, SECTION 33, IS AMENDED TO
 46 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) The fee to register a not-for-hire bus is
 47 sixteen dollars and thirty-five cents (\$16.35).



(b) Except as provided in subsection (c), a fee imposed and collected under subsection (a) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Four dollars (\$4) to the crossroads 2000 fund.
- (5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- (6) Three dollars and ten cents (\$3.10) to the commission fund.
- (7) Any remaining amount to the motor vehicle highway account.

(c) A fee described in subsection (a) that is collected under the International Registration Plan shall be distributed as set forth in section 10.5 of this chapter.

SECTION 141. IC 9-18.1-5-6, AS AMENDED BY P.L.256-2017, SECTION 115, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. The fee to register a recreational vehicle is twenty-nine dollars and thirty-five cents (\$29.35). The fee shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Four dollars (\$4) to the crossroads 2000 fund.
- (5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- (6) Three dollars and ten cents (\$3.10) to the commission fund.
- (7) Any remaining amount to the motor vehicle highway account.

SECTION 142. IC 9-18.1-5-7, AS AMENDED BY P.L.256-2017, SECTION 116, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. The fee to register special machinery is sixteen dollars and thirty-five cents (\$16.35). The fee shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Four dollars (\$4) to the crossroads 2000 fund.
- (5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- (6) Three dollars and ten cents (\$3.10) to the commission fund.
- (7) Any remaining amount to the motor vehicle highway account.

SECTION 143. IC 9-18.1-5-8, AS AMENDED BY P.L.218-2017, SECTION 84, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. (a) Except as provided in section 11 of this chapter, the fee to register a trailer is as follows:

Declared Gross	Weight (Pounds)	Fee (\$)
Greater than	Equal to	
	or less than	
0	3,000	\$ 16.35
3,000	9,000	25.35
9,000	12,000	72
12,000	16,000	108
16,000	22,000	168
22,000		228

(b) A fee described in subsection (a) that is collected under the International Registration Plan shall be distributed as set forth in section 10.5 of this chapter.

(c) A fee described in subsection (a) that is not required to be distributed under subsection (b) shall be distributed as follows:



- (1) Twenty-five cents (\$0.25) to the state ~~police building account~~ **construction fund**.
- (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (4) Four dollars (\$4) to the crossroads 2000 fund.
- (5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- (6) Three dollars and ten cents (\$3.10) to the commission fund.
- (7) Any remaining amount to the motor vehicle highway account.

SECTION 144. IC 9-18.1-5-9, AS AMENDED BY P.L.218-2017, SECTION 85, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 9. (a) Except as provided in section 11 of this chapter, the fee to register a truck, a tractor used with a semitrailer, or a for-hire bus is determined as follows:

Declared Gross	Weight (Pounds)	Fee (\$)
Greater than	Equal to	
	or less than	
0	11,000	\$ 30.35
11,000	16,000	144
16,000	26,000	180
26,000	36,000	372
36,000	48,000	624
48,000	66,000	900
66,000	78,000	1,200
78,000		1,692

(b) A fee described in subsection (a) that is collected under the International Registration Plan shall be distributed as set forth in section 10.5 of this chapter.

(c) A fee described in subsection (a) that is not required to be distributed under subsection (b) shall be distributed as follows:

- (1) Twenty-five cents (\$0.25) to the state ~~police building account~~ **construction fund**.
- (2) For a truck with a declared gross weight of eleven thousand (11,000) pounds or less, thirty cents (\$0.30) to the spinal cord and brain injury fund.
- (3) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (4) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- (5) Four dollars (\$4) to the crossroads 2000 fund.
- (6) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- (7) Three dollars and ten cents (\$3.10) to the commission fund.
- (8) Any remaining amount to the motor vehicle highway account.

(d) A trailer that is towed by a truck must be registered separately, and the appropriate fee must be paid under this chapter.

SECTION 145. IC 9-18.1-5-10, AS AMENDED BY P.L.218-2017, SECTION 86, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10. (a) The following vehicles shall be registered as semitrailers:

- (1) A semitrailer converted to a full trailer through the use of a converter dolly.
- (2) A trailer drawn behind a semitrailer.
- (3) A trailer drawn by a vehicle registered under the International Registration Plan.

(b) The fee for a permanent registration of a semitrailer is eighty-two dollars (\$82).

(c) A fee described in subsection (b) that is collected for a registration issued through an Indiana based International Registration Plan account shall be distributed as set forth in section 10.5 of this chapter.

(d) The fee described in subsection (b) that is not required to be distributed under subsection (c) shall



1 be distributed as follows:

2 (1) Twenty-five cents (\$0.25) to the state ~~police building account.~~ **construction fund.**

3 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.

4 (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.

5 (4) Twelve dollars (\$12) to the crossroads 2000 fund.

6 (5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

7 (6) Three dollars and ten cents (\$3.10) to the commission fund.

8 (7) Any remaining amount to the motor vehicle highway account.

9 (e) A permanent registration under subsection (b) must be renewed on an annual basis to pay all
10 applicable excise taxes. There is no fee to renew a permanent registration under subsection (b).

11 (f) A permanent registration under subsection (b) may be transferred under IC 9-18.1-11.

12 (g) A semitrailer that is registered under IC 9-18-10-2(a)(2) (before its expiration) remains valid until
13 its expiration and is not subject to renewal under subsection (e). This subsection expires July 1, 2020.

14 SECTION 146. IC 9-18.1-5-10.5, AS AMENDED BY P.L.185-2018, SECTION 34, IS AMENDED
15 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10.5. (a) This section applies after June
16 30, 2017.

17 (b) This section applies only to fees that are collected under the International Registration Plan or
18 through an Indiana based International Registration Plan account.

19 (c) The fees collected as described in subsection (b) during each state fiscal year shall be distributed
20 as follows:

21 (1) The first one hundred twenty-five thousand dollars (\$125,000) to the state ~~police building~~
22 ~~account.~~ **construction fund.**

23 (2) Any remaining amounts to the motor vehicle highway account.

24 SECTION 147. IC 9-18.1-6-4, AS AMENDED BY P.L.185-2018, SECTION 35, IS AMENDED TO
25 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) Except as provided in subsection (e), the
26 fee to register a recovery vehicle with a gross vehicle weight rating greater than sixteen thousand (16,000)
27 pounds is five hundred four dollars (\$504).

28 (b) Except as provided in subsection (e), the fee to register a recovery vehicle with a gross vehicle
29 weight rating equal to or less than sixteen thousand (16,000) pounds is seventy-two dollars (\$72).

30 (c) Except as provided in subsection (d), a fee imposed and collected under subsection (a) or (b) shall
31 be distributed as follows:

32 (1) Twenty-five cents (\$0.25) to the state ~~police building account.~~ **construction fund.**

33 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.

34 (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.

35 (4) Four dollars (\$4) to the crossroads 2000 fund.

36 (5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

37 (6) Three dollars and ten cents (\$3.10) to the commission fund.

38 (7) Any remaining amount to the motor vehicle highway account.

39 (d) A fee described in subsection (a) that is collected under the International Registration Plan shall
40 be distributed as set forth in IC 9-18.1-5-10.5.

41 (e) The fee to register a recovery vehicle for a period other than twelve (12) months is the amount
42 determined under the following formula:

43 STEP ONE: Determine the number of months remaining until the vehicle's next registration date
44 under IC 9-18.1-11. A partial month shall be rounded to one (1) month.

45 STEP TWO: Multiply the STEP ONE result by one-twelfth (1/12).

46 STEP THREE: Multiply the STEP TWO product by the applicable registration fee under subsection
47 (a) or (b) for the vehicle.



1 A fee imposed and collected under this subsection that is not collected under the International
2 Registration Plan shall be distributed under subsection (c). A fee imposed and collected under this
3 subsection that is collected under the International Registration Plan shall be distributed under subsection
4 (d).

5 SECTION 148. IC 9-18.1-7-5, AS AMENDED BY P.L.256-2017, SECTION 118, IS AMENDED TO
6 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. A fee to register a farm vehicle under
7 section 3 or 4 of this chapter shall be distributed as follows:

- 8 (1) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.
- 9 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 10 (3) Two dollars (\$2) to the crossroads 2000 fund.
- 11 (4) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- 12 (5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- 13 (6) Three dollars and ten cents (\$3.10) to the commission fund.
- 14 (7) Any remaining amount to the motor vehicle highway account.

15 SECTION 149. IC 9-18.1-7-6, AS AMENDED BY P.L.256-2017, SECTION 119, IS AMENDED TO
16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) The fee for permanent registration of a
17 farm vehicle that is a semitrailer is forty-one dollars (\$41). The fee shall be distributed as follows:

- 18 (1) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.
- 19 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- 20 (3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.
- 21 (4) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- 22 (5) Three dollars and ten cents (\$3.10) to the commission fund.
- 23 (6) Six dollars (\$6) to the crossroads 2000 fund.
- 24 (7) Any remaining amount to the motor vehicle highway account.

25 (b) A permanent registration under subsection (a) must be renewed on an annual basis to pay all
26 applicable excise tax. There is no fee to renew a permanent registration under subsection (a).

27 SECTION 150. IC 9-18.1-7-8, AS AMENDED BY P.L.256-2017, SECTION 120, IS AMENDED TO
28 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. (a) If a person has registered a vehicle as
29 a farm vehicle and the person:

- 30 (1) desires to register the vehicle as a vehicle other than a farm vehicle; or
- 31 (2) operates the vehicle in the conduct of a commercial enterprise;

32 the person shall apply to the bureau to change the registration from registration as a farm vehicle to the
33 applicable registration for the vehicle under IC 9-18.1-5.

34 (b) The bureau shall issue to a person described in subsection (a) an amended certificate of registration
35 and the appropriate license plate after the person pays the following:

- 36 (1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:
 - 37 (A) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.
 - 38 (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 - 39 (C) One dollar (\$1) to the crossroads 2000 fund.
 - 40 (D) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
 - 41 (E) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
 - 42 (F) Five dollars (\$5) to the commission fund.
- 43 (2) Any additional excise taxes owed under IC 6-6 on the vehicle to which the registration is
44 transferred.
- 45 (3) If the vehicle was registered as a farm semitrailer, a fee of forty-one dollars (\$41). The fee shall
46 be distributed to the motor vehicle highway account.
- 47 (4) If the vehicle was registered as a farm vehicle other than a farm semitrailer, the amount



determined under the following formula:

STEP ONE: Determine the number of months between:

(i) the date on which the farm vehicle is registered as a vehicle other than a farm vehicle or is operated in the conduct of a commercial enterprise; and

(ii) the next registration date under IC 9-18.1-11 of the farm vehicle.

A partial month shall be rounded to one (1) month.

STEP TWO: Multiply the STEP ONE result by one-twelfth (1/12).

STEP THREE: Determine the product of:

(i) the STEP TWO result; multiplied by

(ii) the applicable fee under IC 9-18.1-5 for the classification to which the vehicle's registration is changed.

The amount determined under this subdivision shall be deposited in the motor vehicle highway account.

SECTION 151. IC 9-18.1-8-4, AS AMENDED BY P.L.256-2017, SECTION 122, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. The registration of a military vehicle under this chapter is permanent. The fee for the permanent registration of a military vehicle is twelve dollars (\$12). The fee shall be distributed as follows:

(1) Twenty-five cents (\$0.25) to the state ~~police building account~~; **construction fund**.

(2) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(3) Two dollars and ninety cents (\$2.90) to the highway, road and street fund.

(4) Four dollars (\$4) to the crossroads 2000 fund.

(5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(6) Three dollars and ten cents (\$3.10) to the commission fund.

SECTION 152. IC 9-18.1-11-6, AS AMENDED BY P.L.256-2017, SECTION 125, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) A person that sells or otherwise disposes of a vehicle owned by the person before the date on which the vehicle's registration expires may apply to the bureau to transfer the registration and license plates to a vehicle acquired or owned by the person.

(b) This subsection applies if the vehicle to which the registration and license plate are transferred is of the same type and in the same weight class as the vehicle for which the registration and license plate were originally issued. The bureau shall transfer the registration and license plate and issue an amended certificate of registration to the person applying for the transfer after the person pays the following:

(1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:

(A) Twenty-five cents (\$0.25) to the state ~~police building account~~; **construction fund**.

(B) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(C) One dollar (\$1) to the crossroads 2000 fund.

(D) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.

(E) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(F) Five dollars (\$5) to the commission fund.

(2) Any additional excise taxes owed under IC 6-6 on the vehicle to which the registration is transferred.

(c) This subsection applies if a vehicle to which the registration is transferred is of a different type or in a different weight class than the vehicle for which the registration and license plate were originally issued. The bureau shall transfer the registration and license plate and issue to the person applying for the transfer an amended certificate of registration and, if necessary, a new license plate or other proof of registration under this article or IC 9-18.5 after the person pays the following:

(1) A fee of nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:



- (A) Twenty-five cents (\$0.25) to the state ~~police building account~~; **construction fund**.
- (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (C) One dollar (\$1) to the crossroads 2000 fund.
- (D) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
- (E) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- (F) Five dollars (\$5) to the commission fund.
- (2) Any additional excise taxes owed under IC 6-6 on the vehicle to which the registration is transferred.
- (3) If the fee to register the vehicle to which the registration is transferred exceeds by more than ten dollars (\$10) the fee to register the vehicle for which the registration was originally issued, the amount determined under the following formula:
- STEP ONE: Determine the number of months between:
- (i) the date on which the vehicle to which the registration is transferred was acquired; and
- (ii) the next registration date under this chapter for a vehicle registered by the person.
- A partial month shall be rounded to one (1) month.
- STEP TWO: Multiply the STEP ONE result by one-twelfth (1/12).
- STEP THREE: Determine the difference between:
- (i) the registration fee for the vehicle to which the registration is transferred; minus
- (ii) the registration fee for the vehicle for which the registration was originally issued.
- STEP FOUR: Determine the product of:
- (i) the STEP TWO result; multiplied by
- (ii) the STEP THREE result.
- A fee collected under this subdivision shall be deposited in the motor vehicle highway account.
- (d) A person may register a vehicle to which a registration is transferred under this section:
- (1) individually; or
- (2) with one (1) or more other persons.
- SECTION 153. IC 9-18.1-11-8, AS AMENDED BY P.L.256-2017, SECTION 126, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. (a) If a license plate or other proof of registration is lost or stolen, the person in whose name the license plate or other proof of registration was issued shall notify:
- (1) the Indiana law enforcement agency that has jurisdiction where the loss or theft occurred; or
- (2) the law enforcement agency that has jurisdiction over the address listed on the registration for the vehicle for which the license plate or other proof of registration was issued;
- that the original license plate or other proof of registration has been lost or stolen.
- (b) A person may apply to the bureau to replace a license plate or other proof of registration that is lost, stolen, destroyed, or damaged. The bureau shall issue a duplicate or replacement license plate or other proof of registration after the person does the following:
- (1) Pays a fee of nine dollars and fifty cents (\$9.50). The fee shall be distributed as follows:
- (A) Twenty-five cents (\$0.25) to the state ~~police building account~~; **construction fund**.
- (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (C) One dollar (\$1) to the crossroads 2000 fund.
- (D) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
- (E) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- (F) Five dollars (\$5) to the commission fund.
- However, the bureau may waive the fee under this subsection for a duplicate certificate of registration that is processed on the Internet web site of the bureau.
- (2) If the proof of registration was lost or stolen, provides proof of compliance with subsection (a)



1 in a manner and form prescribed by the bureau.
2 (c) A replacement proof of registration must be kept or displayed in the same manner as the original
3 proof of registration.

4 SECTION 154. IC 9-18.1-11-9, AS AMENDED BY P.L.256-2017, SECTION 127, IS AMENDED
5 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 9. (a) A person that owns a vehicle may
6 apply to the bureau to change the ownership of the vehicle:

- 7 (1) by adding at least one (1) other person as a joint owner; or
8 (2) if the person is a joint owner of the vehicle, by transferring the person's ownership interest in a
9 vehicle to at least one (1) remaining joint owner.

10 (b) The bureau shall issue an amended certificate of registration to a person that applies under
11 subsection (a) after the person does the following:

- 12 (1) Complies with IC 9-17.
13 (2) Pays a fee of nine dollars and fifty cents (\$9.50).

14 (c) A person may apply to the bureau to amend any obsolete or incorrect information contained in a
15 certificate of registration. The bureau shall issue an amended certificate of registration after the person
16 pays a fee of nine dollars and fifty cents (\$9.50).

17 (d) The bureau may not impose or collect a fee for a duplicate, an amended, or a replacement
18 certificate of registration that is issued as a result of an error on the part of the bureau.

19 (e) A fee described in subsection (b)(2) or (c) shall be distributed as follows:

- 20 (1) Twenty-five cents (\$0.25) to the state ~~police building account~~ **construction fund**.
21 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
22 (3) One dollar (\$1) to the crossroads 2000 fund.
23 (4) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
24 (5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
25 (6) Five dollars (\$5) to the commission fund.

26 SECTION 155. IC 9-18.1-11-10, AS AMENDED BY P.L.256-2017, SECTION 128, IS AMENDED
27 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10. (a) A person that owns a vehicle may
28 apply to the bureau in a manner and form prescribed by the bureau to display on the vehicle a license plate
29 that is different from the license plate that is displayed on the vehicle at the time of application. The
30 bureau shall issue the different license plate and an amended certificate of registration after the person
31 pays the following:

- 32 (1) Any fees required under IC 9-18.5 to obtain the different license plate.
33 (2) If the application is not part of the person's registration or renewal process, an additional plate
34 change fee of nine dollars and fifty cents (\$9.50).

35 (b) The fee described in subsection (a)(2) shall be distributed as follows:

- 36 (1) Twenty-five cents (\$0.25) to the state ~~police building account~~ **construction fund**.
37 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
38 (3) One dollar (\$1) to the crossroads 2000 fund.
39 (4) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
40 (5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
41 (6) Five dollars (\$5) to the commission fund.

42 SECTION 156. IC 9-18.1-12-2, AS AMENDED BY P.L.256-2017, SECTION 129, IS AMENDED
43 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) A person may apply to the bureau
44 for a temporary registration permit for a vehicle. The bureau shall issue the person a temporary
45 registration permit after the person does the following:

- 46 (1) Provides proof of financial responsibility in effect with respect to the vehicle in the amounts
47 specified under IC 9-25.



1 (2) Pays a fee of eighteen dollars (\$18). The fee shall be distributed as follows:
 2 (A) Twenty-five cents (\$0.25) to the state ~~police building account~~ **construction fund**.
 3 (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 4 (C) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
 5 (D) Five dollars (\$5) to the commission fund.
 6 (E) Any remaining amount to the motor vehicle highway account.
 7 (b) A temporary registration permit is valid for a period of thirty (30) days from the date of issuance
 8 and authorizes the use of the vehicle on a highway if any of the following conditions exist:
 9 (1) The person has purchased or otherwise obtained the vehicle in Indiana and will be titling or
 10 registering the vehicle in another state or foreign country.
 11 (2) The person is an Indiana resident and is intending to move to another state and the current
 12 vehicle registration or temporary permit will expire before the person moves.
 13 (3) The person is an Indiana resident and the vehicle registration in another state has expired and
 14 the person has applied under IC 9-17 for a title for the vehicle.
 15 (4) The person owns and operates the vehicle and the person:
 16 (A) does not operate the vehicle as a lessor; and
 17 (B) moves the empty vehicle from one (1) lessee-carrier to another.
 18 (5) The person owns a vehicle for which emissions testing is required and the vehicle will require
 19 further mechanical repairs in order to comply with the emissions testing requirements.
 20 (c) A temporary registration permit shall be displayed on a vehicle in a manner determined by the
 21 bureau.
 22 SECTION 157. IC 9-18.1-12-3, AS AMENDED BY P.L.256-2017, SECTION 130, IS AMENDED
 23 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. (a) A person that owns a vehicle may
 24 apply to the bureau for a temporary delivery permit to operate the vehicle without obtaining a certificate
 25 of title or registration for the vehicle as set forth in subsection (b). The bureau shall issue the person a
 26 temporary delivery permit after the person does the following:
 27 (1) Provides proof of financial responsibility in effect with respect to the vehicle in the amounts
 28 specified under this article in the form required by the bureau.
 29 (2) Pays a fee of eighteen dollars (\$18). The fee shall be distributed as follows:
 30 (A) Twenty-five cents (\$0.25) to the state ~~police building account~~ **construction fund**.
 31 (B) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 32 (C) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
 33 (D) Five dollars (\$5) to the commission fund.
 34 (E) Any remaining amount to the motor vehicle highway account.
 35 (b) A temporary delivery permit issued under subsection (a) is valid for a period of ninety-six (96)
 36 hours beginning with the time of issuance and authorizes the person or the person's agent or employee
 37 to operate the vehicle upon a highway for the purpose of delivering, or having delivered, the vehicle to
 38 any of the following locations:
 39 (1) A place of storage, including the person's residence or place of business.
 40 (2) An inspection station for purposes of emissions testing under IC 13-17-5-5.1(b).
 41 (3) A license branch or a location operated by a full service provider (as defined in IC 9-14.1-1-2)
 42 or a partial services provider (as defined in IC 9-14.1-1-3) to register the vehicle under this article.
 43 (c) A person that uses a temporary permit:
 44 (1) for a period greater than ninety-six (96) hours; or
 45 (2) for a purpose not specified in subsection (b);
 46 commits a Class C infraction.
 47 SECTION 158. IC 9-18.1-12-4, AS AMENDED BY P.L.128-2018, SECTION 4, IS AMENDED TO



1 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) This section does not apply to a vehicle
2 registered as a recovery vehicle under IC 9-18.1-6.

3 (b) A transport operator may, instead of registering each motor vehicle transported or disposable trailer
4 used, make a verified application upon a form prescribed by the bureau and furnished by the bureau for
5 a general distinctive registration number for:

6 (1) all motor vehicles transported by the transport operator and used and operated for the purposes
7 provided; or

8 (2) all disposable trailers used and operated for the purpose of transporting sectionalized buildings.

9 (c) The application must contain the following:

10 (1) A brief description of:

11 (A) each style or type of motor vehicle transported; or

12 (B) the type of disposable trailer used to transport the sectionalized building.

13 (2) The name and address, including the county of residence, of the transport operator.

14 (3) For an application to use a disposable trailer, a statement that the disposable trailer will be
15 disassembled after a single use.

16 (4) Any other information the bureau requires.

17 (d) The bureau, upon receiving:

18 (1) an application for a transport operator license plate; and

19 (2) the fee under subsection (j);

20 shall issue to the person that submitted the application and fee two (2) certificates of registration and the
21 license plates with numbers corresponding to the numbers of the certificates of registration. A transport
22 operator may obtain as many additional pairs of license plates as desired upon application and the
23 payment to the bureau of the fee under subsection (l) for each pair of additional license plates.

24 (e) A license plate or sign other than those furnished and approved by the bureau may not be used.

25 (f) A transport operator license plate may not be used on a vehicle used or operated on a highway,
26 except for the purpose of transporting:

27 (1) vehicles in transit; or

28 (2) sectionalized buildings.

29 A person may haul other vehicles or parts of vehicles in transit in the same combination.

30 (g) A transport operator may not operate a vehicle or any combination of vehicles in excess of the size
31 and weight limits specified by law.

32 (h) A license plate issued under this section shall be displayed on the front and rear of each
33 combination, and if only one (1) motor vehicle is transported, a license plate shall be displayed on both
34 the front and rear of the motor vehicle.

35 (i) The bureau may not issue transport operator license plates to a transport operator that has been
36 convicted of violating this section until the bureau is satisfied that the transport operator is able to comply
37 with the requirements of this section.

38 (j) The fee for one (1) set of license plates for each transport operator is one hundred thirty-nine dollars
39 and twenty-five cents (\$139.25). The fee shall be distributed as follows:

40 (1) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.

41 (2) Five dollars (\$5) to the crossroads 2000 fund.

42 (3) Nine dollars (\$9) to the commission fund.

43 (4) Thirty dollars (\$30) to the highway, road and street fund.

44 (5) Ninety-five dollars (\$95) to the motor vehicle highway account.

45 (k) The fee for the first two (2) sets of license plates for each transport operator is one hundred
46 fifty-eight dollars and twenty-five cents (\$158.25). The fee shall be distributed as follows:

47 (1) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.



1 (2) Fifteen dollars (\$15) to the crossroads 2000 fund.
 2 (3) Eighteen dollars (\$18) to the commission fund.
 3 (4) Thirty dollars (\$30) to the highway, road and street fund.
 4 (5) Ninety-five dollars (\$95) to the motor vehicle highway account.
 5 (l) The fee for each additional set of license plates for a transport operator is thirty-four dollars and
 6 twenty-five cents (\$34.25). The fee shall be distributed as follows:
 7 (1) Twenty-five cents (\$0.25) to the state ~~police building account~~ **construction fund**.
 8 (2) Nine dollars (\$9) to the commission fund.
 9 (3) Ten dollars (\$10) to the crossroads 2000 fund.
 10 (4) Fifteen dollars (\$15) to the motor vehicle highway account.
 11 SECTION 159. IC 9-18.1-14-7, AS AMENDED BY P.L.256-2017, SECTION 131, IS AMENDED
 12 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) If a certificate of registration or decal
 13 issued for an off-road vehicle or a snowmobile that is registered under this chapter is lost, stolen,
 14 destroyed, or damaged, the owner of the off-road vehicle or snowmobile may apply to the bureau for a
 15 replacement certificate of registration or decal. If the certificate of registration or decal is lost or stolen,
 16 the owner shall provide notice of the loss or theft to a law enforcement agency with jurisdiction over:
 17 (1) the site of the loss or theft; or
 18 (2) the address listed on the certificate of registration.
 19 (b) The bureau shall issue a replacement certificate of registration or decal to the owner of an off-road
 20 vehicle or a snowmobile after the owner:
 21 (1) pays a fee of nine dollars and fifty cents (\$9.50); and
 22 (2) provides notice as required under subsection (a), if applicable.
 23 (c) The fee imposed under subsection (b) shall be distributed as follows:
 24 (1) Twenty-five cents (\$0.25) to the state ~~police building account~~ **construction fund**.
 25 (2) Fifty cents (\$0.50) to the state motor vehicle technology fund.
 26 (3) One dollar (\$1) to the crossroads 2000 fund.
 27 (4) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.
 28 (5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
 29 (6) Five dollars (\$5) to the commission fund.
 30 (d) A replacement certificate of registration or decal issued under this section must be attached and
 31 displayed in the same manner as the original certificate of registration or decal.
 32 SECTION 160. IC 9-18.1-14-8, AS AMENDED BY P.L.256-2017, SECTION 132, IS AMENDED
 33 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 8. (a) A person that owns an off-road
 34 vehicle or a snowmobile that is registered under this chapter may apply to the bureau to change the
 35 ownership of the off-road vehicle or snowmobile:
 36 (1) by adding at least one (1) other person as a joint owner; or
 37 (2) if the person is a joint owner of the off-road vehicle or snowmobile, by transferring the person's
 38 ownership interest in the off-road vehicle or snowmobile to at least one (1) remaining joint owner.
 39 (b) The bureau shall issue an amended certificate of registration to a person that applies under
 40 subsection (a) after the person does the following:
 41 (1) Complies with IC 9-17.
 42 (2) Pays a fee of nine dollars and fifty cents (\$9.50).
 43 (c) A person may apply to the bureau to amend any obsolete or incorrect information contained in the
 44 certificate of registration issued with respect to the off-road vehicle or snowmobile. The bureau shall issue
 45 an amended certificate of registration after the person pays a fee of nine dollars and fifty cents (\$9.50).
 46 (d) The bureau may not impose or collect a fee for a duplicate, an amended, or a replacement
 47 certificate of registration that is issued as a result of an error on the part of the bureau.



(e) A fee described in subsection (b)(2) or (c) shall be distributed as follows:

(1) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.

(2) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(3) One dollar (\$1) to the crossroads 2000 fund.

(4) One dollar and fifty cents (\$1.50) to the motor vehicle highway account.

(5) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(6) Five dollars (\$5) to the commission fund.

SECTION 161. IC 9-18.5-4-5, AS AMENDED BY P.L.256-2017, SECTION 134, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. (a) A vehicle for a which a license plate is issued under section 1 of this chapter is exempt from the applicable registration fee for the vehicle under IC 9-18 (before its expiration), IC 9-29-5 (before its repeal), or IC 9-18.1-5.

(b) A vehicle described in subsection (a) is subject to a service charge as follows:

(1) For a license plate issued before January 1, 2017, five dollars and seventy-five cents (\$5.75). The service charge shall be distributed as follows:

(A) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.

(B) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(C) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(D) Three dollars and seventy-five cents (\$3.75) to the commission fund.

(2) For a license plate issued after December 31, 2016, five dollars (\$5). The service charge shall be distributed as follows:

(A) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.

(B) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(C) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(D) Three dollars (\$3) to the commission fund.

SECTION 162. IC 9-18.5-9-6, AS AMENDED BY P.L.256-2017, SECTION 139, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) The fee for a license plate issued under this chapter is eight dollars (\$8).

(b) A fee collected under subsection (a) shall be distributed as follows:

(1) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.

(2) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(3) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(4) Five dollars (\$5) to the commission fund.

(5) Any remaining amount to the motor vehicle highway account.

SECTION 163. IC 9-24-6.1-4, AS AMENDED BY P.L.256-2017, SECTION 167, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 4. (a) The fee for a commercial driver's license issued before January 1, 2017, is thirty-six dollars (\$36). The fee shall be distributed as follows:

(1) One dollar and fifty cents (\$1.50) to the state motor vehicle technology fund.

(2) Fifteen dollars (\$15) to the motor vehicle highway account.

(3) Five dollars (\$5) to the integrated public safety communications fund.

(4) Fourteen dollars and fifty cents (\$14.50) to the commission fund.

(b) The fee for a commercial driver's license issued after December 31, 2016, is thirty-five dollars (\$35). The fee shall be distributed as follows:

(1) Twenty-five cents (\$0.25) to the state ~~police building account~~: **construction fund**.

(2) Fifty cents (\$0.50) to the state motor vehicle technology fund.

(3) Two dollars (\$2) to the crossroads 2000 fund.

(4) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.

(5) Four dollars and seventy-five cents (\$4.75) to the commission fund.



(6) Any remaining amount to the motor vehicle highway account.

(c) The fee for a commercial learner's permit is seventeen dollars (\$17). The fee shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) Two dollars (\$2) to the crossroads 2000 fund.
- (3) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- (4) To the commission fund as follows:
 - (A) For a commercial learner's permit issued before January 1, 2017, twelve dollars and seventy-five cents (\$12.75).
 - (B) For a commercial learner's permit issued after December 31, 2016, five dollars (\$5).
- (5) To the motor vehicle highway account as follows:
 - (A) For a commercial learner's permit issued before January 1, 2017, fifty cents (\$0.50).
 - (B) For a commercial learner's permit issued after December 31, 2016, eight dollars and twenty-five cents (\$8.25).

(d) The payment of a fee imposed under this section does not relieve the holder of a commercial driver's license or commercial learner's permit of responsibility for the following fees, as applicable:

- (1) The fee to issue an amended or a replacement license or permit under IC 9-24-14-1.
- (2) A fee to add or remove an endorsement to a license or permit under subsection (e) or IC 9-24-8.5-3.
- (3) The administrative penalty for the delinquent renewal of a license under IC 9-24-12-13.

(e) The fee to add or remove an endorsement, other than a motorcycle endorsement, to a commercial driver's license or commercial learner's permit is nineteen dollars (\$19). The fee shall be distributed as follows:

- (1) Fifty cents (\$0.50) to the state motor vehicle technology fund.
- (2) One dollar and twenty-five cents (\$1.25) to the motor vehicle highway account.
- (3) One dollar and twenty-five cents (\$1.25) to the integrated public safety communications fund.
- (4) Sixteen dollars (\$16) to the commission fund.

SECTION 164. IC 9-31-3-2, AS AMENDED BY P.L.257-2017, SECTION 40, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) A motorboat does not have to be registered and numbered under this chapter if any of the following conditions are met:

- (1) The motorboat is legally registered in another state and:
 - (A) the motorboat has not been within Indiana for more than sixty (60) consecutive days;
 - (B) the owner of the motorboat has paid:
 - (i) the excise tax required under IC 6-6-11;
 - (ii) the fees required under IC 6-6-11-13; and
 - (iii) a two dollar (\$2) fee to the bureau; or
 - (C) the motorboat is moored on the Indiana part of Lake Michigan for not more than one hundred eighty (180) consecutive days.
- (2) The motorboat is from a country other than the United States temporarily using the waters of Indiana.
- (3) The motorboat is a ship's lifeboat.
- (4) The motorboat belongs to a class of boats that has been exempted from registration and numbering by the bureau after the bureau has found the following:
 - (A) That the registration and numbering of motorboats of that class will not materially aid in their identification.
 - (B) That an agency of the federal government has a numbering system applicable to the class of motorboats to which the motorboat in question belongs.



1 (C) That the motorboat would also be exempt from numbering if the motorboat were subject to
2 the federal law.

3 (b) The following are prima facie evidence that a motorboat will be operated on the waters of Indiana
4 for more than sixty (60) consecutive days and is not exempt from registration under subsection (a)(1)(A):

5 (1) The rental or lease for more than sixty (60) consecutive days of a mooring facility that is located
6 on the waters of Indiana for the motorboat.

7 (2) The purchase of a mooring facility that is located on the waters of Indiana for the motorboat.

8 (3) Any other contractual agreement that allows the use of a mooring facility that is located on the
9 waters of Indiana for:

10 (A) the motorboat; and

11 (B) more than sixty (60) consecutive days.

12 (c) A fee imposed under subsection (a)(1)(B)(iii) shall be distributed as follows:

13 (1) Twenty-five cents (\$0.25) to the state ~~police building account~~ **construction fund**.

14 (2) One dollar and seventy-five cents (\$1.75) to the commission fund.

15 SECTION 165. IC 9-32-16-1, AS AMENDED BY P.L.174-2016, SECTION 109, IS AMENDED TO
16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. (a) This chapter shall be administered by
17 the secretary.

18 (b) The secretary:

19 (1) shall employ employees, including a director, investigators, or attorneys, necessary for the
20 administration of this article; and

21 (2) shall fix the compensation of the employees with the approval of the budget agency.

22 (c) It is unlawful for the director or an officer, employee, or designee of the secretary to use for
23 personal benefit or the benefit of others records or other information obtained by or filed with the dealer
24 services division under this article that are confidential. This article does not authorize the director or an
25 officer, employee, or designee of the secretary to disclose the record or information, except in accordance
26 with this chapter.

27 (d) This article does not create or diminish a privilege or exemption that exists at common law, by
28 statute or rule, or otherwise.

29 (e) The secretary may develop and implement dealer's and motor vehicle purchaser's education
30 initiatives to inform dealers and the public about the offer or sale of motor vehicles, with particular
31 emphasis on the prevention and detection of fraud involving motor vehicle sales. In developing and
32 implementing these initiatives, the secretary may collaborate with public and nonprofit organizations with
33 an interest in consumer education. The secretary may accept a grant or donation from a person that is not
34 affiliated with the dealer industry or from a nonprofit organization, regardless of whether the organization
35 is affiliated with the dealer industry, to develop and implement consumer education initiatives. This
36 subsection does not authorize the secretary to require participation or monetary contributions of a
37 registrant in an education program.

38 (f) Fees and funds accruing from the administration of this article:

39 (1) described in IC 9-32-7-1(d) shall be accounted for by the secretary and shall be deposited with
40 the treasurer of state to be deposited in the dealer compliance account established by IC 9-32-7-1(a);

41 (2) described in IC 9-32-7-2(b) shall be accounted for by the secretary and shall be deposited with
42 the treasurer of state to be deposited in the dealer enforcement account established by
43 IC 9-32-7-2(a);

44 (3) that are designated for deposit in the motor vehicle highway account shall be accounted for by
45 the secretary and shall be deposited with the treasurer of state to be deposited in the motor vehicle
46 highway account under IC 8-14-1;

47 (4) described in IC 9-32-7-3(3) shall be accounted for by the secretary and shall be deposited with



1 the treasurer of state to be deposited with the state police department, and these fees and funds are
2 continuously appropriated to the department for its use in enforcing odometer laws;

3 (5) described in IC 9-32-7-3(4) shall be accounted for by the secretary and shall be deposited with
4 the treasurer of state to be deposited with the attorney general, and these fees and funds are
5 continuously appropriated to the attorney general for use in enforcing odometer laws; and

6 (6) that are designated for deposit in the state ~~police building account~~ **construction fund** shall be
7 accounted for by the secretary and shall be deposited with the treasurer of state to be deposited in
8 the state ~~police building account~~ **construction fund**.

9 Expenses incurred in the administration of this article shall be paid from the state general fund upon
10 appropriation being made for the expenses in the manner provided by law for the making of those
11 appropriations. However, grants and donations under subsection (e), costs of investigations, and civil
12 penalties recovered under this chapter shall be deposited by the treasurer of state in the dealer
13 enforcement account established by IC 9-32-7-2. The funds in the dealer compliance account established
14 by IC 9-32-7-1 must be available, with the approval of the budget agency, to augment and supplement the
15 funds appropriated for the enforcement and administration of this article.

16 (g) In connection with the administration and enforcement of this article, the attorney general shall
17 render all necessary assistance to the director upon the request of the director. To that end, the attorney
18 general shall employ legal and other professional services as are necessary to adequately and fully
19 perform the service under the direction of the director as the demands of the division require. Expenses
20 incurred by the attorney general for the purposes stated under this subsection are chargeable against and
21 shall be paid out of funds appropriated to the attorney general for the administration of the attorney
22 general's office. The attorney general may authorize the director and the director's designee to represent
23 the director and the division in any proceeding involving enforcement or defense of this article.

24 (h) The secretary, director, and employees of the division are not liable in an individual capacity,
25 except to the state, for an act done or omitted in connection with the performance of their duties under
26 this article.

27 (i) The director and each attorney or investigator designated by the secretary:

28 (1) are police officers of the state;

29 (2) have all the powers and duties of police officers in conducting investigations for violations of
30 this article, or in serving any process, notice, or order issued by an officer, authority, or court in
31 connection with the enforcement of this article; and

32 (3) comprise the enforcement department of the division.

33 The division is a criminal justice agency for purposes of IC 5-2-4 and IC 10-13-3.

34 (j) The provisions of this article delegating and granting power to the secretary, division, and director
35 shall be liberally construed to the end that:

36 (1) the practice or commission of fraud may be prohibited and prevented; and

37 (2) disclosure of sufficient and reliable information in order to afford reasonable opportunity for the
38 exercise of independent judgment of the persons involved may be assured.

39 (k) Copies of any statements and documents filed in the office of the secretary and of any records of
40 the secretary certified by the director are admissible in any prosecution, action, suit, or proceeding based
41 on, arising out of, or under this article to the same effect as the original of the statement, document, or
42 record would be if actually produced.

43 SECTION 166. IC 10-11-10 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO
44 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

45 **Chapter 10. Internet Crimes Against Children Fund**

46 **Sec. 1. As used in this chapter, "fund" refers to the Internet crimes against children fund**
47 **established by section 2 of this chapter.**



1 **Sec. 2. (a) The Internet crimes against children fund is established.**

2 **(b) The fund consists of appropriations from the general assembly.**

3 **(c) The fund may be used only for the purposes described in sections 3 and 4 of this chapter.**

4 **(d) The fund shall be administered by the department.**

5 **(e) The expenses of administering the fund shall be paid from money in the fund.**

6 **Sec. 3. The department shall use money in the fund to pay for costs incurred by the department**
7 **for training and purchasing equipment for the investigation of offenses:**

8 **(1) that involve the use of the Internet; and**

9 **(2) in which a child is the alleged victim.**

10 **Sec. 4. (a) The department shall use not more than fifty percent (50%) of the money deposited**
11 **in the fund during a state fiscal year to award grants to county, city, and town law enforcement**
12 **agencies that agree to use the money to investigate Internet crimes against children in accordance**
13 **with United States Department of Justice Internet Crimes Against Children Operational and**
14 **Investigative Standards.**

15 **(b) The department shall establish:**

16 **(1) the amounts of grants awarded under this section; and**

17 **(2) criteria used to award grants under this section, which may include any of the following:**

18 **(A) The geographic location and population of the jurisdiction of a law enforcement agency.**

19 **(B) The number of reports of Internet crimes against children within the jurisdiction of a**
20 **law enforcement agency.**

21 **(C) The past and current participation of a law enforcement agency in the department's**
22 **Internet crimes against children task force.**

23 **(c) A county, city, or town law enforcement agency that wishes to receive a grant from the fund**
24 **under this section must file a written application for the grant:**

25 **(1) on a form; and**

26 **(2) in the manner;**

27 **prescribed by the department.**

28 **SECTION 167. IC 10-13-3-40 IS REPEALED [EFFECTIVE JULY 1, 2019]. ~~Sec. 40: If the amount~~**
29 **~~of money that is deposited in the state general fund during a state fiscal year from handgun license fees~~**
30 **~~(as described in IC 35-47-2-4) exceeds one million one hundred thousand dollars (\$1,100,000); the excess~~**
31 **~~is appropriated from the state general fund to the department. An appropriation under this section is~~**
32 **~~subject to allotment by the budget agency.~~**

33 **SECTION 168. IC 12-12.7-2-6, AS AMENDED BY P.L.210-2015, SECTION 28, IS AMENDED TO**
34 **READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 6. (a) The division shall do the following:**

35 **(1) Carry out the general administration and supervision of programs and activities receiving**
36 **assistance under this chapter, monitor programs and activities implemented by the state, regardless**
37 **of whether the programs and activities are receiving assistance under this chapter, and ensure that**
38 **the state complies with 20 U.S.C. 1431 through 1444 in implementing this chapter.**

39 **(2) Identify and coordinate all available resources from federal, state, local, and private sources, and**
40 **use all applicable resources to the full extent of the resources.**

41 **(3) Develop procedures to ensure that early intervention services are provided to infants and toddlers**
42 **with disabilities and their families in a timely manner pending the resolution of disputes among**
43 **public agencies and providers.**

44 **(4) Resolve disputes within an agency or between agencies.**

45 **(5) Enter into formal interagency agreements that define the financial responsibility of each agency**
46 **for paying for early intervention services consistent with Indiana law and procedures for resolving**
47 **disputes, including all additional components necessary to ensure meaningful cooperation and**



coordination.

(6) Develop and implement utilization review procedures for services provided under this chapter.

(7) Adopt rules under IC 4-22-2 to establish a cost participation schedule for purposes of section 17 of this chapter.

(b) The state shall designate an individual or entity responsible for assigning financial responsibility among appropriate agencies under this chapter.

SECTION 169. IC 12-12.7-2-17, AS AMENDED BY P.L.229-2011, SECTION 120, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 17. (a) As used in this section, "per unit of treatment" means an increment of fifteen (15) minutes for services provided to an individual.

(b) A family shall participate in the cost of programs and services provided under this chapter to the extent allowed by federal law according to the following a cost participation schedule **established by the division. The cost participation schedule must be based on the federal income poverty level and set forth a copayment per unit of treatment and a maximum monthly cost share amount.**

Percentage of Federal Income Poverty Level		Copayment Per Unit of Treatment	Maximum Monthly Cost Share
At Least	But Not More Than		
0%	250%	\$ 0	\$ 0
251%	350%	\$ 0.75	\$ 48
351%	450%	\$ 1.50	\$ 96
451%	550%	\$ 3.75	\$ 40
551%	650%	\$ 6.25	\$ 400
651%	750%	\$ 13	\$ 800
751%	850%	\$ 19	\$ 1,200
851%		\$ 25	\$ 1,600

(c) A cost participation plan used by the division for families to participate in the cost of the programs and services provided under this chapter:

(1) must:

(A) be based on income and ability to pay;

(B) provide for a review of a family's cost participation amount:

(i) annually; and

(ii) within thirty (30) days after the family reports a reduction in income; and

(C) allow the division to waive a required copayment if other medical expenses or personal care needs expenses for any member of the family reduce the level of income the family has available to pay copayments under this section;

(2) may allow a family to voluntarily contribute payments that exceed the family's required cost participation amount;

(3) must require the family to allow the division access to all health care coverage information that the family has concerning the infant or toddler who is to receive services;

(4) must require families to consent to the division billing third party payors for early intervention services provided;

(5) may allow the division to waive the billing to third party payors if the family is able to demonstrate financial or personal hardship on the part of the family member; and

(6) must require the division to waive the family's monthly copayments in any month for those services for which it receives payment from the family's health insurance coverage.

(d) Funds received through a cost participation plan under this section must be used to fund programs



described in section 18 of this chapter.

SECTION 170. IC 12-15-1-16, AS AMENDED BY P.L.35-2016, SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 16. (a) Each:

(1) school corporation; or

(2) school corporation's employed, licensed, or qualified provider; must enroll in a program to use federal funds under the Medicaid program (IC 12-15-1 et seq.) with the intent to share the costs of services that are reimbursable under the Medicaid program and that are provided to eligible children by the school corporation. However, a school corporation or a school corporation's employed, licensed, or qualified provider is not required to file any claims or participate in the program developed under this section.

(b) The secretary and the department of education may develop policies and adopt rules to administer the program developed under this section.

(c) ~~Three percent (3%) of the federal reimbursement for paid claims that are submitted by the school corporation under the program required under this section must be:~~

~~(1) distributed to the state general fund for administration of the program; and~~

~~(2) used for consulting to encourage participation in the program.~~

~~The remainder of~~ The federal reimbursement for services provided under this section must be distributed to the school corporation. The state shall retain the nonfederal share of the reimbursement for Medicaid services provided under this section.

(d) The office of Medicaid policy and planning, with the approval of the budget agency and after consultation with the department of education, shall establish procedures for the timely distribution of federal reimbursement due to the school corporations. The distribution procedures may provide for offsetting reductions to distributions of state tuition support or other state funds to school corporations in the amount of the nonfederal reimbursements required to be retained by the state under subsection (c).

SECTION 171. IC 12-15-5-17, AS ADDED BY P.L.224-2017, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 17. (a) This section does not apply to a Medicaid recipient participating in the Program of All-Inclusive Care for the Elderly (PACE) program described in IC 12-15-43.

(b) The office may not include a Medicaid recipient who is eligible to:

(1) participate in the Medicare program (42 U.S.C. 1395 et seq.); and

(2) receive nursing facility services;

in a risk based managed care program or capitated managed care program.

(c) This section expires ~~December 31, 2019~~: **June 30, 2021**.

SECTION 172. IC 12-15-16-7, AS AMENDED BY P.L.2-2014, SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) **Except as provided in section 7.5 of this chapter**, this section applies to Medicaid disproportionate share payments for the state fiscal year beginning:

(1) July 1, 2012, if hospital fees authorized under P.L.229-2011, SECTION 281 or authorized to be transferred and used for payments are used as state share dollars for the payments; and

(2) July 1, 2013, and for each state fiscal year after, for which hospital fees authorized under IC 16-21-10 are used as state share dollars for the payments.

(b) As used in this section, "hospital assessment fee committee" refers to the committee established by IC 16-21-10-7.

(c) As used in this section, "hospital specific limit" refers to the hospital specific limit provided under 42 U.S.C. 1396r-4(g).

(d) As used in this section, "municipal hospital payment amount" means, concerning a hospital established and operated under IC 16-22-2 or IC 16-23, an amount equal to the lesser of:



1 (1) the hospital specific limit for the hospital for the state fiscal year; or
2 (2) the hospital's net 2009 supplemental payment amount.

3 (e) As used in this section, "nongovernmental hospital" refers to a hospital that is licensed under
4 IC 16-21-2, that is not a unit of state or local government, and is not owned or operated by a unit of state
5 or local government.

6 (f) As used in this section, "SECTION 281 hospital assessment fee committee" refers to the hospital
7 assessment fee committee established by P.L.229-2011, SECTION 281, subsection (e).

8 (g) The following providers are eligible for Medicaid disproportionate share payments under this
9 section:

10 (1) A hospital or psychiatric institution described in Attachment 4.19-A, Section III, page 6.1(a) of
11 the Medicaid state plan in effect July 1, 2011.

12 (2) A hospital that satisfies the following for the state fiscal year for which Medicaid
13 disproportionate share payments are made under this section:

14 (A) A nongovernmental hospital that:

15 (i) has a Medicaid inpatient utilization rate for the state fiscal year that is at least equal to the
16 mean Medicaid inpatient utilization rate as calculated for purposes of determining Medicaid
17 disproportionate share eligibility, but does not equal or exceed one (1) standard deviation above
18 the mean Medicaid inpatient utilization rate; and

19 (ii) satisfies the obstetric service provisions of 42 U.S.C. 1396r-4(d).

20 (B) A hospital established and operated under IC 16-22-2 or IC 16-23 that:

21 (i) has a Medicaid inpatient utilization rate for the state fiscal year greater than one percent
22 (1%); and

23 (ii) satisfies the obstetric service provisions of 42 U.S.C. 1396r-4(d).

24 (3) A nongovernmental hospital that satisfies the following for the state fiscal year for which
25 Medicaid disproportionate share payments are made under this section:

26 (A) The hospital has a Medicaid inpatient utilization rate for the state fiscal year that is less than
27 the mean Medicaid inpatient utilization rate, as calculated for purposes of determining Medicaid
28 disproportionate share eligibility, but is at least greater than one percent (1%).

29 (B) The hospital satisfies the obstetric service provisions of 42 U.S.C. 1396r-4(d).

30 (h) This subsection applies to a payment of Medicaid disproportionate share payments, if any, to
31 hospitals described in subsection (g)(2) and (g)(3). For Medicaid disproportionate share payments for the
32 state fiscal year beginning July 1, 2012, the office, subject to approval by the SECTION 281 hospital
33 assessment fee committee, may develop and implement a Medicaid state plan amendment that provides
34 Medicaid disproportionate share payments for the hospitals described in:

35 (1) subsection (g)(2), as long as each hospital and psychiatric institution described in subsection
36 (g)(1) has received a Medicaid disproportionate share payment for the state fiscal year in an amount
37 equal to either:

38 (A) the hospital specific limit; or

39 (B) the municipal hospital payment amount;

40 for the hospital or psychiatric institution for the state fiscal year; and

41 (2) subsection (g)(3), as long as each hospital described in subsection (g)(2) has received a Medicaid
42 disproportionate share payment for the state fiscal year in an amount equal to the hospital specific
43 limit for the hospital for the state fiscal year.

44 (i) This subsection applies to a payment of Medicaid disproportionate share payments, if any, to
45 hospitals described in subsection (g)(2) and (g)(3). For Medicaid disproportionate share payments for the
46 state fiscal year beginning July 1, 2013, and each state fiscal year thereafter under this section, the office,
47 subject to the approval by the hospital assessment fee committee, may develop and implement a Medicaid



1 state plan amendment that:

2 (1) renews, for state fiscal year beginning July 1, 2013, and each state fiscal year thereafter under
3 this section, the Medicaid disproportionate share provisions of Attachment 4.19-A, Section III, page
4 6.1(a) of the Medicaid state plan in effect on July 1, 2011;

5 (2) provides Medicaid disproportionate share payments for the hospitals described in subsection
6 (g)(2), as long as each hospital and psychiatric institution described in subsection (g)(1) has received
7 a Medicaid disproportionate share payment for the state fiscal year in an amount equal to the:

8 (A) hospital specific limit; or

9 (B) municipal hospital payment amount;

10 for the hospital or psychiatric institution for the state fiscal year; and

11 (3) provides Medicaid disproportionate share payments for the hospitals described in subsection
12 (g)(3), as long as each hospital described in subsection (g)(2) has received a Medicaid
13 disproportionate share payment for the state fiscal year in an amount equal to the hospital specific
14 limit of the hospital for the state fiscal year.

15 (j) This subsection does not apply to Medicaid disproportionate share payments made to hospitals
16 described in subsection (g)(2)(B) under Attachment 4.19-A, Section III, page 6.1(a) of the Medicaid state
17 plan in effect on July 1, 2011, or any renewal. Nothing in this section:

18 (1) requires that the hospitals described in subsection (g)(2) or (g)(3) receive Medicaid
19 disproportionate share payments for a state fiscal year;

20 (2) requires that the hospitals described in subsection (g)(2) or (g)(3) receive Medicaid
21 disproportionate share payments for a state fiscal year in an amount equal to the respective hospital
22 specific limits for the state fiscal year; or

23 (3) prescribes how Medicaid disproportionate share payments are to be distributed among the
24 hospitals described in:

25 (A) subsection (g)(2); or

26 (B) subsection (g)(3).

27 (k) Nothing in this section prohibits the use of unexpended federal Medicaid disproportionate share
28 allotments for a state fiscal year under a program authorized by the SECTION 281 hospital assessment
29 fee committee or the hospital assessment fee committee, as long as each hospital listed in subsection
30 (g)(1), (g)(2), and (g)(3) has received Medicaid disproportionate share payments for the state fiscal year
31 equal to the hospital specific limit for the hospital for the state fiscal year.

32 SECTION 173. IC 12-15-16-7.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
33 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 7.5. (a) As used in this section, "CMS"**
34 **refers to the federal Centers for Medicare and Medicaid Services.**

35 **(b) As used in this section, "disproportionate share payment plan" refers to the disproportionate**
36 **share payment plan developed by the hospital assessment fee committee under subsection (g).**

37 **(c) As used in this section, "federal DSH allotment" refers to the allotment of federal**
38 **disproportionate share funds calculated for the state under 42 U.S.C. 1386r-4.**

39 **(d) As used in this section, "hospital assessment fee committee" refers to the committee**
40 **established by IC 16-21-10-7.**

41 **(e) As used in this section, "reduced federal DSH allotment" refers to a federal DSH allotment**
42 **for the state for the federal fiscal year beginning October 1, 2019, that, by operation of 42 U.S.C.**
43 **1396r-4(f)(7), is less than the federal DSH allotment for the state for the federal fiscal year**
44 **beginning October 1, 2018.**

45 **(f) As used in this section, "terminating event" refers to federal legislation (including an**
46 **amendment to 42 U.S.C. 1396r-4), a regulation or sub-regulatory policy or directive issued by CMS,**
47 **or a judicial ruling, that is enacted or issued on or before March 2020, that:**



1 (1) cancels, or postpones to a subsequent federal fiscal year, a reduced federal DSH allotment;
 2 and
 3 (2) does not cause the state to incur a reduced federal DSH allotment.
 4 (g) The hospital assessment fee committee shall develop a disproportionate share payment plan
 5 and submit the disproportionate share payment plan to the office. The following apply to the
 6 disproportionate share payment plan developed under this subsection:
 7 (1) The disproportionate share payment plan must:
 8 (A) specify the amount or amounts of disproportionate share payment adjustments to be
 9 paid to acute care hospitals licensed under IC 16-21-2 and private mental health institutions
 10 licensed under IC 12-25 for the state fiscal year beginning July 1, 2019; or
 11 (B) specify the formula to be used by the office for purposes of determining the amount or
 12 amounts of disproportionate share payment adjustments to be paid to acute care hospitals
 13 licensed under IC 16-21-2 and private mental health institutions licensed under IC 12-25 for
 14 the state fiscal year beginning July 1, 2019.
 15 (2) In developing the disproportionate share payment plan, the hospital assessment fee
 16 committee is not required to:
 17 (A) follow paragraphs 1 through 7 of Subsection A of Section III of Attachment 4.19-A of
 18 the Indiana Medicaid state plan in effect on January 1, 2019; or
 19 (B) provide for disproportionate share payment adjustments to be paid to acute care
 20 hospitals licensed under IC 16-21-2 or private mental health institutions licensed under
 21 IC 12-25 that, for purposes of the state fiscal year beginning July 1, 2019, do not meet the
 22 definition of a "disproportionate share hospital" as set forth in Section II(E) of Attachment
 23 4.19-A of the Indiana Medicaid state plan in effect on January 1, 2019.
 24 (h) Before October 1, 2019, the office shall file with CMS and, if approved by CMS, the office
 25 shall implement, a proposed Medicaid state plan amendment that is based upon the
 26 disproportionate share payment plan developed by the hospital assessment fee committee, subject
 27 to the following:
 28 (1) The proposed Medicaid state plan amendment referred to in this subsection shall be
 29 drafted by the office so as to make clear that the state plan amendment applies only for the
 30 state fiscal year beginning July 1, 2019, and that the provisions of Subsection A of Section III
 31 of Attachment 4.19-A of the Indiana Medicaid state plan in effect on January 1, 2019, shall
 32 apply to state fiscal years beginning after June 30, 2020.
 33 (2) The proposed Medicaid state plan amendment referred to in this subsection shall include
 34 language that, in the event a terminating event occurs after the Medicaid state plan
 35 amendment is approved by the CMS but before March 30, 2020, would operate to cause the
 36 state plan amendment to be immediately and automatically void and without effect, and to
 37 cause Subsection A of Section III of Attachment 4.19-A of the state's Medicaid state plan, in
 38 effect on January 1, 2019, to be immediately and automatically reinstated and effective.
 39 (3) Subdivisions (1) and (2) do not prevent the office from submitting a subsequent Medicaid
 40 state plan amendment for approval by CMS after CMS's approval of the state plan
 41 amendment referenced in subdivision (1) and that applies to a state fiscal year beginning after
 42 June 30, 2020, and that amends or replaces the provisions of Subsection A of Section III of
 43 Attachment 4.19-A of the Indiana Medicaid state plan in effect on January 1, 2019.
 44 (i) Before filing the proposed Medicaid state plan amendment with CMS, the proposed Medicaid
 45 state plan amendment referenced in subsection (h) shall be submitted by the office to the hospital
 46 assessment fee committee for the committee's approval.
 47 (j) The hospital assessment fee committee shall coordinate with the office so that the



1 disproportionate share payment plan described in subsection (g) is prepared and submitted to the
2 office under subsection (g), and the committee's approval of the proposed state plan amendment
3 pursuant to (i), is obtained in sufficient time so as to enable the office to file the proposed Medicaid
4 state plan amendment with CMS before October 1, 2019.

5 (k) The office shall regularly update the hospital assessment fee committee regarding the status
6 of the proposed Medicaid state plan amendment. All questions, proposals, directives, requirements,
7 and other communications received by the office from CMS concerning the proposed Medicaid
8 state plan amendment shall be provided to the committee within a reasonable time after receipt by
9 the office. Upon request by the hospital assessment fee committee or the office, the office and the
10 hospital assessment fee committee shall meet to confer concerning the proposed state plan
11 amendment.

12 (l) If:

13 (1) a terminating event occurs before the office submits the proposed Medicaid state plan
14 amendment to CMS under subsection (h), the hospital assessment fee committee and the office
15 shall cease their work on the disproportionate share payment plan and the proposed Medicaid
16 state plan amendment, and the office shall not submit the proposed state plan amendment to
17 CMS; or

18 (2) a terminating event occurs after the office submits the proposed Medicaid state plan
19 amendment to CMS under subsection (h), but before CMS approves a state plan amendment
20 that implements the disproportionate share payment plan, the office shall immediately notify
21 CMS of the office's intent to withdraw the proposed Medicaid state plan amendment and
22 otherwise act so as to accomplish the immediate withdrawal of the proposed Medicaid state
23 plan amendment.

24 (m) In the event a provision of this section conflicts with another provision of this article, the
25 provisions of this section shall control.

26 (n) This section expires July 1, 2020.

27 SECTION 174. IC 12-20-29 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO
28 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]:

29 **Chapter 29. Township Assistance Online Pilot Program**

30 **Sec. 1. (a)** The department of local government finance township assistance online pilot program
31 is established.

32 (b) The purpose of the pilot program is to:

33 (1) develop an electronic platform that will allow for ease of access and efficient application
34 for township assistance by township residents;

35 (2) automate the application process for township assistance; and

36 (3) create a system to collect and report data regarding township assistance relevant to the
37 administration of township assistance.

38 (c) The department of local government finance may make the electronic application platform
39 available to townships that agree to participate in the pilot program.

40 (d) The department of local government finance may charge a fee for the use of the electronic
41 application platform to cover costs associated with ongoing operation and maintenance of the
42 system.

43 **Sec. 2.** Subject to approval by the budget agency, the department of local government finance
44 may enter into or execute any agreement or contract necessary to carry out the efficient operation
45 of the pilot program.

46 **Sec. 3. (a)** As used in this section, "fund" means the department of local government finance
47 township assistance online pilot program fund established by subsection (b).



(b) The department of local government finance township assistance online pilot program fund is established.

(c) The fund shall be used to assist in implementing and administering the pilot program.

(d) The fund consists of one (1) or more of the following:

(1) Appropriations made by the general assembly.

(2) Donations made to the fund.

(3) Any fees collected under section 1 of this chapter.

(e) The fund shall be administered by the department of local government finance.

(f) The expenses of administering the pilot program and the fund shall be paid from the fund.

(g) Unless otherwise provided by state or federal law, expenses associated with the pilot program shall be paid from the fund.

(h) Any money in the fund at the end of a state fiscal year does not revert to the state general fund.

Sec. 4. The department of local government finance may adopt rules under IC 4-22-2 to implement this chapter.

SECTION 175. IC 14-23-3-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 6. (a) Any money remaining in the fund upon the expiration of this chapter shall be transferred to the state general fund.**

(b) This chapter expires June 30, 2019.

SECTION 176. IC 14-23-4-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 7. All income derived from the sale of state forest land or the products of state forest land shall be deposited in the state general fund.**

SECTION 177. IC 16-21-10-7, AS AMENDED BY P.L.213-2015, SECTION 142, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 7. (a) The hospital assessment fee committee is established. The committee consists of the following four (4) voting members:**

(1) The secretary of family and social services appointed under IC 12-8-1.5-2 or the secretary's designee, who shall serve as the chair of the committee.

(2) The budget director or the budget director's designee.

(3) Two (2) individuals appointed by the governor from a list of at least four (4) individuals submitted by the Indiana Hospital Association.

The committee members described in subdivision (3) serve at the pleasure of the governor. If a vacancy occurs among the members appointed under subdivision (3), the governor shall appoint a replacement committee member from a list of at least two (2) individuals submitted by the Indiana Hospital Association.

(b) The committee shall review any Medicaid state plan amendments, waiver requests, or revisions to any Medicaid state plan amendments or waiver requests, to implement or continue the implementation of this chapter for the purpose of establishing favorable review of the amendments, requests, and revisions by the United States Department of Health and Human Services. **The committee shall also prepare a federal Medicaid disproportionate share hospital payment order as described in IC 12-15-16-7.5.**

(c) The committee shall meet at the call of the chair. The members serve without compensation.

(d) A quorum consists of at least three (3) members. An affirmative vote of at least three (3) members of the committee is necessary to approve Medicaid state plan amendments, waiver requests, revisions to the Medicaid state plan or waiver requests, and the approvals and other determinations required of the committee under IC 12-15-44.5 and section 13.3 of this chapter.

(e) The following apply to the approvals and any other determinations required by the committee under IC 12-15-44.5 and section 13.3 of this chapter:

(1) The committee shall be guided and subject to the intent of the general assembly in the passage



of IC 12-15-44.5 and section 13.3 of this chapter.

(2) The chair of the committee shall report any approval and other determination by the committee to the budget committee.

(3) If, in taking action, the committee's vote is tied, the committee shall follow the following procedure:

(A) The chair of the committee shall notify the chairman of the budget committee of the tied vote and provide a summary of that matter that was the subject of the vote.

(B) The chairman of the budget committee shall provide each committee member who voted an opportunity to appear before the budget committee to present information and materials to the budget committee concerning the matter that was the subject of the tied vote.

(C) Following a presentation of the information and the materials described in clause (B), the budget committee may make recommendations to the committee concerning the matter that was the subject of the tied vote.

SECTION 178. IC 16-21-10-21, AS AMENDED BY P.L.217-2017, SECTION 85, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 21. This chapter expires June 30, ~~2019~~ **2021**.

SECTION 179. IC 16-28-15-14, AS AMENDED BY P.L.217-2017, SECTION 90, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 14. This chapter expires June 30, ~~2019~~ **2021**.

SECTION 180. IC 20-18-2-18.5, AS AMENDED BY P.L.217-2017, SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 18.5. "Spring count" refers to the ~~informational~~ spring count of eligible pupils under IC 20-43-4.

SECTION 181. IC 20-20-13-17, AS AMENDED BY P.L.217-2017, SECTION 96, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 17. The total technology plan grant amount to a qualifying school corporation is the amount determined by the department multiplied by the school corporation's ~~fall~~ **spring** count of students under IC 20-43-4 in the school year ending in the current calendar year. The amount is one hundred dollars (\$100). However, for the purposes of determining the current ADM of a school corporation, students who are transferred under IC 20-33-4 or IC 20-26-11 shall be counted as students having legal settlement in the transferee corporation and not having legal settlement in the transferor corporation.

SECTION 182. IC 20-24-7-13, AS AMENDED BY P.L.191-2018, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 13. (a) As used in this section, "virtual charter school" means any charter school, including a conversion charter school, in which more than fifty percent (50%) of instruction is provided in an interactive learning environment created through technology in which students are separated from their teacher by time or space, or both.

(b) A virtual charter school may apply for authorization with any statewide authorizer in accordance with the authorizer's guidelines.

(c) For each state fiscal year, a virtual charter school is ~~entitled~~ **eligible** to receive funding in a month from the state in an amount ~~equal~~ **not to exceed** the sum of:

(1) the product of:

(A) the number of students included in the virtual charter school's current ADM; multiplied by

(B) the result of:

(i) ~~ninety eighty~~ percent (~~90%~~) (**80%**) of the school's ~~foundation amount~~ **basic tuition support** determined under ~~IC 20-43-3-8~~; **IC 20-43-6-3(c)**; divided by

(ii) twelve (12); plus

(2) the total of any:

~~(A) special education grants under IC 20-43-7;~~

~~(B) (A) career and technical education grants under IC 20-43-8; and~~

~~(C) (B) honor grants under IC 20-43-10; and~~



1 ~~(D) complexity grants under IC 20-43-13;~~
2 to which the virtual charter school is ~~entitled~~ **eligible** for the month.
3 For each state fiscal year, a virtual charter school is entitled to receive special education grants under
4 IC 20-43-7 calculated in the same manner as special education grants are calculated for other school
5 corporations.
6 (d) The state board shall adopt rules under IC 4-22-2 to govern the operation of virtual charter schools.
7 (e) The department, with the approval of the state board, shall before December 1 of each year submit
8 an annual report to the budget committee concerning the program under this section.
9 (f) Each school year, at least sixty percent (60%) of the students who are enrolled in virtual charter
10 schools under this section for the first time must have been included in the state's fall count of ADM
11 conducted in the previous school year. **The department shall determine the maximum number of**
12 **students that may be funded at each virtual charter school and the per ADM funding under**
13 **subsection (c). The department shall include performance and outcome metrics in determining the**
14 **amount of per ADM funding.**
15 (g) Each virtual charter school shall report annually to the department concerning the following, on
16 a schedule determined by the department:
17 (1) Classroom size.
18 (2) The ratio of teachers per classroom.
19 (3) The number of student-teacher meetings conducted in person or by video conference.
20 (4) Any other information determined by the department.
21 The department shall provide this information annually to the state board of education and the legislative
22 council in an electronic format under IC 5-14-6.
23 (h) A virtual charter school shall adopt a student engagement policy. A student who regularly fails to
24 participate in courses may be withdrawn from enrollment under policies adopted by the virtual charter
25 school. The policies adopted by the virtual charter school must ensure that:
26 (1) adequate notice of the withdrawal is provided to the parent and the student; and
27 (2) an opportunity is provided, before the withdrawal of the student by the virtual charter school, for
28 the student or the parent to demonstrate that failure to participate in the course is due to an event that
29 would be considered an excused absence under IC 20-33-2.
30 (i) A student who is withdrawn from enrollment for failure to participate in courses pursuant to the
31 school's student engagement policy may not reenroll in that same virtual charter school for the school year
32 in which the student is withdrawn.
33 (j) An authorizer shall review and monitor whether a virtual charter school that is authorized by the
34 authorizer complies with the requirements described in subsection (h) or (i).
35 SECTION 183. IC 20-24-7-13.5, AS AMENDED BY P.L.217-2017, SECTION 98, IS AMENDED
36 TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 13.5. (a) This section applies to the
37 following charter schools:
38 (1) The Excel Centers for Adult Learners.
39 (2) The Christel House DORS centers.
40 (3) The Gary Middle College charter schools.
41 (b) Notwithstanding any other law, for a state fiscal year, a charter school described in subsection (a)
42 is entitled to receive funding from the state in an amount equal to the product of:
43 (1) the charter school's number of students who are Indiana residents (expressed as full-time
44 equivalents); multiplied by
45 (2) six thousand seven hundred fifty dollars (\$6,750) beginning July 1, 2017.
46 (c) However, in the case of the charter school described in subsection (a)(3), the funding under this
47 section applies only for those students who are twenty-two (22) years of age and older. In addition, the



total number of students (expressed as full-time equivalents) of all adult learners in charter schools covered by this section may not exceed the following:

(1) For the 2016-2017 state fiscal year:

(A) For the Christel House Academy DOR center, four hundred forty (440) adult learner students.

(B) For the Gary Middle College charter school, one hundred fifty (150) adult learner students.

(C) For the Excel Centers for Adult Learners, five thousand five (5,005) adult learner students.

(2) For the 2017-2018 state fiscal year:

(A) For the Christel House DORS centers, six hundred seventy-five (675) adult learner students.

(B) For the Gary Middle College charter schools, two hundred (200) adult learner students.

(C) For the Excel Centers for Adult Learners, four thousand two hundred fifty (4,250) adult learner students.

(3) For the 2018-2019 state fiscal year:

(A) For the Christel House DORS centers, eight hundred twenty-five (825) adult learner students.

(B) For the Gary Middle College charter schools, two hundred (200) adult learner students.

(C) For the Excel Centers for Adult Learners, four thousand seven hundred (4,700) adult learner students.

(2) For the 2019-2020 state fiscal year:

(A) For the Christel House DORS centers, eight hundred twenty-five (825) adult learner students.

(B) For the Gary Middle College charter schools, two hundred fifty (250) adult learner students.

(C) For the Excel Centers for Adult Learners, four thousand nine hundred (4,900) adult learner students.

(3) For the 2020-2021 state fiscal year:

(A) For the Christel House DORS centers, eight hundred twenty-five (825) adult learner students.

(B) For the Gary Middle College charter schools, two hundred fifty (250) adult learner students.

(C) For the Excel Centers for Adult Learners, four thousand nine hundred (4,900) adult learner students.

(d) A charter school described in subsection (a) is entitled to receive federal special education funding.

(e) The state funding under this section shall be paid each state fiscal year under a schedule set by the budget agency and approved by the governor. However, the schedule shall provide for at least twelve (12) payments, that one (1) payment shall be made at least every forty (40) days, and the aggregate of the payments in each state fiscal year shall equal the amount required under this section. However, if the appropriations for this purpose are insufficient, the distributions to each recipient shall be reduced proportionately.

(f) A charter school that receives funding as provided in this section must report the following information annually to the state board and (in an electronic format under IC 5-14-6) to the legislative council, on a schedule specified by the state board:

(1) The number of adult learners enrolled in the charter school during the preceding year.

(2) The demographics of the adult learners enrolled in the charter school during the preceding year (in a format requested by the state board).

(3) The graduation rates of the adult learners enrolled in the charter school during the preceding year.

(4) The outcomes for adult learners enrolled in the charter school, as of graduation and as of two (2) years after graduation. A charter school must include information concerning students' job placement



1 outcomes, information concerning students' matriculation into higher education, and any other
2 information concerning outcomes required by the state board.

3 (g) This section expires June 30, ~~2019~~ **2021**.

4 SECTION 184. IC 20-25.7-5-2, AS AMENDED BY P.L.86-2018, SECTION 174, IS AMENDED TO
5 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 2. (a) The board may enter into an agreement
6 with an organizer to reconstitute an eligible school as a participating innovation network charter school
7 or to establish a participating innovation network charter school at a location selected by the board within
8 the boundary of the school corporation. Notwithstanding IC 20-26-7-1, a participating innovation network
9 charter school may be established within a vacant school building.

10 (b) The terms of the agreement entered into between the board and an organizer must specify the
11 following:

12 (1) A statement that the organizer authorizes the department to include the charter school's
13 performance assessment results under IC 20-31-8 when calculating the school corporation's
14 performance assessment under rules adopted by the state board.

15 (2) The amount of state funding, including tuition support (if the participating innovation network
16 charter school is treated in the same manner as a school operated by the school corporation under
17 subsection (d)(2)), and money levied as property taxes that will be distributed by the school
18 corporation to the organizer.

19 (3) The performance goals and accountability metrics agreed upon for the charter school in the
20 charter agreement between the organizer and the authorizer.

21 (c) If an organizer and the board enter into an agreement under subsection (a), the organizer and the
22 board shall notify the department that the agreement has been made under this section within thirty (30)
23 days after the agreement is entered into.

24 (d) Upon receipt of the notification under subsection (c), for school years starting after the date of the
25 agreement:

26 (1) the department shall include the participating innovation network charter school's performance
27 assessment results under IC 20-31-8 when calculating the school corporation's performance
28 assessment under rules adopted by the state board;

29 (2) the department shall treat the participating innovation network charter school in the same manner
30 as a school operated by the school corporation when calculating the total amount of state funding
31 to be distributed to the school corporation unless subsection (e) applies; and

32 (3) if requested by a participating innovation network charter school that reconstitutes an eligible
33 school, the department may use student growth as the state board's exclusive means to determine the
34 innovation network charter school's category or designation of school improvement under 511
35 IAC 6.2-10-10 for a period of three (3) years.

36 (e) If a participating innovation network school was established before January 1, 2016, and for the
37 current school year has a complexity index that is greater than the complexity index for the school
38 corporation that the innovation network school has contracted with, the innovation network school shall
39 be treated as a charter school for purposes of determining tuition support. This subsection expires June
40 30, ~~2019~~ **2021**.

41 SECTION 185. IC 20-26-11-11.5, AS ADDED BY P.L.129-2013, SECTION 1, IS AMENDED TO
42 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 11.5. (a) The following definitions apply to
43 this section:

44 (1) "ADM" means average daily membership (as defined in IC 20-18-2-2).

45 (2) "Facility" means a secure private facility described in IC 31-9-2-115(a)(1).

46 (3) "School corporation" means the Indiana school or charter school that is receiving state tuition
47 support for the student at the time of the student's admission to the facility.



1 (4) "Student" means an individual who:
 2 (A) is more than five (5) years of age and less than twenty-three (23) years of age;
 3 (B) has been admitted to a facility; and
 4 (C) was enrolled in a school corporation during the school year immediately preceding the
 5 student's admission to the facility.
 6 (b) This section applies to a student if:
 7 (1) the student is placed in a facility under the written order of a physician licensed under
 8 IC 25-22.5;
 9 (2) the written order of the physician licensed under IC 25-22.5 is based on medical necessity, as
 10 determined by a physician licensed under IC 25-22.5; and
 11 (3) the student receives educational services provided by the facility.
 12 (c) A facility shall provide written notice to the school corporation not later than five (5) business days
 13 (excluding weekends and holidays) after a student described in subsection (b) is admitted to the facility.
 14 The written notice must include the following:
 15 (1) The student's name, address, and date of birth.
 16 (2) The date on which the student was admitted to the facility.
 17 (3) A copy of the physician's written order.
 18 (4) A statement that the student has opted out of attending school under IC 20-26-11-8.
 19 (5) A statement that the facility will provide all educational services to the student during the
 20 student's admission in the facility.
 21 (d) The school corporation shall pay the facility a daily per diem as determined under subsection (e)
 22 for the educational services provided by the facility to the student during the student's admission in the
 23 facility. The school corporation may not be required to pay for any educational services provided to the
 24 student by the facility exceeding one hundred eighty (180) instructional days or an amount exceeding the
 25 student's proportionate share of state distributions paid to the school corporation, as determined under
 26 subsection (e).
 27 (e) A school corporation shall pay to the facility an amount, prorated according to the number of
 28 instructional days for which the student receives the educational services, equal to:
 29 (1) the student's proportionate share (as compared to the school corporation's total ADM) of basic
 30 tuition support (as determined under ~~IC 20-43-6-3(b)~~ **IC 20-43-6-3**) distributions that are made to
 31 the school corporation for the school year; and
 32 (2) any special education grants received by the school corporation for the student under IC 20-43-7.
 33 Upon request of a facility, the department shall verify the amounts described in this subsection for a
 34 student admitted to the facility.
 35 (f) A school corporation responsible for making a per diem payment under this section shall pay the
 36 facility not later than sixty (60) days after receiving an invoice from the facility. The school corporation
 37 and the facility are entitled to the same remedies for disagreements over amounts or nonpayment of an
 38 amount due as are provided under the laws governing transfer tuition.
 39 (g) For each student admitted to a facility, the facility shall provide the following in accordance with
 40 rules adopted by the state board:
 41 (1) An educational opportunity, including special education and related services, that is comparable
 42 to that of a student attending a school in the school corporation.
 43 (2) A level of educational services from the facility that is comparable to that of a student attending
 44 a school in the school corporation.
 45 (3) Unless otherwise provided in a student's individualized education program (as defined in
 46 IC 20-18-2-9), educational services that include at least the following:
 47 (A) An instructional day that meets the requirements of IC 20-30-2-2.



1 (B) A school year with at least one hundred eighty (180) student instructional days as provided
2 under IC 20-30-2-3.

3 (C) Educationally appropriate textbooks and other materials.

4 (D) Educational services provided by licensed teachers.

5 (h) The state board shall adopt a rule that addresses the responsibilities of the school corporation and
6 the facility with regard to a student with an individualized education program.

7 (i) This section does not limit a student's right to attend a school as provided in IC 20-26-11-8.

8 (j) The state board shall adopt rules under IC 4-22-2 as necessary to implement this section.

9 (k) The state board may adopt emergency rules in the manner provided in IC 4-22-2-37.1 to implement
10 this section.

11 SECTION 186. IC 20-43-1-1, AS AMENDED BY P.L.217-2017, SECTION 107, IS AMENDED TO
12 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 1. This article expires June 30, ~~2019~~ **2021**.

13 SECTION 187. IC 20-43-1-6, AS AMENDED BY P.L.217-2017, SECTION 108, IS AMENDED TO
14 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 6. "ADM" refers to ~~the following~~:

15 ~~(1) Except as provided in subdivision (2), the average daily membership determined under~~
16 ~~IC 20-43-4.~~

17 ~~(2) For the School City of East Chicago school corporation, the average daily membership~~
18 ~~determined under IC 20-43-4-10. This subdivision expires June 30, 2018.~~

19 SECTION 188. IC 20-43-1-7, AS AMENDED BY P.L.217-2017, SECTION 109, IS AMENDED TO
20 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 7. "ADM of the previous year" means: ~~the~~
21 ~~previous year adjusted ADM count.~~

22 **(1) for previous state fiscal years ending before July 1, 2019, the fall count of ADM;**
23 **(2) for previous state fiscal years ending after June 30, 2019, and before July 1, 2020, the**
24 **average of the fall 2018 adjusted ADM count and the fall 2019 adjusted ADM count; and**
25 **(3) for previous state fiscal years ending after June 30, 2020, the average of the previous year's**
26 **fall and spring adjusted ADM counts.**

27 SECTION 189. IC 20-43-1-10, AS AMENDED BY P.L.217-2017, SECTION 110, IS AMENDED TO
28 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 10. "Current ADM" means the: ~~count of~~
29 ~~ADM taken under IC 20-43-4.~~

30 **(1) spring count of ADM for distributions in the months of January through June of the**
31 **calendar year in which the spring count is taken; and**
32 **(2) fall count of ADM for distributions in the months of July through December of the**
33 **calendar year in which the fall count is taken.**

34 SECTION 190. IC 20-43-2-2, AS AMENDED BY P.L.135-2018, SECTION 2, IS AMENDED TO
35 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 2. (a) The maximum state distribution for a
36 state fiscal year for all school corporations for the purposes described in section 3 of this chapter is the
37 amount appropriated by the general assembly for those purposes for that state fiscal year.

38 (b) If the budget director, after review by the budget committee, makes a determination that the amount
39 of the distribution for a state fiscal year for all school corporations for the purposes described in section
40 3 of this chapter exceeds the amount appropriated for these purposes for the state fiscal year, the budget
41 agency shall transfer money from the state tuition reserve account to the state general fund to cover the
42 difference. However, the maximum amount that may be transferred to the state general fund for the state
43 fiscal year may not exceed:

44 ~~(1) twenty-five million dollars (\$25,000,000) for the state fiscal year beginning July 1, 2017; and~~
45 ~~(2) (1) seventy-five million dollars (\$75,000,000) for the state fiscal year beginning July 1, 2018;~~
46 ~~and~~
47 **(2) twenty-five million dollars (\$25,000,000) for a state fiscal year beginning July 1, 2019, or**



1 **thereafter.**

2 (c) Any amounts transferred under this section shall be used to augment the appropriation for state
3 tuition support for the state fiscal year and shall be distributed to school corporations to make or restore
4 the distributions for the purposes described in section 3 of this chapter.

5 (d) Transfers under this section are in addition to any transfers made from the state tuition reserve
6 account under IC 4-12-1-15.7 or any other law.

7 (e) To the extent that the amount appropriated plus the amount transferred is less than the amount that
8 would be distributed under this article, the total amount to be distributed for the purposes described in
9 section 3 of this chapter to each recipient during the remaining months of the state fiscal year shall be
10 proportionately reduced so that the total reductions equal the amount of the excess for the purposes
11 described in section 3 of this chapter.

12 SECTION 191. IC 20-43-2-3, AS AMENDED BY P.L.135-2018, SECTION 3, AND AS AMENDED
13 BY P.L.192-2018, SECTION 47, AND AS AMENDED BY THE TECHNICAL CORRECTIONS BILL
14 OF THE 2019 GENERAL ASSEMBLY, IS CORRECTED AND AMENDED TO READ AS FOLLOWS
15 [EFFECTIVE JUNE 29, 2019]: Sec. 3. ~~If the total amount to be distributed:~~ In determining the total
16 amount to be distributed for purposes of section 2 of this chapter, distributions:

- 17 (1) as basic tuition support;
18 (2) for honors ~~diploma~~ designation awards;
19 ~~(3) for complexity grants;~~
20 ~~(4) (3) for special education grants;~~
21 ~~(5) (4) for career and technical education grants;~~
22 ~~(6) (5) for choice scholarships; and~~
23 ~~(7) (6) for Mitch Daniels early graduation scholarships;~~

24 ~~are to be considered for a particular state fiscal year. exceeds the amounts appropriated by the general~~
25 ~~assembly for those purposes for the state fiscal year; the total amount to be distributed for those purposes~~
26 ~~to each recipient during the remaining months of the state fiscal year shall be proportionately reduced~~
27 ~~so that the total reductions equal the amount of the excess.~~

28 SECTION 192. IC 20-43-2-7.5, AS AMENDED BY P.L.217-2017, SECTION 118, IS AMENDED
29 TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 7.5. (a) Before July 1 of each year, the
30 budget agency, with the assistance of the department, shall estimate the amount of the distributions that
31 will be made for choice scholarships for the following state fiscal year.

32 (b) In a state fiscal year beginning after June 30, 2016, the budget agency may transfer money from
33 the state tuition reserve account to the state general fund if the budget director, after review by the budget
34 committee, makes a determination that the amount of the distribution for that state fiscal year for basic
35 tuition support has been reduced under section 3 of this chapter because the amount of the distributions
36 for choice scholarships for the state fiscal year exceeds the latest estimate prepared by the legislative
37 services agency and provided to members of the general assembly before May 1 of the most recent
38 odd-numbered year concerning the amount of the distributions for choice scholarships for the state fiscal
39 year beginning July 1 of the particular state fiscal year. The maximum amount that may be transferred to
40 the state general fund under this subsection for the state fiscal year may not exceed the lesser of:

- 41 (1) the amount of the reduction in basic tuition support distributions described in this subsection;
42 or
43 (2) twenty-five million dollars (\$25,000,000).

44 Any amounts transferred under this subsection shall be used to augment the appropriation for state tuition
45 support for the state fiscal year and shall be distributed to school corporations to restore the distributions
46 for basic tuition support that are reduced under section 3 of this chapter.

47 (c) Transfers under this section are in addition to any transfers made from the state tuition reserve



1 account under IC 4-12-1-15.7 or any other law.

2 ~~(d) This section expires June 30, 2019.~~

3 SECTION 193. IC 20-43-3-8, AS ADDED BY P.L.217-2017, SECTION 119, IS AMENDED TO
4 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 8. A school corporation's foundation amount
5 is the following:

6 ~~(1) Five thousand two hundred seventy-three dollars (\$5,273) for the state fiscal year beginning July~~
7 ~~1, 2017.~~

8 ~~(2) Five thousand three hundred fifty-two dollars (\$5,352) for the state fiscal year beginning July~~
9 ~~1, 2018.~~

10 **(1) Five thousand five hundred eighty-six dollars (\$5,586) for the state fiscal year beginning**
11 **July 1, 2019.**

12 **(2) Five thousand six hundred ninety-two dollars (\$5,692) for the state fiscal year beginning**
13 **July 1, 2020.**

14 SECTION 194. IC 20-43-4-3, AS AMENDED BY P.L.217-2017, SECTION 122, IS AMENDED TO
15 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 3. (a) Subject to subsection (b), the state
16 board shall make an ADM count of the eligible pupils enrolled in each school corporation two (2) times
17 each school year, with one (1) count date occurring in each of the following periods:

18 (1) The fall count of ADM shall be made on a day during September fixed by the state board.

19 ~~(2) The informational~~ spring count of ADM shall be made on a day during February fixed by the
20 state board.

21 (b) However, if extreme patterns of:

22 (1) student in-migration;

23 (2) illness;

24 (3) natural disaster; or

25 (4) other unusual conditions in a particular school corporation's enrollment;

26 on either a count day fixed by the state board or the subsequent adjustment date cause the enrollment to
27 be unrepresentative of the school corporation's enrollment, the state board may designate another day for
28 determining the school corporation's enrollment.

29 SECTION 195. IC 20-43-4-5, AS AMENDED BY P.L.135-2018, SECTION 5, IS AMENDED TO
30 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 5. **(a)** In determining ADM, each
31 kindergarten pupil who is at least five (5) years of age on ~~August 1 of a school year~~ **the date set forth in**
32 **subsection (b)** shall be counted as:

33 (1) one (1) pupil, if the pupil is enrolled in a full-day kindergarten program; or

34 (2) one-half (1/2) pupil, if the pupil is enrolled in a half-day kindergarten program.

35 If a school corporation commences kindergarten in a school year, the ADM of the current and prior
36 calendar years shall be adjusted to reflect the enrollment of the kindergarten pupils. A kindergarten pupil
37 who is not at least five (5) years of age on ~~August 1 of a school year~~ **the date set forth in subsection (b)**
38 may not be counted.

39 **(b) The date referred to in subsection (a) is as follows:**

40 **(1) For the state fiscal year beginning July 1, 2018, August 1 of the school year.**

41 **(2) For the state fiscal year beginning July 1, 2019, September 1 of the school year.**

42 **(3) For a state fiscal year beginning on or after July 1, 2020, October 1 of the school year.**

43 SECTION 196. IC 20-43-4-9, AS AMENDED BY P.L.217-2017, SECTION 124, IS AMENDED TO
44 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 9. (a) Subject to subsections (b) and (c), this
45 subsection applies to the calculation of state tuition support distributions that are based on the current
46 ADM of a school corporation. The **fall** count of ADM, as adjusted by the state board under section 2 of
47 this chapter, shall be used to compute state tuition support distributions **made in the first six (6) months**



1 of the current state fiscal year, and the spring count of ADM, as adjusted by the state board under
2 section 2 of this chapter, shall be used to compute state tuition support distributions made in the
3 second six (6) months of the state fiscal year.

4 (b) This subsection applies to a school corporation that does not provide the estimates required by
5 section 2(b) of this chapter before the deadline. For monthly state tuition support distributions made
6 before the count of ADM is finalized, the department shall determine the distribution amount for such a
7 school corporation for a state fiscal year of the biennium, using data that were used by the general
8 assembly in determining the state tuition support appropriation for the budget act for that state fiscal year.
9 The department may adjust the data used under this subsection for errors.

10 (c) If the state board adjusts a count of ADM after a distribution is made under this article, the adjusted
11 count retroactively applies to the amount of state tuition support distributed to a school corporation
12 affected by the adjusted count. The department shall settle any overpayment or underpayment of state
13 tuition support resulting from an adjusted count of ADM on the schedule determined by the department
14 and approved by the budget agency.

15 SECTION 197. IC 20-43-6-3, AS AMENDED BY P.L.217-2017, SECTION 127, IS AMENDED TO
16 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 3. (a) A school corporation's basic tuition
17 support for a state fiscal year is the amount determined under the applicable provision of this section.

18 (b) **This subsection applies to a school corporation that does not have any students in the school**
19 **corporation's current ADM for the year for whom, of the instructional services that the students**
20 **receive from the school corporation, at least fifty percent (50%) is virtual instruction.** The school
21 corporation's basic tuition support for a state fiscal year is equal to **the result using the following**
22 **formula:**

23 **STEP ONE: Multiply the foundation amount ~~multiplied~~ by the school corporation's current ADM.**
24 **for the year.**

25 **STEP TWO: Multiply the foundation amount by six thousand six hundred sixty-seven ten**
26 **thousandths (0.6667).**

27 **STEP THREE: Multiply the STEP TWO amount by the school corporation's complexity index.**

28 **STEP FOUR: Multiply the STEP THREE amount by the school corporation's current ADM.**

29 **STEP FIVE: This STEP applies only to a school corporation that has at least eighteen percent**
30 **(18%) of its ADM eligible for the English language learners program and that experienced a**
31 **percentage decrease of at least forty-five percent (45%) in the school corporation's complexity**
32 **index for the school year ending in 2017 compared to the school corporation's complexity**
33 **index for the current school year. For such a school corporation determine the result of:**

34 **(A) the school corporation's current ADM; multiplied by**

35 **(B) one hundred twenty-eight dollars (\$128).**

36 **STEP SIX: Determine the result of:**

37 **(A) the STEP ONE amount; plus**

38 **(B) the STEP FOUR amount; plus**

39 **(C) the STEP FIVE amount, if applicable.**

40 (c) **This subsection applies to a school corporation that has students in the school corporation's**
41 **current ADM for the year for whom, of the instructional services that the students receive from the**
42 **school corporation, at least fifty percent (50%) is virtual instruction. The school corporation's basic**
43 **tuition support for a state fiscal year is equal to the result using the following formula:**

44 **STEP ONE: Determine the total number of students in the school corporation's current ADM**
45 **for the year for whom, of the instructional services that the students receive from the school**
46 **corporation, at least fifty percent (50%) is virtual instruction.**

47 **STEP TWO: Determine the result of the school corporation's current ADM for the year minus**



the STEP ONE amount.

STEP THREE: Determine the result of:

(A) the foundation amount; multiplied by

(B) the STEP TWO amount.

STEP FOUR: Determine the result of:

(A) the STEP ONE amount; multiplied by

(B) eighty percent (80%) of the foundation amount.

STEP FIVE: Multiply the foundation amount by six thousand six hundred sixty-seven ten thousandths (0.6667).

STEP SIX: Multiply the STEP FIVE amount by the school corporation's complexity index.

STEP SEVEN: Multiply the STEP SIX amount by the STEP TWO amount.

STEP EIGHT: Multiply the STEP SIX amount by the STEP ONE amount.

STEP NINE: Multiply the STEP EIGHT amount by eighty percent (80%).

STEP TEN: This STEP applies only to a school corporation that has at least eighteen percent (18%) of its ADM eligible for the English language learners program and that experienced a percentage decrease of at least forty-five percent (45%) in the school corporation's complexity index for the school year ending in 2017 compared to the school corporation's complexity index for the current school year. For such a school corporation determine the result of:

(A) the school corporation's current ADM; multiplied by

(B) one hundred twenty-eight dollars (\$128).

STEP ELEVEN: Determine the result of:

(A) the STEP THREE amount; plus

(B) the STEP FOUR amount; plus

(C) the STEP SEVEN amount; plus

(D) the STEP NINE amount; plus

(E) the STEP TEN amount, if applicable.

(c) This subsection applies to students of a virtual charter school. A virtual charter school's basic tuition support for a state fiscal year for those students is the amount determined under IC 20-24-7-13.

SECTION 198. IC 20-43-7-6, AS AMENDED BY P.L.217-2017, SECTION 130, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 6. A school corporation's special education grant for a state fiscal year is equal to the sum of the following:

(1) The nonduplicated count of pupils in programs for severe disabilities multiplied by the following:

(A) Eight thousand nine hundred seventy-six dollars (\$8,976) for the state fiscal year beginning July 1, 2017.

(B) nine thousand one hundred fifty-six dollars (\$9,156). for the state fiscal year beginning July 1, 2018.

(2) The nonduplicated count of pupils in programs of mild and moderate disabilities multiplied by two thousand three hundred dollars (\$2,300).

(3) The duplicated count of pupils in programs for communication disorders multiplied by five hundred dollars (\$500).

(4) The cumulative count of pupils in homebound programs multiplied by five hundred dollars (\$500).

(5) The nonduplicated count of pupils in special preschool education programs multiplied by two thousand seven hundred fifty dollars (\$2,750): the following:

(A) Two thousand eight hundred seventy-five dollars (\$2,875) for the state fiscal year beginning July 1, 2019.

(B) Three thousand dollars (\$3,000) for the state fiscal year beginning July 1, 2020.



SECTION 199. IC 20-43-8-7.5, AS ADDED BY P.L.230-2017, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 7.5. (a) ~~Not later than December 1, 2017, and each December 1 thereafter,~~ The department of workforce development shall designate each career and technical education program as:

- (1) an apprenticeship program;
- (2) a cooperative education program;
- (3) a work based learning program;
- (4) a high value program;
- (5) a moderate value program;
- (6) a less than moderate value program;
- (7) an introductory program; or
- (8) a foundational career and technical education course.

The designation of career and technical education programs by the department of workforce development under this section must be reviewed and approved by the state board as provided in this section.

(b) Not later than December 1, 2019, and each December 1 thereafter, the department of workforce development shall designate each career and technical education program as:

- (1) an apprenticeship program;**
- (2) a work based learning program;**
- (3) a high value level 1 program;**
- (4) a high value level 2 program;**
- (5) a moderate value level 1 program;**
- (6) a moderate value level 2 program;**
- (7) a less than moderate value level 1 program;**
- (8) a less than moderate value level 2 program;**
- (9) a planning for college and career course; or**
- (10) an introductory program.**

The designation of career and technical education programs by the department of workforce development under this section must be reviewed and approved by the state board as provided in this section.

~~(b)~~ **(c)** If a new career and technical education program is created by rule, the department of workforce development shall determine the category in which the program is designated under subsection (a) **or (b)**. A career and technical education program must be approved by the department of workforce development in order for a school corporation to be eligible to receive a grant amount for the career and technical education program under section 15 of this chapter.

~~(c)~~ **(d)** ~~Not later than December 1, 2017, and each December 1 thereafter,~~ **of each year,** the department of workforce development shall provide a report to the state board that includes the following information:

- (1) A list of the career and technical education courses for the next school year that are designated by the department of workforce development under this section.
- (2) The labor market demand used to designate each career and technical education program under this section.
- (3) The average wage level used to designate each career and technical education program under this section.
- (4) If applicable, the labor market demand and average wage level data for specific regions, counties, and municipalities.
- (5) Any other information pertinent to the methodology used by the department of workforce development to designate each career and technical education program under this section.

~~(d)~~ **(e)** ~~Not later than January 1, 2018, and each January 1 thereafter,~~ **of each year,** the state board shall



1 review and approve the report provided by the department of workforce development under subsection
2 ~~(e)~~ **(d)** at a public meeting to ensure that the list of courses is in compliance with the long range state plan
3 developed under IC 20-20-38-4. Not later than ~~January 1, 2018; and each January 1 thereafter; of each~~
4 **year**, the state board shall send its determination to the department of workforce development. Upon
5 receipt of the state board's determination, the department of workforce development shall provide the
6 approved report to the department.

7 ~~(e)~~ **(f)** The department of workforce development shall publish the approved report under subsection
8 ~~(d)~~ **(e)** on the department of workforce development's Internet web site, including the following:

9 (1) The list of career and technical education programs that are designated by the department of
10 workforce development under this section.

11 (2) The labor market demand used to designate each career and technical education program under
12 this section.

13 (3) The average wage level used to designate each career and technical education program under
14 this section.

15 (4) If applicable, the labor market demand and average wage level data for specific regions, counties,
16 and municipalities.

17 (5) Any other information pertinent to the methodology used by the department of workforce
18 development to designate each career and technical education program under this section.

19 In addition, the department shall notify all school corporations of the state board's approval of the report
20 under subsection ~~(d)~~ **(e)** and provide a link within the notice to the approved report published on the
21 department of workforce development's Internet web site under this subsection.

22 SECTION 200. IC 20-43-8-13, AS ADDED BY P.L.230-2017, SECTION 22, IS AMENDED TO
23 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 13. ~~(a) This section applies to a state fiscal~~
24 ~~year beginning after June 30, 2018.~~

25 ~~(b)~~ **(a)** A school corporation shall count each pupil enrolled in a program designated under section 7.5
26 of this chapter for the purposes of determining a school corporation's career and technical education
27 enrollment grant under section 15 of this chapter. Each school corporation shall report its pupil enrollment
28 count under this section to the department.

29 ~~(e)~~ **(b)** A pupil may be counted in more than one (1) of the career and technical education programs
30 if the pupil is enrolled in more than one (1) of the career and technical education programs at the time
31 pupil enrollment is determined.

32 ~~(d)~~ **(c)** If the department adjusts a count of ADM after a distribution is made under this chapter, the
33 adjusted count retroactively applies to the grant amounts distributed to a school corporation affected by
34 the adjusted count. The department shall settle any overpayment or underpayment of grant amounts
35 resulting from an adjusted count of ADM on a schedule determined by the department and approved by
36 the budget agency.

37 ~~(e)~~ **(d)** The distribution of the grant amounts under this chapter shall be made each state fiscal year
38 under a schedule set by the budget agency and approved by the governor.

39 ~~(f)~~ Each school corporation that receives a grant under this chapter shall report to the department, in
40 a manner prescribed by the department, the pupil count and the per pupil cost to the school corporation
41 for each career and technical education program in which the school corporation includes pupils in the
42 school corporation's enrollment count under subsection ~~(b)~~:-

43 **(e)** The department shall report the pupil count for each career and technical education program
44 in which the school corporation includes pupils in the school corporation's enrollment count under
45 subsection (b). The department shall estimate the per pupil cost of each program and report the
46 average per pupil expenditure for each school corporation in the state fiscal year beginning July
47 1, 2016, and in the state fiscal year beginning July 1, 2017, and the projected statewide average per



pupil expenditure for the state fiscal year beginning July 1, 2018. The department shall post the school corporation's pupil count and per pupil costs ~~reported to the department under this subsection~~ on the department's Internet web site.

SECTION 201. IC 20-43-8-14, AS ADDED BY P.L.230-2017, SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 14. ~~(a) This section applies after June 30, 2018.~~

~~(b)~~ **(a)** Not later than November 1 of each odd-numbered year, the department of workforce development shall update wage threshold data used to categorize career and technical education programs under section 7.5 of this chapter for use in the two (2) subsequent school years.

~~(c)~~ **(b)** The department of workforce development may not update wage threshold data as provided in subsection ~~(b)~~ **(a)** more often than once each biennium.

SECTION 202. IC 20-43-8-15, AS AMENDED BY P.L.86-2018, SECTION 184, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 15. ~~(a) This section applies to state fiscal years beginning after June 30, 2018.~~

~~(b)~~ **(a)** **This subsection applies to the state fiscal year beginning July 1, 2019.** A school corporation's career and technical education enrollment grant for a state fiscal year is the sum of the amounts determined under the following STEPS:

STEP ONE: Determine for each career and technical education program provided by the school corporation:

(A) the number of credit hours of the program (one (1) credit, two (2) credits, or three (3) credits); multiplied by

(B) the number of pupils enrolled in the program; multiplied by

(C) the following applicable amount:

(i) Six hundred eighty dollars (\$680) for a career and technical education program designated by the department of workforce development as a high value program under section 7.5 of this chapter.

(ii) Four hundred dollars (\$400) for a career and technical education program designated by the department of workforce development as a moderate value program under section 7.5 of this chapter.

(iii) Two hundred dollars (\$200) for a career and technical education program designated by the department of workforce development as a less than moderate value program under section 7.5 of this chapter.

STEP TWO: Determine the number of pupils enrolled in an apprenticeship program, a cooperative education program, a foundational career and technical education course, or a work based learning course designated under section 7.5 of this chapter multiplied by one hundred fifty dollars (\$150).

STEP THREE: Determine the number of pupils enrolled in an introductory program designated under section 7.5 of this chapter multiplied by three hundred dollars (\$300).

STEP FOUR: Determine the number of pupils who travel from the school in which they are currently enrolled to another school to participate in a career and technical education program in which pupils from multiple schools are served at a common location multiplied by one hundred fifty dollars (\$150).

(b) This subsection applies to state fiscal years beginning after June 30, 2020. A school corporation's career and technical education enrollment grant for a state fiscal year is the sum of the amounts determined under the following STEPS:

STEP ONE: Determine for each career and technical education program provided by the school corporation:

(A) the number of credit hours of the program (one (1) credit, two (2) credits, or three (3)



credits); multiplied by
(B) the number of pupils enrolled in the program; multiplied by
(C) the following applicable amount:
(i) Six hundred eighty dollars (\$680) for a career and technical education program designated by the department of workforce development as a high value level 1 program under section 7.5 of this chapter.
(ii) One thousand twenty dollars (\$1,020) for a career and technical education program designated by the department of workforce development as a high value level 2 program under section 7.5 of this chapter.
(iii) Four hundred dollars (\$400) for a career and technical education program designated by the department of workforce development as a moderate value level 1 program under section 7.5 of this chapter.
(iv) Six hundred dollars (\$600) for a career and technical education program designated by the department of workforce development as a moderate value level 2 program under section 7.5 of this chapter.
(v) Two hundred dollars (\$200) for a career and technical education program designated by the department of workforce development as a less than moderate value level 1 program under section 7.5 of this chapter.
(vi) Three hundred dollars (\$300) for a career and technical education program designated by the department of workforce development as a less than moderate value level 2 program under section 7.5 of this chapter.

STEP TWO: Determine the number of pupils enrolled in an apprenticeship program or a work based learning program designated under section 7.5 of this chapter multiplied by five hundred dollars (\$500).

STEP THREE: Determine the number of pupils enrolled in an introductory program designated under section 7.5 of this chapter multiplied by three hundred dollars (\$300).

STEP FOUR: Determine the number of pupils enrolled in a planning for college and career course under section 7.5 of this chapter at the school corporation that is approved by the department of workforce development multiplied by one hundred fifty dollars (\$150).

STEP FIVE: Determine the number of pupils who travel from the school in which they are currently enrolled to another school to participate in a career and technical education program in which pupils from multiple schools are served at a common location multiplied by one hundred fifty dollars (\$150).

(c) The amount distributed under subsection (b) may not exceed one hundred thirty million dollars (\$130,000,000) for a state fiscal year. If the amount determined under subsection (b) will exceed one hundred thirty million dollars (\$130,000,000) for a state fiscal year, the amount distributed to each recipient during the remaining months of the state fiscal year shall be proportionately reduced so that the total reductions equal the amount of the excess for the state fiscal year.

SECTION 203. IC 20-43-10-3.5, AS AMENDED BY P.L.86-2018, SECTION 185, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 3.5. (a) As used in this section, "school" means a school corporation, charter school, and a virtual charter school.

(b) Subject to the requirements of this section, a school qualifies for a teacher appreciation grant as provided in this section for a state fiscal year if one (1) or more licensed teachers:

- (1) employed in the classroom by the school; or
- (2) directly providing virtual education;

were rated as effective or as highly effective, using the most recently completed teacher ratings.



(c) A school may not receive a teacher appreciation grant under this section unless:

- (1) the school has in the state fiscal year in which the teacher appreciation grants are made under this section:
 - (A) adopted an annual policy concerning the distribution of teacher appreciation grants; and
 - (B) submitted the policy to the department for approval; and
- (2) the department has approved the policy.

The department shall specify the date by which a policy described in subdivision (1) must be submitted to the department.

(d) The amount of a teacher appreciation grant for a qualifying school corporation or virtual charter school is equal to:

- (1) ~~thirty~~ **forty-five** dollars (~~\$30~~); (**\$45**); multiplied by
- (2) the school's current ADM.

However, the grant amount for a virtual charter school may not exceed the statewide average grant amount.

(e) The following apply to the distribution of teacher appreciation grants:

- (1) If the total amount to be distributed as teacher appreciation grants for a particular state fiscal year exceeds the amount appropriated by the general assembly for teacher appreciation grants for that state fiscal year, the total amount to be distributed as teacher appreciation grants to schools shall be proportionately reduced so that the total reduction equals the amount of the excess. The amount of the reduction for a particular school is equal to the total amount of the excess multiplied by a fraction. The numerator of the fraction is the amount of the teacher appreciation grant that the school would have received if a reduction were not made under this section. The denominator of the fraction is the total amount that would be distributed as teacher appreciation grants to all schools if a reduction were not made under this section.
- (2) If the total amount to be distributed as teacher appreciation grants for a particular state fiscal year is less than the amount appropriated by the general assembly for teacher appreciation grants for that state fiscal year, the total amount to be distributed as teacher appreciation grants to schools for that particular state fiscal year shall be proportionately increased so that the total amount to be distributed equals the amount of the appropriation for that particular state fiscal year.

(f) The annual teacher appreciation grant to which a school is entitled for a state fiscal year shall be distributed to the school before December 5 of that state fiscal year.

(g) The following apply to a school's policy under subsection (c) concerning the distribution of teacher appreciation grants:

- (1) The governing body shall differentiate between a teacher rated as a highly effective teacher and a teacher rated as an effective teacher. The policy must provide that the amount of a stipend awarded to a teacher rated as a highly effective teacher must be at least twenty-five percent (25%) more than the amount of a stipend awarded to a teacher rated as an effective teacher.
- (2) The governing body of a school may differentiate between school buildings.
- (3) A stipend to an individual teacher in a particular year is not subject to collective bargaining, but is discussable, and is in addition to the minimum salary or increases in salary set under IC 20-28-9-1.5. The governing body may provide that an amount not exceeding fifty percent (50%) of the amount of a stipend to an individual teacher in a particular state fiscal year becomes a permanent part of and increases the base salary of the teacher receiving the stipend for school years beginning after the state fiscal year in which the stipend is received. The addition to base salary is not subject to collective bargaining, but is discussable.

(h) A teacher appreciation grant received by a school shall be allocated among and used only to pay cash stipends to all licensed teachers employed in the classroom who are rated as effective or as highly



effective and employed by the school as of December 1. **The following apply to the grant allocation under this subsection:**

(1) Two-thirds (2/3) of the grant received by the school must be granted to all licensed teachers employed in the classroom who are rated as effective or as highly effective and employed.

(2) The remaining one-third (1/3) of the grant received by a school must be granted to teachers with less than five (5) years of service who are rated as effective or as highly effective, in addition to the grant amount to those teachers under subdivision (1).

(i) The lead school corporation or interlocal cooperative administering a cooperative or other special education program or administering a career and technical education program, including programs managed under IC 20-26-10, IC 20-35-5, IC 20-37, or IC 36-1-7, shall award teacher appreciation grant stipends to and carry out the other responsibilities of an employing school corporation under this section for the teachers in the special education program or career and technical education program.

(j) A school shall distribute all stipends from a teacher appreciation grant to individual teachers within twenty (20) business days of the date the department distributes the teacher appreciation grant to the school. Any part of the teacher appreciation grant not distributed as stipends to teachers before February must be returned to the department on the earlier of the date set by the department or June 30 of that state fiscal year.

(k) The department, after review by the budget committee, may waive the December 5 deadline under subsection (f) to distribute an annual teacher appreciation grant to the school under this section for that state fiscal year and approve an extension of that deadline to a later date within that state fiscal year, if the department determines that a waiver and extension of the deadline are in the public interest.

(l) The state board may adopt rules under IC 4-22-2, including emergency rules in the manner provided in IC 4-22-2-37.1, as necessary to implement this section.

(m) This section expires June 30, ~~2019~~ **2021**.

SECTION 204. IC 20-43-13-1, AS ADDED BY P.L.205-2013, SECTION 301, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 1. This chapter applies to all school corporations ~~including~~ **except** virtual charter schools.

SECTION 205. IC 20-43-13-3 IS REPEALED [EFFECTIVE JUNE 29, 2019]. ~~Sec. 3: The total amount to be distributed under this chapter to a school corporation or charter school for a state fiscal year is the amount determined using the following formula:~~

STEP ONE: Determine the product of:

(A) the school corporation's complexity index determined under section 4 of this chapter; multiplied by

(B) three thousand five hundred thirty-nine dollars (\$3,539);

STEP TWO: Determine the product of:

(A) the STEP ONE result; multiplied by

(B) the school corporation's current ADM;

STEP THREE: This STEP applies only to a school corporation that has at least eighteen percent (18%) of its ADM eligible for the English language learners program and that experienced a percentage decrease of at least forty-five percent (45%) in the school corporation's complexity index for the school year ending in 2017 compared to the school corporation's complexity index for the current school year. Determine the result of:

(A) the STEP TWO amount; plus

(B) the result of:

(i) the school corporation's current ADM; multiplied by

(ii) one hundred twenty-eight dollars (\$128);

SECTION 206. IC 20-43-13-4, AS AMENDED BY P.L.217-2017, SECTION 134, IS AMENDED TO



1 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 4. **(a)** The complexity index is the percentage
2 of the school corporation's students who were receiving Supplemental Nutrition Assistance Program
3 (SNAP) benefits, Temporary Assistance for Needy Families (TANF) benefits, or foster care services as
4 of October 1 in the school year ending in the later of:

5 (1) ~~2017~~; **2019**; or

6 (2) the first year of operation of the school corporation.

7 **(b)** For a conversion charter school, the percentage determined under this ~~STEP~~ **section** is the
8 percentage of the sponsor school corporation.

9 **(c) For a participating innovation network charter school, the percentage determined under this**
10 **section is the greater of the percentage for the:**

11 **(1) innovation network school; or**

12 **(2) school corporation with which the innovation network school has contracted.**

13 SECTION 207. IC 20-45-7-19, AS AMENDED BY P.L.217-2017, SECTION 135, IS AMENDED TO
14 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 19. Before July 11 of each year, the state
15 superintendent shall certify to the county auditor:

16 (1) the consolidated ADA ratio of the qualified school corporations;

17 (2) the number of pupils in the ~~fall~~ **spring** count under IC 20-43-4 of each qualified school
18 corporation for the school year ending in the calendar year; and

19 (3) an estimate of these statistics for the succeeding school year.

20 SECTION 208. IC 20-45-8-18, AS AMENDED BY P.L.217-2017, SECTION 136, IS AMENDED TO
21 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 18. (a) Before July 11 of each year, the state
22 superintendent shall deliver to the county auditor a certified statement of the ~~fall~~ **spring** count of pupils
23 under IC 20-43-4 in grades 1 through 12 residing in each qualified school corporation for the school year
24 ending in the calendar year.

25 (b) Upon the receipt of the information, the county auditor shall compute the amount to be distributed
26 to each of the qualified school corporations from the receipts of the tax levy, based on the formula set
27 forth in this chapter.

28 (c) The county auditor shall annually issue a warrant to the county treasurer ordering the payment to
29 the respective qualified school corporations the various amounts in the fund at each semiannual tax
30 settlement period during the year in which the tax has been collected.

31 (d) The qualified school corporations and the proper officials and employees of the qualified school
32 corporations shall receive the receipts distributed by the county treasurer in the same manner as other tax
33 receipts are received.

34 SECTION 209. IC 20-45-8-22, AS AMENDED BY P.L.217-2017, SECTION 137, IS AMENDED TO
35 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 22. (a) The amount to be raised by the tax
36 shall be determined in any calendar year by the county auditor and certified to by the board of county
37 commissioners before the time for making the county budgets in the year.

38 (b) The amount is the total of the entitlements of all qualified school corporations.

39 (c) The entitlement of each qualified school corporation calculated in a calendar year is an amount
40 equal to the result determined under STEP TWO of the following formula:

41 STEP ONE: Calculate the quotient of:

42 (A) the total amount deposited in the fund in calendar year 1979 or the first year in which a
43 deposit was made, whichever is later; divided by

44 (B) the total count of pupils of the immediately preceding school year of qualified school
45 corporations that received money from the fund in 1979, as determined in the ~~fall~~ **spring** count
46 of pupils under IC 20-43-4 for the school year ending in the immediately preceding calendar year.

47 STEP TWO: Calculate the product of:



1 (A) the STEP ONE result; multiplied by

2 (B) the total count of pupils of the immediately preceding school year of qualified school
3 corporations that received money from the fund in 1979, as determined in the ~~fall~~ **spring** count
4 of pupils under IC 20-43-4 for the school year ending in the immediately preceding calendar year.

5 SECTION 210. IC 20-51-4-4, AS AMENDED BY P.L.106-2016, SECTION 17, IS AMENDED TO
6 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2019]: Sec. 4. (a) The amount an eligible choice
7 scholarship student is entitled to receive under this chapter for a school year is equal to the following:

8 (1) The least of the following:

9 (A) The sum of the tuition, transfer tuition, and fees required for enrollment or attendance of the
10 eligible choice scholarship student at the eligible school selected by the eligible choice scholarship
11 student for a school year that the eligible choice scholarship student (or the parent of the eligible
12 choice scholarship student) would otherwise be obligated to pay to the eligible school.

13 (B) An amount equal to:

14 (i) ninety percent (90%) of the state tuition support amount determined under section 5 of this
15 chapter if the eligible choice scholarship student is a member of a household with an annual
16 income of not more than the amount required for the eligible choice scholarship student to
17 qualify for the federal free or reduced price lunch program; ~~and~~

18 **(ii) seventy percent (70%) of the state tuition support amount determined under section**
19 **5 of this chapter if the eligible choice scholarship student is a member of a household with**
20 **an annual income of, in the case of an individual not described in section 2.5 of this chapter**
21 **or item (i), not more than one hundred twenty-five percent (125%) of the amount required**
22 **for the eligible choice scholarship student to qualify for the federal free or reduced price**
23 **lunch program; and**

24 ~~(ii)~~ **(iii) fifty percent (50%) of the state tuition support amount determined under section 5 of**
25 **this chapter if the eligible choice scholarship student is a member of a household with an annual**
26 **income of, in the case of an individual not described in section 2.5 of this chapter or item (i)**
27 **or (ii), not more than one hundred fifty percent (150%) of the amount required for the eligible**
28 **choice scholarship student to qualify for the federal free or reduced price lunch program or, in**
29 **the case of an individual described in section 2.5 of this chapter, not more than two hundred**
30 **percent (200%) of the amount required for the eligible choice scholarship student to qualify for**
31 **the federal free or reduced price lunch program.**

32 (2) In addition, if the eligible choice scholarship student has been identified as eligible for special
33 education services under IC 20-35 and the eligible school provides the necessary special education
34 or related services to the eligible choice scholarship student, any amount that a school corporation
35 would receive under IC 20-43-7 for the eligible choice scholarship student if the eligible choice
36 scholarship student attended the school corporation. However, if an eligible choice scholarship
37 student changes schools during the school year after the December 1 count under IC 20-43-7-1 of
38 eligible pupils enrolled in special education programs and the eligible choice scholarship student
39 enrolls in a different eligible school, any choice scholarship amounts paid to the eligible choice
40 scholarship student for the remainder of the school year after the eligible choice scholarship student
41 enrolls in the different eligible school shall not include amounts that a school corporation would
42 receive under IC 20-43-7 for the eligible choice scholarship student if the eligible choice scholarship
43 student attended the school corporation.

44 (b) The amount an eligible choice scholarship student is entitled to receive under this chapter if the
45 eligible student applies for the choice scholarship under ~~section 7(c)(2)~~ **section 7(e)** of this chapter shall
46 be reduced on a prorated basis in the manner prescribed in section 6 of this chapter.

47 SECTION 211. IC 20-51-4-7, AS AMENDED BY P.L.217-2017, SECTION 140, IS AMENDED TO



1 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) The department shall administer this
2 chapter.

3 (b) The department shall approve an application for an eligible school within fifteen (15) days after
4 the date the school requests to participate in the choice scholarship program.

5 (c) The department shall approve an application for a choice scholarship student within fifteen (15)
6 days after the date the student requests to participate in the choice scholarship program.

7 (d) Each year, at a minimum, the department shall accept applications from March 1 through
8 September 1 for eligible schools for the upcoming school year.

9 (e) Each year, the department shall accept applications for choice scholarship students from:

10 (1) March 1 through September 1 for the upcoming school year; **and**

11 (2) **November 1 through January 15 for the spring semester of the current school year.**

12 (f) This chapter may not be construed in a manner that would impose additional requirements for
13 approving an application for an eligible school placed in a "null" or "no letter grade" category established
14 under IC 20-31-8-3(b).

15 (g) The department shall adopt rules under IC 4-22-2 to implement this chapter.

16 (h) The department may adopt emergency rules under IC 4-22-2-37.1 to implement this chapter.

17 SECTION 212. IC 21-38-3-13, AS ADDED BY P.L.138-2012, SECTION 5, IS AMENDED TO
18 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 13. A state educational institution that provides
19 or sponsors a post-employment benefit (as defined in IC 5-10-16-5) shall submit to the ~~office of~~
20 ~~management and budget~~ **Indiana public retirement system established by IC 5-10.5-2-1** not later than
21 November 1 each year an OPEB (as defined in IC 5-10-16-4) report for the state educational institution.
22 Each state educational institution shall provide information required under GASB Statements ~~43 74~~ and
23 ~~45 75~~ and any other information requested by the ~~OMB~~ **Indiana public retirement system** or the budget
24 committee.

25 SECTION 213. IC 31-19-26.5-3, AS ADDED BY P.L.146-2008, SECTION 562, IS AMENDED TO
26 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 3. **(a) Subject to section 4 of this chapter,**
27 the department ~~may~~ **shall** make payments of adoption subsidy under this chapter for the benefit of a child
28 with special needs if the department has:

29 (1) either:

30 (A) entered into a written agreement **under section 10.5 of this chapter** with the adoptive parent
31 or parents, before or at the time the court enters a final decree of adoption under IC 31-19-11-1,
32 that specifies the amount, terms, and conditions of the adoption assistance payments; or

33 (B) received a written final order in an administrative appeal in accordance with section 12(4) of
34 this chapter concluding that the adoptive parents are eligible for a subsidy payable under this
35 chapter and determining the appropriate subsidy amount; **and**

36 ~~(2) determined that sufficient funds are available in the adoption assistance account of the state~~
37 ~~general fund; and can reasonably be anticipated to be available in that account during the term of~~
38 ~~the agreement or order; to make the payments as specified in the agreement or order; and~~

39 ~~(3) (2) determined that the child is not eligible for adoption assistance under 42 U.S.C. 673.~~

40 **(b) This section does not prohibit the department from modifying or terminating an agreement**
41 **with the adoptive parent or parents under this chapter. However, the department may not**
42 **terminate an agreement with the adoptive parent or parents due to insufficient funds in the**
43 **adoption assistance account.**

44 SECTION 214. IC 31-19-26.5-5, AS ADDED BY P.L.146-2008, SECTION 562, IS AMENDED TO
45 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. **(a) Subject to subsection (b),** the amount
46 of adoption subsidy payments under this chapter may not exceed the amount that would be payable by
47 the department for the monthly cost of care of the adopted child in a foster family home at the time



1 (+) the adoption subsidy agreement is made or
2 (2) the subsidy is payable under the terms of the agreement,
3 whichever is greater.

4 **(b) In the case of an adoptive parent of a child with special needs that is in the therapeutic foster**
5 **care or therapeutic plus category of supervision, the amount of adoption subsidy payments under**
6 **this chapter may not be less than an amount equal to fifty percent (50%) of the per diem rate**
7 **determined by the department for the:**

8 (1) therapeutic foster care; or

9 (2) therapeutic plus;

10 **category of supervision, which ever is applicable, that would be payable by the department for the**
11 **monthly cost of care of the adopted child in a foster family home at the time the adoption subsidy**
12 **agreement is made or the subsidy is payable under the terms of the agreement, whichever is**
13 **greater.**

14 SECTION 215. IC 31-19-26.5-10, AS ADDED BY P.L.146-2008, SECTION 562, IS AMENDED TO
15 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 10. An adoption assistance account is
16 established within the state general fund for the purpose of funding adoption subsidy payments under this
17 chapter and the state's share of adoption assistance payments under 42 U.S.C. 673. The account consists
18 of:

19 (1) amounts specifically appropriated to the department by the general assembly for adoption
20 assistance;

21 (2) amounts allocated by the department to the adoption assistance account from ~~the department~~
22 ~~funds available to the department;~~ **in accordance with section 10.5 of this chapter;** and

23 (3) any other amounts contributed or paid to the department for adoption assistance under this
24 chapter.

25 SECTION 216. IC 31-19-26.5-10.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION
26 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 10.5. (a) Subject to section 4 of this**
27 **chapter, the department shall:**

28 (1) **enter into a written agreement described under section 3(a)(1)(A) of this chapter with each**
29 **adoptive parent of a child with special needs who is eligible for an adoption subsidy under this**
30 **chapter; and**

31 (2) **allocate funds to the adoption assistance account necessary to meet the requirements under**
32 **section 3 of this chapter.**

33 **(b) This section does not require the department to enter into an agreement to:**

34 (1) **make additional payments under section 6 of this chapter; or**

35 (2) **continue adoption subsidy payments under section 9(b) of this chapter.**

36 SECTION 217. IC 31-19-26.5-11, AS ADDED BY P.L.146-2008, SECTION 562, IS AMENDED TO
37 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 11. (a) ~~In determining the availability of funds~~
38 ~~in the adoption assistance account for payments of adoption subsidies under this chapter;~~ **Subject to**
39 **sections 3 and 10.5 of this chapter,** the department shall give priority to payments required by court
40 orders for county adoption subsidies entered under IC 31-19-26 (before its repeal).

41 (b) The provisions of this chapter applicable to continuation, modification, or termination of adoption
42 subsidy payments shall apply after January 1, 2009, to county adoption subsidy orders entered under
43 IC 31-19-26 (before its repeal).

44 SECTION 218. IC 31-19-26.5-12, AS ADDED BY P.L.146-2008, SECTION 562, IS AMENDED TO
45 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 12. The department shall adopt rules under
46 IC 4-22-2, as needed, to carry out this chapter. The rules must include at least the following subjects:

47 (1) The application and determination process for subsidies or other assistance provided under this



chapter.

(2) The standards for determination of a child with special needs.

(3) The process for determining the duration, extension, modification, and termination of agreements, as provided in sections 8 and 9 of this chapter.

(4) The procedure for administrative review and appeal of determinations made by the department under this chapter.

(5) **Subject to sections 3 and 10.5 of this chapter**, the procedure for determining availability of funds for new subsidy agreements and continuation of existing agreements or orders under this chapter and IC 31-19-26 (before its repeal), including any funding limitations or priorities as provided in sections 4 and 11 of this chapter.

SECTION 219. IC 31-34-4-7, AS AMENDED BY P.L.48-2012, SECTION 57, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 7. (a) This section applies to services and programs provided to or on behalf of a child alleged to be a child in need of services at any time before:

(1) entry of a dispositional decree under IC 31-34-20; or

(2) approval of a program of informal adjustment under IC 31-34-8.

(b) After an investigation by the department that a child is a child in need of services, but before petitioning the juvenile court for a dispositional decree or implementing a program of informal adjustment, the department may enter into a voluntary service referral agreement with the child's parent, guardian, or custodian. Under the terms of the agreement, the parent, guardian, or custodian shall successfully participate in and complete any family or rehabilitative services recommended by the department. If a person who enters into an agreement under this subsection fails to substantially carry out the terms of the agreement the department shall terminate the agreement. The department shall provide notice to the juvenile court of any voluntary service referral agreement entered into under this subsection.

~~(b)~~ (c) Before a juvenile court orders or approves a service, a program, or an out-of-home placement for a child that has not been recommended by the department, the court shall submit the proposed service, program, or placement to the department for consideration. The department shall, within three (3) business days after receipt of the court's proposal, submit to the court a report stating whether the department approves or disapproves the proposed service, program, or placement.

~~(c)~~ (d) If the department approves the service, program, or placement recommended by the juvenile court, the court may enter an appropriate order to implement the approved proposal. If the department does not approve a service, program, or placement proposed by the juvenile court, the department may recommend an alternative service, program, or placement for the child.

~~(d)~~ (e) The juvenile court shall accept the recommendations of the department regarding any predispositional services, programs, or placement for the child, unless the juvenile court finds a recommendation is:

(1) unreasonable, based on the facts and circumstances of the case; or

(2) contrary to the welfare and best interests of the child.

~~(e)~~ (f) If the juvenile court does not accept the recommendations of the department in the report submitted under subsection ~~(b)~~; (c), the court may enter an order that:

(1) requires the department to provide a specified service, program, or placement until entry of a dispositional decree or until the order is otherwise modified or terminated; and

(2) specifically states the reasons why the juvenile court is not accepting the recommendations of the department, including the court's findings under subsection ~~(d)~~; (e).

~~(f)~~ (g) If the juvenile court enters its findings and order under subsection ~~(e)~~; (f), the department may appeal the juvenile court's order under any available procedure provided by the Indiana Rules of Trial Procedure or the Indiana Rules of Appellate Procedure to allow any disputes arising under this section



1 to be decided in an expeditious manner.

2 ~~(g)~~ **(h)** If the department prevails on appeal, the department shall pay the following costs and expenses
3 incurred by or on behalf of the child before the date of the final decision:

4 (1) Any programs or services implemented during the appeal initiated under subsection ~~(f)~~; **(g)**, other
5 than the cost of an out-of-home placement ordered by the juvenile court.

6 (2) Any out-of-home placement ordered by the juvenile court and implemented after entry of the
7 court order of placement, if the juvenile court order includes written findings that the placement is
8 an emergency required to protect the health and welfare of the child.

9 If the court has not made written findings that the placement is an emergency, the department shall file
10 a notice with the Indiana judicial center.

11 SECTION 220. IC 33-34-8-1, AS AMENDED BY P.L.39-2017, SECTION 1, IS AMENDED TO
12 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. (a) The following fees and costs apply to
13 cases in the small claims court:

14 (1) A township docket fee of five dollars (\$5) plus forty-five percent (45%) of the infraction or
15 ordinance violation costs fee under IC 33-37-4-2.

16 (2) The bailiff's service of process by registered or certified mail fee of thirteen dollars (\$13) for
17 each service.

18 (3) The cost for the personal service of process by the bailiff or other process server of thirteen
19 dollars (\$13) for each service.

20 (4) Witness fees, if any, in the amount provided by IC 33-37-10-3 to be taxed and charged in the
21 circuit court.

22 (5) A redocketing fee, if any, of five dollars (\$5).

23 (6) A document storage fee under IC 33-37-5-20.

24 (7) An automated record keeping fee under IC 33-37-5-21.

25 (8) A late fee, if any, under IC 33-37-5-22.

26 (9) A public defense administration fee under IC 33-37-5-21.2.

27 (10) A judicial insurance adjustment fee under IC 33-37-5-25.

28 (11) A judicial salaries fee under IC 33-37-5-26.

29 (12) A court administration fee under IC 33-37-5-27.

30 (13) Before July 1, 2022, a pro bono legal services fee under IC 33-37-5-31.

31 **(14) A sheriff's service of process fee under IC 33-37-5-15.**

32 The docket fee and the cost for the initial service of process shall be paid at the institution of a case. The
33 cost of service after the initial service shall be assessed and paid after service has been made. The cost
34 of witness fees shall be paid before the witnesses are called.

35 (b) If the amount of the township docket fee computed under subsection (a)(1) is not equal to a whole
36 number, the amount shall be rounded to the next highest whole number.

37 SECTION 221. IC 33-38-9.5-2, AS AMENDED BY P.L.65-2018, SECTION 6, IS AMENDED TO
38 READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) The justice reinvestment advisory
39 council is established. The advisory council consists of the following members:

40 (1) The executive director of the Indiana public defender council or the executive director's
41 designee.

42 (2) The executive director of the Indiana prosecuting attorneys council or the executive director's
43 designee.

44 (3) The director of the division of mental health and addiction or the director's designee.

45 (4) The president of the Indiana Sheriffs' Association or the president's designee.

46 (5) The commissioner of the Indiana department of correction or the commissioner's designee.

47 (6) The chief administrative officer of the office of judicial administration or the chief administrative



officer's designee.

(7) The executive director of the Indiana criminal justice institute or the executive director's designee.

(8) The president of the Indiana Association of Community Corrections Act Counties or the president's designee.

(9) The president of the Probation Officers Professional Association of Indiana or the president's designee.

(10) The budget director or the budget director's designee.

(b) The chief administrative officer of the office of judicial administration shall serve as chairperson of the advisory council.

(c) The purpose of the advisory council is to conduct a state level review and evaluation of:

(1) local corrections programs, including community corrections, county jails, and probation services; and

(2) the processes used by the department of correction and the division of mental health and addiction in awarding grants.

(d) The advisory council may make a recommendation to the department of correction, community corrections advisory boards, and the division of mental health and addiction concerning the award of grants.

(e) The office of judicial administration shall staff the advisory council.

(f) The expenses of the advisory council shall be paid by the office of judicial administration from funds appropriated to the office of judicial administration for the administrative costs of the justice reinvestment advisory council.

(g) A member of the advisory council is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is, however, entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(h) The affirmative votes of a majority of the voting members appointed to the advisory council are required for the advisory council to take action on any measure.

(i) The advisory council shall meet as necessary to:

(1) work with the department of correction and the division of mental health and addiction to establish the grant criteria and grant reporting requirements described in subsection (l);

(2) review grant applications;

(3) make recommendations and provide feedback to the department of correction and the division of mental health and addiction concerning grants to be awarded;

(4) review grants awarded by the department of correction and the division of mental health and addiction; and

(5) suggest areas and programs in which the award of future grants might be beneficial.

(j) The advisory council, in conjunction with the Indiana criminal justice institute, shall jointly issue an annual report under IC 5-2-6-24.

(k) Any entity that receives funds:

(1) recommended by the advisory council; and

(2) appropriated by the department of correction;

for the purpose of providing additional treatment or supervision services shall provide the information described in subsection (l) to the department of correction to aid in the compilation of the report described in subsection (j).

(l) The department of correction shall provide the advisory council with the following information:



- (1) The total number of participants, categorized by level of most serious offense, who were served by the entity through funds described in subsection (k).
- (2) The percentage of participants, categorized by level of most serious offense, who completed a treatment program, service, or level of supervision.
- (3) The percentage of participants, categorized by level of most serious offense, who were discharged from a treatment program, service, or level of supervision.
- (4) The percentage of participants, categorized by level of most serious offense, who:
 - (A) completed a funded treatment program, service, or level of supervision; and
 - (B) were subsequently committed to the department of correction; within twenty-four (24) months after completing the funded treatment program, service, or level of supervision.
- (5) The percentage of participants, categorized by level of most serious offense, who were:
 - (A) discharged from a funded treatment program, service, or level of supervision; and
 - (B) subsequently committed to the department of correction; within twenty-four (24) months after being discharged from the funded treatment program, service, or level of supervision.
- (6) The total number of participants who completed a funded treatment program, service, or level of supervision.
- (7) The total number of participants who:
 - (A) completed a funded treatment program, service, or level of supervision; and
 - (B) were legally employed.
- (8) Any other information relevant to the funding of the entity as described in subsection (k).

SECTION 222. IC 34-13-3-20, AS AMENDED BY P.L.148-2017, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 20. (a) A political subdivision may purchase insurance to cover the liability of itself or its employees, including a member of a board, a committee, a commission, an authority, or another instrumentality of a governmental entity. Any liability insurance so purchased shall be purchased by invitation to and negotiation with providers of insurance and may be purchased with other types of insurance. If such a policy is purchased, the terms of the policy govern the rights and obligations of the political subdivision and the insurer with respect to the investigation, settlement, and defense of claims or suits brought against the political subdivision or its employees covered by the policy. However, the insurer may not enter into a settlement for an amount that exceeds the insurance coverage without the approval of the mayor, if the claim or suit is against a city, or the governing body of any other political subdivision, if the claim or suit is against such political subdivision.

(b) The state may purchase insurance to cover the cyber liability of itself or its employees, including a member of a board, a committee, a commission, an authority, or another instrumentality of the state. Any liability insurance so purchased shall be purchased by invitation to and negotiation with providers of insurance and may be purchased with other types of insurance. If such a policy is purchased, the terms of the policy govern the rights and obligations of the state and the insurer with respect to the investigation, settlement, and defense of claims or suits brought against the state or state employees covered by the policy. However, the insurer may not enter into a settlement for an amount that exceeds the insurance coverage without the approval of the governor.

(c) The state may not purchase insurance to cover the liability of the state or its employees. This subsection does not prohibit any of the following:

- (1) The requiring of contractors to carry insurance.
- (2) The purchase of insurance to cover losses occurring on real property owned by:
 - (A) the Indiana public retirement system; or
 - (B) a public pension and retirement fund administered by the Indiana public retirement system.



(3) The purchase of insurance by a separate body corporate and politic to cover the liability of itself or its employees.

(4) The purchase of casualty and liability insurance for foster parents (as defined in IC 27-1-30-4) on a group basis.

(5) A purchase of cyber liability insurance under subsection (b).

(6) The purchase of insurance required by the federal government in connection with the use of federal land for the state's wireless public safety voice and data communications system.

SECTION 223. IC 36-7-14-12.2, AS AMENDED BY P.L.95-2014, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 12.2. (a) The redevelopment commission may do the following:

(1) Acquire by purchase, exchange, gift, grant, condemnation, or lease, or any combination of methods, any personal property or interest in real property needed for the redevelopment of areas needing redevelopment that are located within the corporate boundaries of the unit.

(2) Hold, use, sell (by conveyance by deed, land sale contract, or other instrument), exchange, lease, rent, or otherwise dispose of property acquired for use in the redevelopment of areas needing redevelopment on the terms and conditions that the commission considers best for the unit and its inhabitants.

(3) Sell, lease, or grant interests in all or part of the real property acquired for redevelopment purposes to any other department of the unit or to any other governmental agency for public ways, levees, sewerage, parks, playgrounds, schools, and other public purposes on any terms that may be agreed on.

(4) Clear real property acquired for redevelopment purposes.

(5) Enter on or into, inspect, investigate, and assess real property and structures acquired or to be acquired for redevelopment purposes to determine the existence, source, nature, and extent of any environmental contamination, including the following:

(A) Hazardous substances.

(B) Petroleum.

(C) Other pollutants.

(6) Remediate environmental contamination, including the following, found on any real property or structures acquired for redevelopment purposes:

(A) Hazardous substances.

(B) Petroleum.

(C) Other pollutants.

(7) Repair and maintain:

(A) structures acquired for redevelopment purposes; and

(B) on an ongoing basis, any:

(i) public ways; and

(ii) sewers, central water systems, central sewer systems, roads, sidewalks, and levees;

that are located in an allocation area and that were funded in whole or in part with tax proceeds allocated to the redevelopment district.

(8) Remodel, rebuild, enlarge, or make major structural improvements on structures acquired for redevelopment purposes.

(9) Survey or examine any land to determine whether it should be included within an area needing redevelopment to be acquired for redevelopment purposes and to determine the value of that land.

(10) Appear before any other department or agency of the unit, or before any other governmental agency in respect to any matter affecting:

(A) real property acquired or being acquired for redevelopment purposes; or



(B) any area needing redevelopment within the jurisdiction of the commissioners.

(11) Institute or defend in the name of the unit any civil action.

(12) Use any legal or equitable remedy that is necessary or considered proper to protect and enforce the rights of and perform the duties of the department of redevelopment.

(13) Appoint an executive director, appraisers, real estate experts, engineers, architects, surveyors, and attorneys.

(14) Appoint clerks, guards, laborers, and other employees the commission considers advisable, except that those appointments must be made in accordance with the merit system of the unit if such a system exists.

(15) Prescribe the duties and regulate the compensation of employees of the department of redevelopment.

(16) Provide a pension and retirement system for employees of the department of redevelopment by using the Indiana public employees' retirement fund or a retirement plan approved by the United States Department of Housing and Urban Development.

(17) Discharge and appoint successors to employees of the department of redevelopment subject to subdivision (14).

(18) Rent offices for use of the department of redevelopment, or accept the use of offices furnished by the unit.

(19) Equip the offices of the department of redevelopment with the necessary furniture, furnishings, equipment, records, and supplies.

(20) Expend, on behalf of the special taxing district, all or any part of the money of the special taxing district.

(21) Contract for the construction of:

(A) local public improvements (as defined in IC 36-7-14.5-6) or structures that are necessary for redevelopment of areas needing redevelopment or economic development within the corporate boundaries of the unit; or

(B) any structure that enhances development or economic development.

(22) Contract for the construction, extension, or improvement of pedestrian skyways.

(23) Accept loans, grants, and other forms of financial assistance from the federal government, the state government, a municipal corporation, a special taxing district, a foundation, or any other source.

(24) Provide financial assistance (including grants and loans) to enable individuals and families to purchase or lease residential units in a multiple unit residential structure within the district. However, financial assistance may be provided only to individuals and families whose income is at or below the unit's median income for individuals and families, respectively.

(25) Provide financial assistance (including grants and loans) to neighborhood development corporations to permit them to:

(A) provide financial assistance for the purposes described in subdivision (24); or

(B) construct, rehabilitate, or repair commercial property within the district.

(26) Require as a condition of financial assistance to the owner of a multiple unit residential structure that any of the units leased by the owner must be leased:

(A) for a period to be determined by the commission, which may not be less than five (5) years;

(B) to families whose income does not exceed eighty percent (80%) of the unit's median income for families; and

(C) at an affordable rate.

(27) This subdivision does not apply to a redevelopment commission in a county for which the total amount of net property taxes allocated to all allocation areas or other tax increment financing areas



1 established by a redevelopment commission, military base reuse authority, military base
2 development authority, or another similar entity in the county in the preceding calendar year
3 exceeded nineteen percent (19%) of the total net property taxes billed in the county in the preceding
4 calendar year. Subject to prior approval by the fiscal body of the unit that established the
5 redevelopment commission, expend money and provide financial assistance (including grants and
6 loans):

7 (A) in direct support of:

8 (i) an active military base located within the unit; or

9 (ii) an entity located in the territory or facilities of a military base or former military base within
10 the unit that is scheduled for closing or is completely or partially inactive or closed, or an entity
11 that is located in any territory or facilities of the United States Department of Defense within
12 the unit that are scheduled for closing or are completely or partially inactive or closed;

13 including direct support for the promotion of the active military base or entity, the growth of the
14 active military base or entity, and activities at the active military base or entity; and

15 (B) in support of any other entity that provides services or direct support to an active military base
16 or entity described in clause (A).

17 The fiscal body of the unit that established the redevelopment commission must separately approve
18 each grant, loan, or other expenditure for financial assistance under this subdivision. The terms of
19 any loan that is made under this subdivision may be changed only if the change is approved by the
20 fiscal body of the unit that established the redevelopment commission. As used in this subdivision,
21 "active military base" has the meaning set forth in IC 36-1-4-20.

22 (b) Conditions imposed by the commission under subsection (a)(26) remain in force throughout the
23 period determined under subsection (a)(26)(A), even if the owner sells, leases, or conveys the property.
24 The subsequent owner or lessee is bound by the conditions for the remainder of the period.

25 (c) As used in this section, "pedestrian skyway" means a pedestrian walkway within or outside of the
26 public right-of-way and through and above public or private property and buildings, including all
27 structural supports required to connect skyways to buildings or buildings under construction. Pedestrian
28 skyways constructed, extended, or improved over or through public or private property constitute public
29 property and public improvements, constitute a public use and purpose, and do not require vacation of
30 any public way or other property.

31 (d) All powers that may be exercised under this chapter by the redevelopment commission may also
32 be exercised by the redevelopment commission in carrying out its duties and purposes under IC 36-7-14.5.
33 However, if a power pertains to issuing bonds or incurring an obligation, the exercise of the power must
34 first be specifically approved by the fiscal or legislative body of the unit, whichever applies.

35 (e) A commission may not exercise the power of eminent domain.

36 SECTION 224. IC 36-7-14-39, AS AMENDED BY P.L.86-2018, SECTION 344, IS AMENDED TO
37 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 39. (a) As used in this section:

38 "Allocation area" means that part of a redevelopment project area to which an allocation provision of
39 a declaratory resolution adopted under section 15 of this chapter refers for purposes of distribution and
40 allocation of property taxes.

41 "Base assessed value" means the following:

42 (1) If an allocation provision is adopted after June 30, 1995, in a declaratory resolution or an
43 amendment to a declaratory resolution establishing an economic development area:

44 (A) the net assessed value of all the property as finally determined for the assessment date
45 immediately preceding the effective date of the allocation provision of the declaratory resolution,
46 as adjusted under subsection (h); plus

47 (B) to the extent that it is not included in clause (A), the net assessed value of property that is



assessed as residential property under the rules of the department of local government finance, as finally determined for any assessment date after the effective date of the allocation provision.

(2) If an allocation provision is adopted after June 30, 1997, in a declaratory resolution or an amendment to a declaratory resolution establishing a redevelopment project area:

(A) the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision of the declaratory resolution, as adjusted under subsection (h); plus

(B) to the extent that it is not included in clause (A), the net assessed value of property that is assessed as residential property under the rules of the department of local government finance, as finally determined for any assessment date after the effective date of the allocation provision.

(3) If:

(A) an allocation provision adopted before June 30, 1995, in a declaratory resolution or an amendment to a declaratory resolution establishing a redevelopment project area expires after June 30, 1997; and

(B) after June 30, 1997, a new allocation provision is included in an amendment to the declaratory resolution;

the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision adopted after June 30, 1997, as adjusted under subsection (h).

(4) Except as provided in subdivision (5), for all other allocation areas, the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision of the declaratory resolution, as adjusted under subsection (h).

(5) If an allocation area established in an economic development area before July 1, 1995, is expanded after June 30, 1995, the definition in subdivision (1) applies to the expanded part of the area added after June 30, 1995.

(6) If an allocation area established in a redevelopment project area before July 1, 1997, is expanded after June 30, 1997, the definition in subdivision (2) applies to the expanded part of the area added after June 30, 1997.

Except as provided in section 39.3 of this chapter, "property taxes" means taxes imposed under IC 6-1.1 on real property. However, upon approval by a resolution of the redevelopment commission adopted before June 1, 1987, "property taxes" also includes taxes imposed under IC 6-1.1 on depreciable personal property. If a redevelopment commission adopted before June 1, 1987, a resolution to include within the definition of property taxes, taxes imposed under IC 6-1.1 on depreciable personal property that has a useful life in excess of eight (8) years, the commission may by resolution determine the percentage of taxes imposed under IC 6-1.1 on all depreciable personal property that will be included within the definition of property taxes. However, the percentage included must not exceed twenty-five percent (25%) of the taxes imposed under IC 6-1.1 on all depreciable personal property.

(b) A declaratory resolution adopted under section 15 of this chapter on or before the allocation deadline determined under subsection (i) may include a provision with respect to the allocation and distribution of property taxes for the purposes and in the manner provided in this section. A declaratory resolution previously adopted may include an allocation provision by the amendment of that declaratory resolution on or before the allocation deadline determined under subsection (i) in accordance with the procedures required for its original adoption. A declaratory resolution or amendment that establishes an allocation provision must include a specific finding of fact, supported by evidence, that the adoption of the allocation provision will result in new property taxes in the area that would not have been generated but for the adoption of the allocation provision. For an allocation area established before July 1, 1995, the expiration date of any allocation provisions for the allocation area is June 30, 2025, or the last date of any



obligations that are outstanding on July 1, 2015, whichever is later. A declaratory resolution or an amendment that establishes an allocation provision after June 30, 1995, must specify an expiration date for the allocation provision. For an allocation area established before July 1, 2008, the expiration date may not be more than thirty (30) years after the date on which the allocation provision is established. For an allocation area established after June 30, 2008, the expiration date may not be more than twenty-five (25) years after the date on which the first obligation was incurred to pay principal and interest on bonds or lease rentals on leases payable from tax increment revenues. However, with respect to bonds or other obligations that were issued before July 1, 2008, if any of the bonds or other obligations that were scheduled when issued to mature before the specified expiration date and that are payable only from allocated tax proceeds with respect to the allocation area remain outstanding as of the expiration date, the allocation provision does not expire until all of the bonds or other obligations are no longer outstanding. The allocation provision may apply to all or part of the redevelopment project area. The allocation provision must require that any property taxes subsequently levied by or for the benefit of any public body entitled to a distribution of property taxes on taxable property in the allocation area be allocated and distributed as follows:

(1) Except as otherwise provided in this section, the proceeds of the taxes attributable to the lesser of:

(A) the assessed value of the property for the assessment date with respect to which the allocation and distribution is made; or

(B) the base assessed value;

shall be allocated to and, when collected, paid into the funds of the respective taxing units.

(2) The excess of the proceeds of the property taxes imposed for the assessment date with respect to which the allocation and distribution is made that are attributable to taxes imposed after being approved by the voters in a referendum or local public question conducted after April 30, 2010, not otherwise included in subdivision (1) shall be allocated to and, when collected, paid into the funds of the taxing unit for which the referendum or local public question was conducted.

(3) Except as otherwise provided in this section, property tax proceeds in excess of those described in subdivisions (1) and (2) shall be allocated to the redevelopment district and, when collected, paid into an allocation fund for that allocation area that may be used by the redevelopment district only to do one (1) or more of the following:

(A) Pay the principal of and interest on any obligations payable solely from allocated tax proceeds which are incurred by the redevelopment district for the purpose of financing or refinancing the redevelopment of that allocation area.

(B) Establish, augment, or restore the debt service reserve for bonds payable solely or in part from allocated tax proceeds in that allocation area.

(C) Pay the principal of and interest on bonds payable from allocated tax proceeds in that allocation area and from the special tax levied under section 27 of this chapter.

(D) Pay the principal of and interest on bonds issued by the unit to pay for local public improvements that are physically located in or physically connected to that allocation area.

(E) Pay premiums on the redemption before maturity of bonds payable solely or in part from allocated tax proceeds in that allocation area.

(F) Make payments on leases payable from allocated tax proceeds in that allocation area under section 25.2 of this chapter.

(G) Reimburse the unit for expenditures made by it for local public improvements (which include buildings, parking facilities, and other items described in section 25.1(a) of this chapter) that are physically located in or physically connected to that allocation area.

(H) Reimburse the unit for rentals paid by it for a building or parking facility that is physically



located in or physically connected to that allocation area under any lease entered into under IC 36-1-10.

(I) For property taxes first due and payable before January 1, 2009, pay all or a part of a property tax replacement credit to taxpayers in an allocation area as determined by the redevelopment commission. This credit equals the amount determined under the following STEPS for each taxpayer in a taxing district (as defined in IC 6-1.1-1-20) that contains all or part of the allocation area:

STEP ONE: Determine that part of the sum of the amounts under IC 6-1.1-21-2(g)(1)(A), IC 6-1.1-21-2(g)(2), IC 6-1.1-21-2(g)(3), IC 6-1.1-21-2(g)(4), and IC 6-1.1-21-2(g)(5) (before their repeal) that is attributable to the taxing district.

STEP TWO: Divide:

(i) that part of each county's eligible property tax replacement amount (as defined in IC 6-1.1-21-2 (before its repeal)) for that year as determined under IC 6-1.1-21-4 (before its repeal) that is attributable to the taxing district; by

(ii) the STEP ONE sum.

STEP THREE: Multiply:

(i) the STEP TWO quotient; times

(ii) the total amount of the taxpayer's taxes (as defined in IC 6-1.1-21-2 (before its repeal)) levied in the taxing district that have been allocated during that year to an allocation fund under this section.

If not all the taxpayers in an allocation area receive the credit in full, each taxpayer in the allocation area is entitled to receive the same proportion of the credit. A taxpayer may not receive a credit under this section and a credit under section 39.5 of this chapter (before its repeal) in the same year.

(J) Pay expenses incurred by the redevelopment commission for local public improvements that are in the allocation area or serving the allocation area. Public improvements include buildings, parking facilities, and other items described in section 25.1(a) of this chapter.

(K) Pay expenses incurred by the redevelopment commission, or reimburse the unit for expenditures made by it, for ongoing maintenance and repair of:

(i) public ways; and

(ii) sewers, central water systems, central sewer systems, roads, sidewalks, and levees; that are located in an allocation area and that were funded in whole or in part with tax proceeds allocated to the redevelopment district. However, the total amount of money spent for purposes described in this clause may not exceed fifteen percent (15%) of the total amount of tax proceeds allocated to the allocation fund of the redevelopment district in the fiscal year immediately preceding the fiscal year in which the expenditure or reimbursement is made.

~~(K)~~ (L) Reimburse public and private entities for expenses incurred in training employees of industrial facilities that are located:

(i) in the allocation area; and

(ii) on a parcel of real property that has been classified as industrial property under the rules of the department of local government finance.

However, the total amount of money spent for this purpose in any year may not exceed the total amount of money in the allocation fund that is attributable to property taxes paid by the industrial facilities described in this clause. The reimbursements under this clause must be made within three (3) years after the date on which the investments that are the basis for the increment financing are made.



1 ~~(E)~~ **(M)** Pay the costs of carrying out an eligible efficiency project (as defined in IC 36-9-41-1.5)
2 within the unit that established the redevelopment commission. However, property tax proceeds
3 may be used under this clause to pay the costs of carrying out an eligible efficiency project only
4 if those property tax proceeds exceed the amount necessary to do the following:

5 (i) Make, when due, any payments required under clauses (A) through ~~(K)~~ **(L)**, including any
6 payments of principal and interest on bonds and other obligations payable under this
7 subdivision, any payments of premiums under this subdivision on the redemption before
8 maturity of bonds, and any payments on leases payable under this subdivision.

9 (ii) Make any reimbursements required under this subdivision.

10 (iii) Pay any expenses required under this subdivision.

11 (iv) Establish, augment, or restore any debt service reserve under this subdivision.

12 ~~(M)~~ **(N)** Expend money and provide financial assistance as authorized in section 12.2(a)(27) of
13 this chapter.

14 The allocation fund may not be used for operating expenses of the commission.

15 (4) Except as provided in subsection (g), before June 15 of each year, the commission shall do the
16 following:

17 (A) Determine the amount, if any, by which the assessed value of the taxable property in the
18 allocation area for the most recent assessment date minus the base assessed value, when multiplied
19 by the estimated tax rate of the allocation area, will exceed the amount of assessed value needed
20 to produce the property taxes necessary to make, when due, principal and interest payments on
21 bonds described in subdivision (3), plus the amount necessary for other purposes described in
22 subdivision (3).

23 (B) Provide a written notice to the county auditor, the fiscal body of the county or municipality
24 that established the department of redevelopment, the officers who are authorized to fix budgets,
25 tax rates, and tax levies under IC 6-1.1-17-5 for each of the other taxing units that is wholly or
26 partly located within the allocation area, and (in an electronic format) the department of local
27 government finance. The notice must:

28 (i) state the amount, if any, of excess assessed value that the commission has determined may
29 be allocated to the respective taxing units in the manner prescribed in subdivision (1); or

30 (ii) state that the commission has determined that there is no excess assessed value that may be
31 allocated to the respective taxing units in the manner prescribed in subdivision (1).

32 The county auditor shall allocate to the respective taxing units the amount, if any, of excess
33 assessed value determined by the commission. The commission may not authorize an allocation
34 of assessed value to the respective taxing units under this subdivision if to do so would endanger
35 the interests of the holders of bonds described in subdivision (3) or lessors under section 25.3 of
36 this chapter.

37 (C) If:

38 (i) the amount of excess assessed value determined by the commission is expected to generate
39 more than two hundred percent (200%) of the amount of allocated tax proceeds necessary to
40 make, when due, principal and interest payments on bonds described in subdivision (3); plus

41 (ii) the amount necessary for other purposes described in subdivision (3);

42 the commission shall submit to the legislative body of the unit its determination of the excess
43 assessed value that the commission proposes to allocate to the respective taxing units in the
44 manner prescribed in subdivision (1). The legislative body of the unit may approve the
45 commission's determination or modify the amount of the excess assessed value that will be
46 allocated to the respective taxing units in the manner prescribed in subdivision (1).

47 (c) For the purpose of allocating taxes levied by or for any taxing unit or units, the assessed value of



1 taxable property in a territory in the allocation area that is annexed by any taxing unit after the effective
2 date of the allocation provision of the declaratory resolution is the lesser of:

3 (1) the assessed value of the property for the assessment date with respect to which the allocation
4 and distribution is made; or

5 (2) the base assessed value.

6 (d) Property tax proceeds allocable to the redevelopment district under subsection (b)(3) may, subject
7 to subsection (b)(4), be irrevocably pledged by the redevelopment district for payment as set forth in
8 subsection (b)(3).

9 (e) Notwithstanding any other law, each assessor shall, upon petition of the redevelopment
10 commission, reassess the taxable property situated upon or in, or added to, the allocation area, effective
11 on the next assessment date after the petition.

12 (f) Notwithstanding any other law, the assessed value of all taxable property in the allocation area, for
13 purposes of tax limitation, property tax replacement, and formulation of the budget, tax rate, and tax levy
14 for each political subdivision in which the property is located is the lesser of:

15 (1) the assessed value of the property as valued without regard to this section; or

16 (2) the base assessed value.

17 (g) If any part of the allocation area is located in an enterprise zone created under IC 5-28-15, the unit
18 that designated the allocation area shall create funds as specified in this subsection. A unit that has
19 obligations, bonds, or leases payable from allocated tax proceeds under subsection (b)(3) shall establish
20 an allocation fund for the purposes specified in subsection (b)(3) and a special zone fund. Such a unit
21 shall, until the end of the enterprise zone phase out period, deposit each year in the special zone fund any
22 amount in the allocation fund derived from property tax proceeds in excess of those described in
23 subsection (b)(1) and (b)(2) from property located in the enterprise zone that exceeds the amount
24 sufficient for the purposes specified in subsection (b)(3) for the year. The amount sufficient for purposes
25 specified in subsection (b)(3) for the year shall be determined based on the pro rata portion of such
26 current property tax proceeds from the part of the enterprise zone that is within the allocation area as
27 compared to all such current property tax proceeds derived from the allocation area. A unit that has no
28 obligations, bonds, or leases payable from allocated tax proceeds under subsection (b)(3) shall establish
29 a special zone fund and deposit all the property tax proceeds in excess of those described in subsection
30 (b)(1) and (b)(2) in the fund derived from property tax proceeds in excess of those described in subsection
31 (b)(1) and (b)(2) from property located in the enterprise zone. The unit that creates the special zone fund
32 shall use the fund (based on the recommendations of the urban enterprise association) for programs in job
33 training, job enrichment, and basic skill development that are designed to benefit residents and employers
34 in the enterprise zone or other purposes specified in subsection (b)(3), except that where reference is
35 made in subsection (b)(3) to allocation area it shall refer for purposes of payments from the special zone
36 fund only to that part of the allocation area that is also located in the enterprise zone. Those programs
37 shall reserve at least one-half (1/2) of their enrollment in any session for residents of the enterprise zone.

38 (h) The state board of accounts and department of local government finance shall make the rules and
39 prescribe the forms and procedures that they consider expedient for the implementation of this chapter.
40 After each reassessment in an area under a reassessment plan prepared under IC 6-1.1-4-4.2, the
41 department of local government finance shall adjust the base assessed value one (1) time to neutralize any
42 effect of the reassessment of the real property in the area on the property tax proceeds allocated to the
43 redevelopment district under this section. After each annual adjustment under IC 6-1.1-4-4.5, the
44 department of local government finance shall adjust the base assessed value one (1) time to neutralize any
45 effect of the annual adjustment on the property tax proceeds allocated to the redevelopment district under
46 this section. However, the adjustments under this subsection:

47 (1) may not include the effect of phasing in assessed value due to property tax abatements under



1 IC 6-1.1-12.1;
2 (2) may not produce less property tax proceeds allocable to the redevelopment district under
3 subsection (b)(3) than would otherwise have been received if the reassessment under the
4 reassessment plan or the annual adjustment had not occurred; and
5 (3) may decrease base assessed value only to the extent that assessed values in the allocation area
6 have been decreased due to annual adjustments or the reassessment under the reassessment plan.
7 Assessed value increases attributable to the application of an abatement schedule under IC 6-1.1-12.1 may
8 not be included in the base assessed value of an allocation area. The department of local government
9 finance may prescribe procedures for county and township officials to follow to assist the department in
10 making the adjustments.

11 (i) The allocation deadline referred to in subsection (b) is determined in the following manner:

12 (1) The initial allocation deadline is December 31, 2011.

13 (2) Subject to subdivision (3), the initial allocation deadline and subsequent allocation deadlines are
14 automatically extended in increments of five (5) years, so that allocation deadlines subsequent to
15 the initial allocation deadline fall on December 31, 2016, and December 31 of each fifth year
16 thereafter.

17 (3) At least one (1) year before the date of an allocation deadline determined under subdivision (2),
18 the general assembly may enact a law that:

19 (A) terminates the automatic extension of allocation deadlines under subdivision (2); and

20 (B) specifically designates a particular date as the final allocation deadline.

21 SECTION 225. IC 36-7-15.1-7, AS AMENDED BY P.L.95-2014, SECTION 4, IS AMENDED TO
22 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) In carrying out its duties and
23 purposes under this chapter, the commission may do the following:

24 (1) Acquire by purchase, exchange, gift, grant, lease, or condemnation, or any combination of
25 methods, any real or personal property or interest in property needed for the redevelopment of areas
26 needing redevelopment that are located within the redevelopment district.

27 (2) Hold, use, sell (by conveyance by deed, land sale contract, or other instrument), exchange, lease,
28 rent, invest in, or otherwise dispose of, through any combination of methods, property acquired for
29 use in the redevelopment of areas needing redevelopment on the terms and conditions that the
30 commission considers best for the city and its inhabitants.

31 (3) Acquire from and sell, lease, or grant interests in all or part of the real property acquired for
32 redevelopment purposes to any other department of the city, or to any other governmental agency,
33 for public ways, levees, sewerage, parks, playgrounds, schools, and other public purposes, on any
34 terms that may be agreed upon.

35 (4) Clear real property acquired for redevelopment purposes.

36 (5) Enter on or into, inspect, investigate, and assess real property and structures acquired or to be
37 acquired for redevelopment purposes to determine the existence, source, nature, and extent of any
38 environmental contamination, including the following:

39 (A) Hazardous substances.

40 (B) Petroleum.

41 (C) Other pollutants.

42 (6) Remediate environmental contamination, including the following, found on any real property or
43 structures acquired for redevelopment purposes:

44 (A) Hazardous substances.

45 (B) Petroleum.

46 (C) Other pollutants.

47 (7) Repair and maintain:



- (A) structures acquired or to be acquired for redevelopment purposes; **and**
(B) **on an ongoing basis, any:**
 (i) **public ways; and**
 (ii) **sewers, central water systems, central sewer systems, roads, sidewalks, and levees;**
 that are located in an allocation area and that were funded in whole or in part with tax
 proceeds allocated to the redevelopment district.
- (8) Enter upon, survey, or examine any land, to determine whether it should be included within an area needing redevelopment to be acquired for redevelopment purposes, and determine the value of that land.
- (9) Appear before any other department or agency of the city, or before any other governmental agency in respect to any matter affecting:
 (A) real property acquired or being acquired for redevelopment purposes; or
 (B) any area needing redevelopment within the jurisdiction of the commission.
- (10) Subject to section 13 of this chapter, exercise the power of eminent domain in the name of the city, within the redevelopment district, in the manner prescribed by this chapter.
- (11) Establish a uniform fee schedule whenever appropriate for the performance of governmental assistance, or for providing materials and supplies to private persons in project or program related activities.
- (12) Expend, on behalf of the redevelopment district, all or any part of the money available for the purposes of this chapter.
- (13) Contract for the construction, extension, or improvement of pedestrian skyways.
- (14) Accept loans, grants, and other forms of financial assistance from the federal government, the state government, a municipal corporation, a special taxing district, a foundation, or any other source.
- (15) Provide financial assistance (including grants and loans) to enable individuals and families to purchase or lease residential units in a multiple unit residential structure within the district. However, financial assistance may be provided only to those individuals and families whose income is at or below the county's median income for individuals and families, respectively.
- (16) Provide financial assistance (including grants and loans) to neighborhood development corporations to permit them to:
 (A) provide financial assistance for the purposes described in subdivision (15); or
 (B) construct, rehabilitate, or repair commercial property within the district.
- (17) Require as a condition of financial assistance to the owner of a multiple unit residential structure that any of the units leased by the owner must be leased:
 (A) for a period to be determined by the commission, which may not be less than five (5) years;
 (B) to families whose income does not exceed eighty percent (80%) of the county's median income for families; and
 (C) at an affordable rate.
- Conditions imposed by the commission under this subdivision remain in force throughout the period determined under clause (A), even if the owner sells, leases, or conveys the property. The subsequent owner or lessee is bound by the conditions for the remainder of the period.
- (18) Provide programs in job training, job enrichment, and basic skill development for residents of an enterprise zone.
- (19) Provide loans and grants for the purpose of stimulating business activity in an enterprise zone or providing employment for residents of an enterprise zone.
- (20) Contract for the construction, extension, or improvement of:
 (A) public ways, sidewalks, sewers, waterlines, parking facilities, park or recreational areas, or



1 other local public improvements (as defined in IC 36-7-15.3-6) or structures that are necessary for
2 redevelopment of areas needing redevelopment or economic development within the
3 redevelopment district; or

4 (B) any structure that enhances development or economic development.

5 (21) This subdivision does not apply to a redevelopment commission in a county for which the total
6 amount of net property taxes allocated to all allocation areas or other tax increment financing areas
7 established by a redevelopment commission, military base reuse authority, military base
8 development authority, or another similar entity in the county in the preceding calendar year
9 exceeded nineteen percent (19%) of the total net property taxes billed in the county in the preceding
10 calendar year. Subject to prior approval by the fiscal body of the unit that established the
11 redevelopment commission, expend money and provide financial assistance (including grants and
12 loans):

13 (A) in direct support of:

14 (i) an active military base located within the unit; or

15 (ii) an entity located in the territory or facilities of a military base or former military base within
16 the unit that is scheduled for closing or is completely or partially inactive or closed, or an entity
17 that is located in any territory or facilities of the United States Department of Defense within
18 the unit that are scheduled for closing or are completely or partially inactive or closed;

19 including direct support for the promotion of the active military base or entity, the growth of the
20 active military base or entity, and activities at the active military base or entity; and

21 (B) in support of any other entity that provides services or direct support to an active military base
22 or entity described in clause (A).

23 The fiscal body of the unit that established the redevelopment commission must separately approve
24 each grant, loan, or other expenditure for financial assistance under this subdivision. The terms of
25 any loan that is made under this subdivision may be changed only if the change is approved by the
26 fiscal body of the unit that established the redevelopment commission. As used in this subdivision,
27 "active military base" has the meaning set forth in IC 36-1-4-20.

28 (b) In addition to its powers under subsection (a), the commission may plan and undertake, alone or
29 in cooperation with other agencies, projects for the redevelopment of, rehabilitating, preventing the spread
30 of, or eliminating slums or areas needing redevelopment, both residential and nonresidential, which
31 projects may include any of the following:

32 (1) The repair or rehabilitation of buildings or other improvements by the commission, owners, or
33 tenants.

34 (2) The acquisition of real property.

35 (3) Either of the following with respect to environmental contamination on real property:

36 (A) Investigation.

37 (B) Remediation.

38 (4) The demolition and removal of buildings or improvements on buildings acquired by the
39 commission where necessary for any of the following:

40 (A) To eliminate unhealthful, unsanitary, or unsafe conditions.

41 (B) To mitigate or eliminate environmental contamination.

42 (C) To lessen density.

43 (D) To reduce traffic hazards.

44 (E) To eliminate obsolete or other uses detrimental to public welfare.

45 (F) To otherwise remove or prevent the conditions described in IC 36-7-1-3.

46 (G) To provide land for needed public facilities.

47 (5) The preparation of sites and the construction of improvements (such as public ways and utility



connections) to facilitate the sale or lease of property.

(6) The construction of buildings or facilities for residential, commercial, industrial, public, or other uses.

(7) The disposition in accordance with this chapter, for uses in accordance with the plans for the projects, of any property acquired in connection with the projects.

(c) The commission may use its powers under this chapter relative to real property and interests in real property obtained by voluntary sale or transfer, even though the real property and interests in real property are not located in a redevelopment or urban renewal project area established by the adoption and confirmation of a resolution under sections 8(c), 9, 10, and 11 of this chapter. In acquiring real property and interests in real property outside of a redevelopment or urban renewal project area, the commission shall comply with section 12(b) through 12(e) of this chapter. The commission shall hold, develop, use, and dispose of this real property and interests in real property substantially in accordance with section 15 of this chapter.

(d) As used in this section, "pedestrian skyway" means a pedestrian walkway within or outside of the public right-of-way and through and above public or private property and buildings, including all structural supports required to connect skyways to buildings or buildings under construction. Pedestrian skyways constructed, extended, or improved over or through public or private property constitute public property and public improvements, constitute a public use and purpose, and do not require vacation of any public way or other property.

(e) All powers that may be exercised under this chapter by the commission may also be exercised by the commission in carrying out its duties and purposes under IC 36-7-15.3.

SECTION 226. IC 36-7-15.1-26, AS AMENDED BY P.L.86-2018, SECTION 345, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 26. (a) As used in this section:

"Allocation area" means that part of a redevelopment project area to which an allocation provision of a resolution adopted under section 8 of this chapter refers for purposes of distribution and allocation of property taxes.

"Base assessed value" means the following:

(1) If an allocation provision is adopted after June 30, 1995, in a declaratory resolution or an amendment to a declaratory resolution establishing an economic development area:

(A) the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision of the declaratory resolution, as adjusted under subsection (h); plus

(B) to the extent that it is not included in clause (A), the net assessed value of property that is assessed as residential property under the rules of the department of local government finance, as finally determined for any assessment date after the effective date of the allocation provision.

(2) If an allocation provision is adopted after June 30, 1997, in a declaratory resolution or an amendment to a declaratory resolution establishing a redevelopment project area:

(A) the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision of the declaratory resolution, as adjusted under subsection (h); plus

(B) to the extent that it is not included in clause (A), the net assessed value of property that is assessed as residential property under the rules of the department of local government finance, as finally determined for any assessment date after the effective date of the allocation provision.

(3) If:

(A) an allocation provision adopted before June 30, 1995, in a declaratory resolution or an amendment to a declaratory resolution establishing a redevelopment project area expires after June 30, 1997; and



1 (B) after June 30, 1997, a new allocation provision is included in an amendment to the declaratory
2 resolution;

3 the net assessed value of all the property as finally determined for the assessment date immediately
4 preceding the effective date of the allocation provision adopted after June 30, 1997, as adjusted
5 under subsection (h).

6 (4) Except as provided in subdivision (5), for all other allocation areas, the net assessed value of all
7 the property as finally determined for the assessment date immediately preceding the effective date
8 of the allocation provision of the declaratory resolution, as adjusted under subsection (h).

9 (5) If an allocation area established in an economic development area before July 1, 1995, is
10 expanded after June 30, 1995, the definition in subdivision (1) applies to the expanded part of the
11 area added after June 30, 1995.

12 (6) If an allocation area established in a redevelopment project area before July 1, 1997, is expanded
13 after June 30, 1997, the definition in subdivision (2) applies to the expanded part of the area added
14 after June 30, 1997.

15 Except as provided in section 26.2 of this chapter, "property taxes" means taxes imposed under IC 6-1.1
16 on real property. However, upon approval by a resolution of the redevelopment commission adopted
17 before June 1, 1987, "property taxes" also includes taxes imposed under IC 6-1.1 on depreciable personal
18 property. If a redevelopment commission adopted before June 1, 1987, a resolution to include within the
19 definition of property taxes, taxes imposed under IC 6-1.1 on depreciable personal property that has a
20 useful life in excess of eight (8) years, the commission may by resolution determine the percentage of
21 taxes imposed under IC 6-1.1 on all depreciable personal property that will be included within the
22 definition of property taxes. However, the percentage included must not exceed twenty-five percent (25%)
23 of the taxes imposed under IC 6-1.1 on all depreciable personal property.

24 (b) A resolution adopted under section 8 of this chapter on or before the allocation deadline determined
25 under subsection (i) may include a provision with respect to the allocation and distribution of property
26 taxes for the purposes and in the manner provided in this section. A resolution previously adopted may
27 include an allocation provision by the amendment of that resolution on or before the allocation deadline
28 determined under subsection (i) in accordance with the procedures required for its original adoption. A
29 declaratory resolution or amendment that establishes an allocation provision must include a specific
30 finding of fact, supported by evidence, that the adoption of the allocation provision will result in new
31 property taxes in the area that would not have been generated but for the adoption of the allocation
32 provision. For an allocation area established before July 1, 1995, the expiration date of any allocation
33 provisions for the allocation area is June 30, 2025, or the last date of any obligations that are outstanding
34 on July 1, 2015, whichever is later. However, for an allocation area identified as the Consolidated
35 Allocation Area in the report submitted in 2013 to the fiscal body under section 36.3 of this chapter, the
36 expiration date of any allocation provisions for the allocation area is January 1, 2051. A declaratory
37 resolution or an amendment that establishes an allocation provision after June 30, 1995, must specify an
38 expiration date for the allocation provision. For an allocation area established before July 1, 2008, the
39 expiration date may not be more than thirty (30) years after the date on which the allocation provision is
40 established. For an allocation area established after June 30, 2008, the expiration date may not be more
41 than twenty-five (25) years after the date on which the first obligation was incurred to pay principal and
42 interest on bonds or lease rentals on leases payable from tax increment revenues. However, with respect
43 to bonds or other obligations that were issued before July 1, 2008, if any of the bonds or other obligations
44 that were scheduled when issued to mature before the specified expiration date and that are payable only
45 from allocated tax proceeds with respect to the allocation area remain outstanding as of the expiration
46 date, the allocation provision does not expire until all of the bonds or other obligations are no longer
47 outstanding. The allocation provision may apply to all or part of the redevelopment project area. The



1 allocation provision must require that any property taxes subsequently levied by or for the benefit of any
2 public body entitled to a distribution of property taxes on taxable property in the allocation area be
3 allocated and distributed as follows:

4 (1) Except as otherwise provided in this section, the proceeds of the taxes attributable to the lesser
5 of:

6 (A) the assessed value of the property for the assessment date with respect to which the allocation
7 and distribution is made; or

8 (B) the base assessed value;

9 shall be allocated to and, when collected, paid into the funds of the respective taxing units.

10 (2) The excess of the proceeds of the property taxes imposed for the assessment date with respect
11 to which the allocation and distribution is made that are attributable to taxes imposed after being
12 approved by the voters in a referendum or local public question conducted after April 30, 2010, not
13 otherwise included in subdivision (1) shall be allocated to and, when collected, paid into the funds
14 of the taxing unit for which the referendum or local public question was conducted.

15 (3) Except as otherwise provided in this section, property tax proceeds in excess of those described
16 in subdivisions (1) and (2) shall be allocated to the redevelopment district and, when collected, paid
17 into a special fund for that allocation area that may be used by the redevelopment district only to do
18 one (1) or more of the following:

19 (A) Pay the principal of and interest on any obligations payable solely from allocated tax proceeds
20 that are incurred by the redevelopment district for the purpose of financing or refinancing the
21 redevelopment of that allocation area.

22 (B) Establish, augment, or restore the debt service reserve for bonds payable solely or in part from
23 allocated tax proceeds in that allocation area.

24 (C) Pay the principal of and interest on bonds payable from allocated tax proceeds in that
25 allocation area and from the special tax levied under section 19 of this chapter.

26 (D) Pay the principal of and interest on bonds issued by the consolidated city to pay for local
27 public improvements that are physically located in or physically connected to that allocation area.

28 (E) Pay premiums on the redemption before maturity of bonds payable solely or in part from
29 allocated tax proceeds in that allocation area.

30 (F) Make payments on leases payable from allocated tax proceeds in that allocation area under
31 section 17.1 of this chapter.

32 (G) Reimburse the consolidated city for expenditures for local public improvements (which
33 include buildings, parking facilities, and other items set forth in section 17 of this chapter) that are
34 physically located in or physically connected to that allocation area.

35 (H) Reimburse the unit for rentals paid by it for a building or parking facility that is physically
36 located in or physically connected to that allocation area under any lease entered into under
37 IC 36-1-10.

38 (I) Reimburse public and private entities for expenses incurred in training employees of industrial
39 facilities that are located:

40 (i) in the allocation area; and

41 (ii) on a parcel of real property that has been classified as industrial property under the rules of
42 the department of local government finance.

43 However, the total amount of money spent for this purpose in any year may not exceed the total
44 amount of money in the allocation fund that is attributable to property taxes paid by the industrial
45 facilities described in this clause. The reimbursements under this clause must be made within
46 three (3) years after the date on which the investments that are the basis for the increment
47 financing are made.



1 (J) Pay expenses incurred by the redevelopment commission, or reimburse the unit for
2 expenditures made by it, for ongoing maintenance and repair of:

3 (i) public ways; and

4 (ii) sewers, central water systems, central sewer systems, roads, sidewalks, and levees;
5 that are located in an allocation area and that were funded in whole or in part with tax
6 proceeds allocated to the redevelopment district. However, the total amount of money spent
7 for purposes described in this clause may not exceed fifteen percent (15%) of the total
8 amount of tax proceeds allocated to the special fund of the redevelopment district in the
9 fiscal year immediately preceding the fiscal year in which the expenditure or reimbursement
10 is made.

11 ~~(J)~~ (K) Pay the costs of carrying out an eligible efficiency project (as defined in IC 36-9-41-1.5)
12 within the unit that established the redevelopment commission. However, property tax proceeds
13 may be used under this clause to pay the costs of carrying out an eligible efficiency project only
14 if those property tax proceeds exceed the amount necessary to do the following:

15 (i) Make, when due, any payments required under clauses (A) through ~~(J)~~; (J), including any
16 payments of principal and interest on bonds and other obligations payable under this
17 subdivision, any payments of premiums under this subdivision on the redemption before
18 maturity of bonds, and any payments on leases payable under this subdivision.

19 (ii) Make any reimbursements required under this subdivision.

20 (iii) Pay any expenses required under this subdivision.

21 (iv) Establish, augment, or restore any debt service reserve under this subdivision.

22 ~~(K)~~ (L) Expend money and provide financial assistance as authorized in section 7(a)(21) of this
23 chapter.

24 The special fund may not be used for operating expenses of the commission.

25 (4) Before June 15 of each year, the commission shall do the following:

26 (A) Determine the amount, if any, by which the assessed value of the taxable property in the
27 allocation area for the most recent assessment date minus the base assessed value, when multiplied
28 by the estimated tax rate of the allocation area will exceed the amount of assessed value needed
29 to provide the property taxes necessary to make, when due, principal and interest payments on
30 bonds described in subdivision (3) plus the amount necessary for other purposes described in
31 subdivision (3) and subsection (g).

32 (B) Provide a written notice to the county auditor, the legislative body of the consolidated city, the
33 officers who are authorized to fix budgets, tax rates, and tax levies under IC 6-1.1-17-5 for each
34 of the other taxing units that is wholly or partly located within the allocation area, and (in an
35 electronic format) the department of local government finance. The notice must:

36 (i) state the amount, if any, of excess assessed value that the commission has determined may
37 be allocated to the respective taxing units in the manner prescribed in subdivision (1); or

38 (ii) state that the commission has determined that there is no excess assessed value that may be
39 allocated to the respective taxing units in the manner prescribed in subdivision (1).

40 The county auditor shall allocate to the respective taxing units the amount, if any, of excess
41 assessed value determined by the commission. The commission may not authorize an allocation
42 to the respective taxing units under this subdivision if to do so would endanger the interests of the
43 holders of bonds described in subdivision (3).

44 (C) If:

45 (i) the amount of excess assessed value determined by the commission is expected to generate
46 more than two hundred percent (200%) of the amount of allocated tax proceeds necessary to
47 make, when due, principal and interest payments on bonds described in subdivision (3); plus



(ii) the amount necessary for other purposes described in subdivision (3) and subsection (g); the commission shall submit to the legislative body of the unit the commission's determination of the excess assessed value that the commission proposes to allocate to the respective taxing units in the manner prescribed in subdivision (1). The legislative body of the unit may approve the commission's determination or modify the amount of the excess assessed value that will be allocated to the respective taxing units in the manner prescribed in subdivision (1).

(c) For the purpose of allocating taxes levied by or for any taxing unit or units, the assessed value of taxable property in a territory in the allocation area that is annexed by any taxing unit after the effective date of the allocation provision of the resolution is the lesser of:

(1) the assessed value of the property for the assessment date with respect to which the allocation and distribution is made; or

(2) the base assessed value.

(d) Property tax proceeds allocable to the redevelopment district under subsection (b)(3) may, subject to subsection (b)(4), be irrevocably pledged by the redevelopment district for payment as set forth in subsection (b)(3).

(e) Notwithstanding any other law, each assessor shall, upon petition of the commission, reassess the taxable property situated upon or in, or added to, the allocation area, effective on the next assessment date after the petition.

(f) Notwithstanding any other law, the assessed value of all taxable property in the allocation area, for purposes of tax limitation, property tax replacement, and formulation of the budget, tax rate, and tax levy for each political subdivision in which the property is located is the lesser of:

(1) the assessed value of the property as valued without regard to this section; or

(2) the base assessed value.

(g) If any part of the allocation area is located in an enterprise zone created under IC 5-28-15, the unit that designated the allocation area shall create funds as specified in this subsection. A unit that has obligations, bonds, or leases payable from allocated tax proceeds under subsection (b)(3) shall establish an allocation fund for the purposes specified in subsection (b)(3) and a special zone fund. Such a unit shall, until the end of the enterprise zone phase out period, deposit each year in the special zone fund the amount in the allocation fund derived from property tax proceeds in excess of those described in subsection (b)(1) and (b)(2) from property located in the enterprise zone that exceeds the amount sufficient for the purposes specified in subsection (b)(3) for the year. A unit that has no obligations, bonds, or leases payable from allocated tax proceeds under subsection (b)(3) shall establish a special zone fund and deposit all the property tax proceeds in excess of those described in subsection (b)(1) and (b)(2) in the fund derived from property tax proceeds in excess of those described in subsection (b)(1) and (b)(2) from property located in the enterprise zone. The unit that creates the special zone fund shall use the fund, based on the recommendations of the urban enterprise association, for one (1) or more of the following purposes:

(1) To pay for programs in job training, job enrichment, and basic skill development designed to benefit residents and employers in the enterprise zone. The programs must reserve at least one-half (1/2) of the enrollment in any session for residents of the enterprise zone.

(2) To make loans and grants for the purpose of stimulating business activity in the enterprise zone or providing employment for enterprise zone residents in the enterprise zone. These loans and grants may be made to the following:

(A) Businesses operating in the enterprise zone.

(B) Businesses that will move their operations to the enterprise zone if such a loan or grant is made.

(3) To provide funds to carry out other purposes specified in subsection (b)(3). However, where



reference is made in subsection (b)(3) to the allocation area, the reference refers for purposes of payments from the special zone fund only to that part of the allocation area that is also located in the enterprise zone.

(h) The state board of accounts and department of local government finance shall make the rules and prescribe the forms and procedures that they consider expedient for the implementation of this chapter. After each reassessment under a reassessment plan prepared under IC 6-1.1-4-4.2, the department of local government finance shall adjust the base assessed value one (1) time to neutralize any effect of the reassessment of the real property in the area on the property tax proceeds allocated to the redevelopment district under this section. After each annual adjustment under IC 6-1.1-4-4.5, the department of local government finance shall adjust the base assessed value to neutralize any effect of the annual adjustment on the property tax proceeds allocated to the redevelopment district under this section. However, the adjustments under this subsection may not include the effect of property tax abatements under IC 6-1.1-12.1, and these adjustments may not produce less property tax proceeds allocable to the redevelopment district under subsection (b)(3) than would otherwise have been received if the reassessment under the reassessment plan or annual adjustment had not occurred. The department of local government finance may prescribe procedures for county and township officials to follow to assist the department in making the adjustments.

(i) The allocation deadline referred to in subsection (b) is determined in the following manner:

(1) The initial allocation deadline is December 31, 2011.

(2) Subject to subdivision (3), the initial allocation deadline and subsequent allocation deadlines are automatically extended in increments of five (5) years, so that allocation deadlines subsequent to the initial allocation deadline fall on December 31, 2016, and December 31 of each fifth year thereafter.

(3) At least one (1) year before the date of an allocation deadline determined under subdivision (2), the general assembly may enact a law that:

(A) terminates the automatic extension of allocation deadlines under subdivision (2); and

(B) specifically designates a particular date as the final allocation deadline.

SECTION 227. IC 36-7.5-4-2, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2019 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 2. (a) Except as provided in subsections (b) and (d), the fiscal officer of each city and county described in IC 36-7.5-2-3(b) shall each transfer three million five hundred thousand dollars (\$3,500,000) each year to the development authority for deposit in the development authority revenue fund established under section 1 of this chapter. However, if a county having a population of more than one hundred fifty thousand (150,000) but less than one hundred seventy thousand (170,000) ceases to be a member of the development authority and two (2) or more municipalities in the county have become members of the development authority as authorized by IC 36-7.5-2-3(i), the transfer of the local income tax revenue that is dedicated to economic development purposes that is required to be transferred under IC 6-3.6-11-6 is the contribution of the municipalities in the county that have become members of the development authority.

(b) This subsection applies only if:

(1) the fiscal body of the county described in IC 36-7.5-2-3(e) has adopted an ordinance under IC 36-7.5-2-3(e) providing that the county is joining the development authority;

(2) the fiscal body of the city described in IC 36-7.5-2-3(e) has adopted an ordinance under IC 36-7.5-2-3(e) providing that the city is joining the development authority; and

(3) the county described in IC 36-7.5-2-3(e) is an eligible county participating in the development authority.

The fiscal officer of the county described in IC 36-7.5-2-3(e) shall transfer two million six hundred



1 twenty-five thousand dollars (\$2,625,000) each year to the development authority for deposit in the
2 development authority revenue fund established under section 1 of this chapter. The fiscal officer of the
3 city described in IC 36-7.5-2-3(e) shall transfer eight hundred seventy-five thousand dollars (\$875,000)
4 each year to the development authority for deposit in the development authority revenue fund established
5 under section 1 of this chapter.

6 (c) This subsection does not apply to Lake County, Hammond, Gary, or East Chicago. The following
7 apply to the remaining transfers required by subsections (a) and (b):

8 (1) Except for transfers of money described in subdivision (4)(D), the transfers shall be made
9 without appropriation by the city or county fiscal body or approval by any other entity.

10 (2) Except as provided in subdivision (3), each fiscal officer shall transfer eight hundred seventy-five
11 thousand dollars (\$875,000) to the development authority revenue fund before the last business day
12 of January, April, July, and October of each year. Food and beverage tax revenue deposited in the
13 fund under IC 6-9-36-8 is in addition to the transfers required by this section.

14 (3) The fiscal officer of the county described in IC 36-7.5-2-3(e) shall transfer six hundred fifty-six
15 thousand two hundred fifty dollars (\$656,250) to the development authority revenue fund before the
16 last business day of January, April, July, and October of each year. The county is not required to
17 make any payments or transfers to the development authority covering any time before January 1,
18 2017. The fiscal officer of a city described in IC 36-7.5-2-3(e) shall transfer two hundred eighteen
19 thousand seven hundred fifty dollars (\$218,750) to the development authority revenue fund before
20 the last business day of January, April, July, and October of each year. The city is not required to
21 make any payments or transfers to the development authority covering any time before January 1,
22 2017.

23 (4) The transfers shall be made from one (1) or more of the following:

24 (A) Riverboat admissions tax revenue received by the city or county, riverboat wagering tax
25 revenue received by the city or county, or riverboat incentive payments received from a riverboat
26 licensee by the city or county.

27 (B) Any local income tax revenue that is dedicated to economic development purposes under
28 IC 6-3.6-6 and received under IC 6-3.6-9 by the city or county.

29 (C) Any other local revenue other than property tax revenue received by the city or county.

30 (D) In the case of a county described in IC 36-7.5-2-3(e) or a city described in IC 36-7.5-2-3(e),
31 any money from the major moves construction fund that is distributed to the county or city under
32 IC 8-14-16.

33 (d) This subsection applies only to Lake County, Hammond, Gary, and East Chicago. The obligations
34 of each city and the county under subsection (a) are satisfied by the distributions made by the auditor of
35 state on behalf of each unit under ~~IC 4-33-12-6(d)~~ **IC 4-33-12-8** and ~~IC 4-33-13-5(j)~~ **IC 4-33-13-5(i)**.
36 However, if the total amount distributed under IC 4-33 on behalf of a unit with respect to a particular state
37 fiscal year is less than the amount required by subsection (a), the fiscal officer of the unit shall transfer
38 the amount of the shortfall to the authority from any source of revenue available to the unit other than
39 property taxes. The auditor of state shall certify the amount of any shortfall to the fiscal officer of the unit
40 after making the distribution required by ~~IC 4-33-13-5(j)~~ **IC 4-33-13-5(i)** on behalf of the unit with
41 respect to a particular state fiscal year.

42 (e) A transfer made on behalf of a county, city, or town under this section after December 31, 2018:

43 (1) is considered to be a payment for services provided to residents by a rail project as those services
44 are rendered; and

45 (2) does not impair any pledge of revenues under this article because a pledge by the development
46 authority of transferred revenue under this section to the payment of bonds, leases, or obligations
47 under this article or IC 5-1.3:



(A) constitutes the obligations of the northwest Indiana regional development authority; and
(B) does not constitute an indebtedness of a county, city, or town described in this section or of the state within the meaning or application of any constitutional or statutory provision or limitation.

(f) Neither the transfer of revenue as provided in this section nor the pledge of revenue transferred under this section is an impairment of contract within the meaning or application of any constitutional provision or limitation because of the following:

(1) The statutes governing local taxes, including the transferred revenue, have been the subject of legislation annually since 1973, and during that time the statutes have been revised, amended, expanded, limited, and recodified dozens of times.

(2) Owners of bonds, leases, or other obligations to which local tax revenues have been pledged recognize that the regulation of local taxes has been extensive and consistent.

(3) All bonds, leases, or other obligations, due to their essential contractual nature, are subject to relevant state and federal law that is enacted after the date of a contract.

(4) The state of Indiana has a legitimate interest in assisting the development authority in financing rail projects.

(g) All proceedings had and actions described in this section are valid pledges under IC 5-1-14-4 as of the date of those proceedings or actions and are hereby legalized and declared valid if taken before March 15, 2018.

SECTION 228. [EFFECTIVE JULY 1, 2019] (a) The trustees of the following institutions may issue and sell bonds under IC 21-34, subject to the approvals required by IC 21-33-3, for the following projects if the sum of principal costs of any bonds issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Indiana University	
Bicentennial Repair and Rehabilitation Plan	\$62,000,000
Purdue University	
West Lafayette Campus	
Engineering and Polytechnic Gateway Building	60,000,000
College of Veterinary Medicine Teaching Hospital	73,000,000
Ball State University	
STEM and Health Professions Facilities Phase III	59,900,000
University of Southern Indiana	
Health Professions Classroom Renovation and Expansion	48,000,000
Ivy Tech Community College	
Columbus Campus Main Building Replacement	29,890,000
Indiana State University	
Academic Facility Renovation Phase Two - Dreiser Hall	18,400,000

(b) Of the authorizations for projects in subsection (a), the maximum amount eligible for fee replacement is the authorized amount.



1 SECTION 229. P.L.217-2017, SECTION 164, IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JUNE 29, 2019]: SECTION 164. (a) The definitions of "vacation leave", "sick leave", and
3 other types of leave used on July 1, 2010, by the department apply to this SECTION.

4 (b) As used in this SECTION, "department" refers to the state personnel department established by
5 IC 4-15-2.2-13.

6 (c) As used in this SECTION, "pilot program" refers to the pilot program reestablished under
7 subsection (d).

8 (d) The personnel committee of the legislative council for the legislative branch of state government
9 or the Indiana supreme court for the judicial branch of state government, or both, may reestablish the pilot
10 program established by P.L.220-2005, SECTION 8 (before its expiration), and P.L.220-2005, SECTION
11 10 (before its expiration), including provisions adopted by:

12 (1) the deferred compensation committee (established by IC 5-10-1.1-4) to govern the pilot program;

13 (2) the department under LSA Document #06-488(E) (before its expiration), filed with the publisher
14 of the Indiana Register on October 16, 2006, to govern the pilot program; or

15 (3) the auditor of state to administer the pilot program.

16 (e) Subject to the Internal Revenue Code and applicable regulations, the personnel committee of the
17 legislative council or the Indiana supreme court, or both, may adopt procedures to implement and
18 administer the pilot program, including provisions established or reestablished under subsection (d).

19 (f) The auditor of state shall provide for the administration of the pilot program.

20 (g) This SECTION expires June 30, ~~2019~~: **2021**.

21 SECTION 230. [EFFECTIVE UPON PASSAGE] (a) **The governor shall appoint a task force to**
22 **study the Indiana law enforcement academy. The task force shall study the following:**

23 (1) **The current and future role of the Indiana law enforcement academy in serving the**
24 **training needs of law enforcement agencies in Indiana.**

25 (2) **The current and future funding needs for the operation of the Indiana law enforcement**
26 **academy, including recommendations on sources of funding for long term operational**
27 **viability.**

28 (3) **Alternative means of certifying and delivering basic law enforcement training across**
29 **Indiana, including entering into partnerships with institutions of higher education.**

30 (4) **Whether it is appropriate for local law enforcement agencies to pay fees for Indiana law**
31 **enforcement academy training services and, if so, what the appropriate fee amounts should**
32 **be.**

33 (5) **A short term and long term capital plan for the Indiana law enforcement academy training**
34 **campus if the task force finds that the Indiana law enforcement academy is the appropriate**
35 **model for accommodating training needs in the future.**

36 (6) **Any other topics concerning the Indiana law enforcement academy determined by the task**
37 **force.**

38 (b) **The governor may appoint any individual to serve on the task force.**

39 (c) **The task force shall submit a final report containing its findings and recommendations to the**
40 **legislative council and the budget committee not later than November 1, 2019. The report to the**
41 **legislative council must be in an electronic format under IC 5-14-6.**

42 (d) **This SECTION expires January 1, 2020.**

43 SECTION 231. [EFFECTIVE UPON PASSAGE] (a) **Before July 1, 2019, the board of trustees of**
44 **the Indiana public retirement system shall transfer one hundred fifty million dollars (\$150,000,000)**
45 **from the assets of the pension stabilization fund established by IC 5-10.4-2-5 to the 1996 account**
46 **described in IC 5-10.4-2-2(a)(2).**

47 (b) **The board of trustees of the Indiana public retirement system may reduce the employer**



1 contribution rate for the 1996 account described in IC 5-10.4-2-2(a)(2) as of July 1, 2019, to the sum
2 of:

3 (1) the normal cost for the 1996 account described in IC 5-10.4-2-2(a)(2); plus

4 (2) the surcharge required by IC 5-10.2-12-3(a)(2)(B);

5 but not to a contribution rate that is less than the actuarially determined contribution rate plus the
6 subdivision (2) amount.

7 (c) After July 1, 2019, and before October 1, 2019, the governing body of each school corporation
8 shall hold at least one (1) public hearing to determine the following:

9 (1) The dollar amount of the reduction in the school corporation's employer contribution rate
10 under subsection (b).

11 (2) The actions the governing body of the school corporation intends to take with the amount
12 described in subdivision (1).

13 (d) This SECTION expires June 30, 2020.

14 SECTION 232. [EFFECTIVE UPON PASSAGE] (a) There is appropriated from the toll road lease
15 amendment proceeds fund established by IC 8-14-14.2-1 (as added by this act) two hundred
16 thirty-nine million four hundred thousand dollars (\$239,400,000) for the state fiscal year beginning
17 July 1, 2018, and ending June 30, 2019, to be used for the purposes of the toll road lease amendment
18 proceeds fund set forth in IC 8-14-14.2-1(c) (as added by this act).

19 (b) This SECTION expires July 1, 2020.

20 SECTION 233. [EFFECTIVE UPON PASSAGE] (a) For the state fiscal year beginning July 1,
21 2019, and ending June 30, 2020, five million dollars (\$5,000,000) is appropriated from the state
22 general fund to the supplemental allowance reserve account established under IC 5-10.2-2-2(c)(3)
23 for the Indiana state teachers' retirement fund pre-1996 account.

24 (b) This SECTION expires June 30, 2021.

25 SECTION 234. [EFFECTIVE UPON PASSAGE] (a) For the state fiscal year beginning July 1,
26 2019, and ending June 30, 2020, three hundred thousand dollars (\$300,000) is appropriated from
27 the state general fund to the Indiana women's suffrage centennial commission fund (established by
28 IC 4-23-25.1-14 in HEA 1394-2019).

29 (b) This SECTION expires June 30, 2021.

30 SECTION 235. [EFFECTIVE UPON PASSAGE] (a) For the state fiscal year beginning July 1,
31 2018, and ending June 30, 2019, three hundred twenty-five thousand dollars (\$325,000) is
32 appropriated from the state general fund to the Indiana department of gaming research created
33 by IC 4-33-18-2.

34 (b) This SECTION expires June 30, 2019.

35 SECTION 236. [EFFECTIVE UPON PASSAGE] (a) On June 30, 2020, the budget agency shall
36 transfer up to one million five hundred thousand dollars (\$1,500,000) of any unspent appropriation
37 for adult learners for the state fiscal year ending June 30, 2020, to the workforce cabinet established
38 by IC 4-3-27-3 to be used by the workforce cabinet for a workforce diploma reimbursement
39 program.

40 (b) Any amount transferred under this SECTION is appropriated to the workforce cabinet for
41 the state fiscal year beginning July 1, 2020, and ending June 30, 2021, to be used for the purposes
42 of a workforce diploma reimbursement program.

43 (c) This SECTION expires June 30, 2021.

44 SECTION 237. [EFFECTIVE UPON PASSAGE] (a) On July 1, 2020, the auditor of state shall
45 transfer twenty million dollars (\$20,000,000) from the agency settlement fund (IC 4-12-16-2) to the
46 state general fund.

47 (b) This SECTION expires June 30, 2021.



1 SECTION 238. [EFFECTIVE JULY 1, 2018 (RETROACTIVE)] (a) Notwithstanding P.L.217-2017,
2 the appropriations from the state board of accounts dedicated fund for the state board of accounts
3 for the state fiscal year beginning July 1, 2018, may be augmented from the state board of accounts
4 dedicated fund.

5 (b) This SECTION expires June 30, 2019.

6 SECTION 239. [EFFECTIVE JANUARY 1, 2019 (RETROACTIVE)] (a) IC 6-3.1-4-8, as added by
7 this act, applies to taxable years beginning after December 31, 2018.

8 (b) This SECTION expires June 30, 2021.

9 SECTION 240. [EFFECTIVE JULY 1, 2019] (a) Any balance in the state police building account
10 established by IC 9-14-14-4, as repealed by this act, shall be transferred to, and any revenue that
11 would otherwise be deposited in the account on or after June 30, 2019, shall be deposited in, the
12 state construction fund (IC 7.1-4-8-1).

13 (b) This SECTION expires June 30, 2020.

14 SECTION 241. [EFFECTIVE JULY 1, 2019] (a) Any balance in the fund known as the excess
15 handgun fund established under IC 10-13-3-40, as repealed by this act, shall be transferred to the
16 state general fund on June 30, 2021.

17 (b) This SECTION expires July 1, 2021.

18 SECTION 242. [EFFECTIVE UPON PASSAGE] (a) The division of disability and rehabilitative
19 services established by IC 12-9-1-1 shall adopt emergency rules in the manner provided under
20 IC 4-22-2-37.1 to establish a cost participation schedule for purposes of IC 12-12.7-2-17 to take
21 effect July 1, 2019.

22 (b) This SECTION expires July 1, 2019.

23 SECTION 243. An emergency is declared for this act.



COMMITTEE REPORT

Mr Speaker: Your Committee on Ways and Means, to which was referred House Bill No. 1001, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be AMENDED as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1001 as introduced.)

HUSTON

Committee Vote: Yeas 15, Nays 6

HOUSE MOTION

Mr. Speaker: I move that House Bill 1001 be amended to read as follows:

Page 90, between lines 23 and 24, begin a new paragraph and insert:

"SECTION 38. IC 4-1-12-1, AS ADDED BY P.L.160-2011, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. **(a) Except as provided in subsection (b),** as used in this chapter, "Patient Protection and Affordable Care Act" refers to the federal Patient Protection and Affordable Care Act (P.L. 111-148), as amended by the federal Health Care and Education Reconciliation Act of 2010 (P.L. 111-152), as amended from time to time, and regulations or guidance issued under those acts.

(b) As used in section 5 of this chapter, "Patient Protection and Affordable Care Act" refers to the federal Patient Protection and Affordable Care Act (P.L. 111-148), as amended by the federal Health Care and Education Reconciliation Act of 2010 (P.L. 111-152), and regulations or guidance issued under those acts, all as in effect on January 1, 2019.

SECTION 39. IC 4-1-12-5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 5. **(a) As used in this section, "preexisting condition exclusion" has the meaning set forth in 45 CFR 144.103, as in effect on January 1, 2019.**

(b) Notwithstanding any other law:

(1) 42 U.S.C. 300gg-3;

(2) 45 CFR 147.108; and

(3) all other provisions of the Patient Protection and

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**Affordable Care Act concerning preexisting condition exclusions;
and the protections therein and in effect on January 1, 2019, are in effect and must be enforced in Indiana, regardless of the legal status of the Patient Protection and Affordable Care Act."**

Page 92, between lines 30 and 31, begin a new paragraph and insert:
"SECTION 50. IC 4-6-2-1.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: **Sec. 1.7. The attorney general shall not expend any money appropriated by the general assembly in connection with a legal proceeding to invalidate any part of the federal Patient Protection and Affordable Care Act (P.L. 111-148), as amended by the federal Health Care and Education Reconciliation Act of 2010 (P.L. 111-152)."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as printed February 19, 2019.)

DELANEY

HOUSE MOTION

Mr. Speaker: I move that House Bill 1001 be amended to read as follows:

Page 113, delete lines 31 through 47.

Page 114, delete lines 1 through 2.

Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as printed February 19, 2019.)

PORTER

HOUSE MOTION

Mr. Speaker: I move that the question shall be divided because the motion has propositions that are so distinct that if one was taken away a substantive proposition shall remain for the decision of the House per Rule 81.

The question shall be divided as follows:

Question 1 on the passage of the following sections of the House

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Motion 1001-23 SECTION 38 (page 1, lines 1-15) and SECTION 39 (page 1, lines 16-21 to page 2, lines 1-9)

Question 2 on the passage of the following section of the House Motion 1001-23 SECTION 50 (page 2, lines 10-18).

LEONARD

COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred House Bill No. 1001, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1001 as reprinted February 22, 2019.)

MISHLER, Chairperson

Committee Vote: yeas 9, nays 4.

SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 48, line 8, after "wages" insert "**and benefits**".

Page 48, line 8, delete "." and insert ", **service coordinators, and therapists.**".

Page 48, line 10, delete "operating an intermediate care facility for individuals"

Page 48, line 11, delete "with intellectual disabilities,".

Page 48, line 11, after "steps," insert "**home health,**".

Page 48, line 11, after "provider." insert "**The Family and Social Services Administration shall give priority to provider services that have a completed rate study.**".

Page 62, line 32, delete "2,105,824 2,105,824" and insert "**2,491,824 2,491,824**".

Page 62, between lines 32 and 33, begin a line blocked left and insert:

"Of the above appropriations, \$386,000 per year shall be used to provide technology support to students with autism."

Page 74, line 13, delete "3,472,072 3,472,072" and insert "**3,086,071 3,086,071**".

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Page 74, delete lines 22 through 24.
Page 159, line 45, delete "IC 20-43-6-3;" and insert "**IC 20-43-6-3(c);**".
Page 175, line 8, delete "2018;" and insert "**2019;**".
(Reference is to EHB 1001 as printed April 12, 2019.)

MISHLER

SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 176, line 20, after "program;" strike "and".

Page 176, between lines 20 and 21, begin a new line triple block indented and insert:

"(ii) seventy percent (70%) of the state tuition support amount determined under section 5 of this chapter if the eligible choice scholarship student is a member of a household with an annual income of, in the case of an individual not described in section 2.5 of this chapter or item (i), not more than one hundred twenty-five percent (125%) of the amount required for the eligible choice scholarship student to qualify for the federal free or reduced price lunch program; and".

Page 176, line 21, strike "(ii)" and insert "(iii)".

Page 176, line 23, after "(i)" delete "," and insert "**or (ii),**".

(Reference is to EHB 1001 as printed April 12, 2019.)

MESSMER

SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 180, between lines 7 and 8, begin a new paragraph and insert:

"SECTION 215. IC 33-34-8-1, AS AMENDED BY P.L.39-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2019]: Sec. 1. (a) The following fees and costs apply to cases in the small claims court:

- (1) A township docket fee of five dollars (\$5) plus forty-five percent (45%) of the infraction or ordinance violation costs fee under IC 33-37-4-2.
- (2) The bailiff's service of process by registered or certified mail fee of thirteen dollars (\$13) for each service.
- (3) The cost for the personal service of process by the bailiff or

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- other process server of thirteen dollars (\$13) for each service.
- (4) Witness fees, if any, in the amount provided by IC 33-37-10-3 to be taxed and charged in the circuit court.
 - (5) A redocketing fee, if any, of five dollars (\$5).
 - (6) A document storage fee under IC 33-37-5-20.
 - (7) An automated record keeping fee under IC 33-37-5-21.
 - (8) A late fee, if any, under IC 33-37-5-22.
 - (9) A public defense administration fee under IC 33-37-5-21.2.
 - (10) A judicial insurance adjustment fee under IC 33-37-5-25.
 - (11) A judicial salaries fee under IC 33-37-5-26.
 - (12) A court administration fee under IC 33-37-5-27.
 - (13) Before July 1, 2022, a pro bono legal services fee under IC 33-37-5-31.

(14) A sheriff's service of process fee under IC 33-37-5-15.

The docket fee and the cost for the initial service of process shall be paid at the institution of a case. The cost of service after the initial service shall be assessed and paid after service has been made. The cost of witness fees shall be paid before the witnesses are called.

(b) If the amount of the township docket fee computed UNDER subsection (a)(1) is not equal to a whole number, the amount shall be rounded to the next highest whole number."

Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed April 12, 2019.)

TAYLOR G

SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 21, line 22, delete "23,971,777 23,971,777" and insert "**42,000,000 42,000,000**".

Page 21, line 30, delete "shall be up to \$35 per day." and insert "**for the state fiscal year beginning July 1, 2019, and ending June 30, 2020, shall be up to \$40 per day. For the state fiscal year beginning July 1, 2020, and ending June 30, 2021, the rate shall be up to \$45 per day.**".

(Reference is to EHB 1001 as printed April 12, 2019.)

TALLIAN



SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 186, between lines 22 and 23, begin a new paragraph and insert:

"SECTION 224. [EFFECTIVE UPON PASSAGE] (a) For the state fiscal year beginning July 1, 2019, and ending June 30, 2020, three hundred thousand dollars (\$300,000) is appropriated from the state general fund to the Indiana women's suffrage centennial commission fund (established by IC 4-23-25.1-14 in HEA 1394-2019).

(b) This SECTION expires June 30, 2021."

Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed April 12, 2019.)

BREAUX

SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 125, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 110. IC 6-1.1-24-2, AS AMENDED BY P.L.251-2015, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) This section does not apply to vacant or abandoned real property that is on the list prepared by the county auditor under section 1.5 of this chapter.

(b) In addition to the delinquency list required under section 1 of this chapter, each county auditor shall prepare a notice. The notice shall contain the following:

- (1) A list of tracts or real property eligible for sale under this chapter.**
- (2) A statement that the tracts or real property included in the list will be sold at public auction to the highest bidder, subject to the right of redemption.**
- (3) A statement that the tracts or real property will not be sold for an amount which is less than the sum of:**
 - (A) the delinquent taxes and special assessments on each tract or item of real property;**
 - (B) the taxes and special assessments on each tract or item of real property that are due and payable in the year of the sale, whether or not they are delinquent;**
 - (C) all penalties due on the delinquencies;**
 - (D) an amount prescribed by the county auditor that equals the**

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sum of:

(i) the greater of twenty-five dollars (\$25) or postage and publication costs; and

(ii) any other actual costs incurred by the county that are directly attributable to the tax sale; and

(E) any unpaid costs due under subsection (c) from a prior tax sale.

(4) A statement that a person redeeming each tract OR item of real property after the sale must pay:

(A) one hundred ten percent (110%) of the amount of the minimum bid for which the tract or item of real property was offered at the time of sale if the tract or item of real property is redeemed not more than six (6) months after the date of sale;

(B) one hundred fifteen percent (115%) of the amount of the minimum bid for which the tract or item of real property was offered at the time of sale if the tract or item of real property is redeemed more than six (6) months after the date of sale;

(C) the amount by which the purchase price exceeds the minimum bid on the tract or item of real property plus five percent (5%) interest per annum, on the amount by which the purchase price exceeds the minimum bid; and

(D) all taxes and special assessments on the tract or item of real property paid by the purchaser after the tax sale plus interest at the rate of five percent (5%) per annum, on the amount of taxes and special assessments paid by the purchaser on the redeemed property.

(5) A statement for informational purposes only, of the location of each tract or item of real property by key number, if any, and street address, if any, or a common description of the property other than a legal description. The township assessor, or the county assessor if there is no township assessor for the township, upon written request from the county auditor, shall provide the information to be in the notice required by this subsection. A misstatement in the key number or street address does not invalidate an otherwise valid sale.

(6) A statement that the county does not warrant the accuracy of the street address or common description of the property.

(7) A statement indicating:

(A) the name of the owner of each tract or item of real property with a single owner; or

(B) the name of at least one (1) of the owners of each tract or item of real property with multiple owners.

(8) A statement of the procedure to be followed for obtaining or objecting to a judgment and order of sale, that must include the following:

(A) A statement:

(i) that the county auditor and county treasurer will apply on



or after a date designated in the notice for a court judgment against the tracts or real property for an amount that is not less than the amount set under subdivision (3), and for an order to sell the tracts or real property at public auction to the highest bidder, subject to the right of redemption; and
(ii) indicating the date when the period of redemption specified in IC 6-1.1-25-4 will expire.

(B) A statement that any defense to the application for judgment must be:

(i) filed with the court; and

(ii) served on the county auditor and the county treasurer; before the date designated as the earliest date on which the application for judgment may be filed.

(C) A statement that the county auditor and the county treasurer are entitled to receive all pleadings, motions, petitions, and other filings related to the defense to the application for judgment.

(D) A statement that the court will set a date for a hearing at least seven (7) days before the advertised date and that the court will determine any defenses to the application for judgment at the hearing.

(9) A statement that the sale will be conducted at a place designated in the notice and that the sale will continue until all tracts and real property have been offered for sale.

(10) A statement that the sale will take place at the times and dates designated in the notice. Whenever the public auction is to be conducted as an electronic sale, the notice must include a statement indicating that the public auction will be conducted as an electronic sale and a description of the procedures that must be followed to participate in the electronic sale.

(11) A statement that a person redeeming each tract or item after the sale must pay the costs described in IC 6-1.1-25-2(e).

(12) If a county auditor and county treasurer have entered into an agreement under IC 6-1.1-25-4.7, a statement that the county auditor will perform the duties of the notification and title search under IC 6-1.1-25-4.5 and the notification and petition to the court for the tax deed under IC 6-1.1-25-4.6.

(13) A statement that, if the tract or item of real property is sold for an amount more than the minimum bid and the property is not redeemed, the owner of record of the tract or item of real property who is divested of ownership at the time the tax deed is issued may have a right to the tax sale surplus.

(14) If a determination has been made under subsection (e), a statement that tracts or items will be sold together.

(15) With respect to a tract or an item of real property that is subject to sale under this chapter after October 31, 2019, and before May 1, 2020, a statement declaring whether an



ordinance adopted under IC 6-1.1-37-16 is in effect in the county and, if applicable, an explanation of the circumstances in which interest and penalties on the delinquent taxes and special assessments will be waived.

(c) If within sixty (60) days before the date of the tax sale the county incurs costs set under subsection (b)(3)(D) and those costs are not paid, the county auditor shall enter the amount of costs that remain unpaid upon the tax duplicate of the property for which the costs were set. The county treasurer shall mail notice of unpaid costs entered upon a tax duplicate under this subsection to the owner of the property identified in the tax duplicate.

(d) The amount of unpaid costs entered upon a tax duplicate under subsection (c) must be paid no later than the date upon which the next installment of real estate taxes for the property is due. Unpaid costs entered upon a tax duplicate under subsection (c) are a lien against the property described in the tax duplicate, and amounts remaining unpaid on the date the next installment of real estate taxes is due may be collected in the same manner that delinquent property taxes are collected.

(e) The county auditor and county treasurer may establish the condition that a tract or item will be sold and may be redeemed under this chapter only if the tract or item is sold or redeemed together with one (1) or more other tracts or items. Property may be sold together only if the tract or item is owned by the same person.

SECTION 111. IC 6-1.1-24-4, AS AMENDED BY P.L.251-2015, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) This section does not apply to vacant or abandoned real property that is on the list prepared by the county auditor under section 1.5 of this chapter.

(b) Not less than twenty-one (21) days before the earliest date on which the application for judgment and order for sale of real property eligible for sale may be made, the county auditor shall send a notice of the sale by certified mail, return receipt requested, and by first class mail to:

- (1) the owner of record of real property with a single owner; or
- (2) at least one (1) of the owners, as of the date of certification, of real property with multiple owners;

at the last address of the owner for the property as indicated in the transfer book records of the county auditor under IC 6-1.1-5-4 on the date that the tax sale list is certified. If both notices are returned, the county auditor shall take an additional reasonable step to notify the property owner, if the county auditor determines that an additional reasonable step to notify the property owner is practical. The county auditor shall prepare the notice in the form prescribed by the state board of accounts. The notice must set forth the key number, if any, of the real property and a street address, if any, or other common description of the property other than a legal description. The notice

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must include the statement set forth in section 2(b)(4) of this chapter. **With respect to a tract or an item of real property that is subject to sale under this chapter after October 31, 2019, and before May 1, 2020, the notice must include a statement declaring whether an ordinance adopted under IC 6-1.1-37-16 is in effect in the county and, if applicable, an explanation of the circumstances in which interest and penalties on the delinquent taxes and special assessments will be waived.** The county auditor must present proof of this mailing to the court along with the application for judgment and order for sale. Failure by an owner to receive or accept the notice required by this section does not affect the validity of the judgment and order. The owner of real property shall notify the county auditor of the owner's correct address. The notice required under this section is considered sufficient if the notice is mailed to the address or addresses required by this section.

(c) On or before the day of sale, the county auditor shall list, on the tax sale record required by IC 6-1.1-25-8, all properties that will be offered for sale.

SECTION 112. IC 6-1.1-24-5, AS AMENDED BY P.L.251-2015, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) When a tract or an item of real property is subject to sale under this chapter, it must be sold in compliance with this section.

(b) The sale must be held at the times and place stated in the notice of sale.

(c) A tract or an item of real property may not be sold under this chapter to collect:

- (1) delinquent personal property taxes; or
- (2) taxes or special assessments which are chargeable to other real property.

(d) A tract or an item of real property may not be sold under this chapter if all the delinquent taxes, penalties, and special assessments on the tract or an item of real property and the amount prescribed by section 1.5 or 2(b)(3)(D) of this chapter, whichever applies, reflecting the costs incurred by the county due to the sale, are paid before the time of sale.

(e) The county treasurer shall sell the tract or item of real property, subject to the right of redemption, to the highest bidder at public auction. The right of redemption after a sale does not apply to an item of real property that is on the vacant and abandoned property list prepared by the county auditor under section 1.5 of this chapter. Except as provided in section 1.5 of this chapter, a tract or an item of real property may not be sold for an amount which is less than the sum of:

- (1) the delinquent taxes and special assessments on each tract or item of real property;
- (2) the taxes and special assessments on each tract or item of real property that are due and payable in the year of the sale,



regardless of whether the taxes and special assessments are delinquent;

(3) all penalties which are due on the delinquencies;

(4) the amount prescribed by section 2(b)(3)(D) of this chapter reflecting the costs incurred by the county due to the sale;

(5) any unpaid costs which are due under section 2(c) of this chapter from a prior tax sale; and

(6) other reasonable expenses of collection, including title search expenses, uniform commercial code expenses, and reasonable attorney's fees incurred by the date of the sale.

The amount of penalties due on the delinquencies under subdivision (3) must be adjusted in accordance with IC 6-1.1-37-16, if applicable.

(f) For purposes of the sale, it is not necessary for the county treasurer to first attempt to collect the real property taxes or special assessments out of the personal property of the owner of the tract or real property.

(g) The county auditor shall serve as the clerk of the sale.

(h) Real property certified to the county auditor under section 1.5 of this chapter must be offered for sale in a different phase of the tax sale or on a different day of the tax sale than the phase or day during which other real property is offered for sale.

(i) The public auction required under subsection (e) may be conducted by electronic means, at the option of the county treasurer. The electronic sale must comply with the other statutory requirements of this section. If an electronic sale is conducted under this subsection, the county treasurer shall provide access to the electronic sale by providing computer terminals open to the public at a designated location. A county treasurer who elects to conduct an electronic sale may receive electronic payments and establish rules necessary to secure the payments in a timely fashion. The county treasurer may not add an additional cost of sale charge to a parcel for the purpose of conducting the electronic sale.

SECTION 113. IC 6-1.1-37-16 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 16. (a) The fiscal body of a county may, before November 1, 2019, adopt an ordinance to have this section apply throughout the county. If the fiscal body of a county adopts an ordinance under this subsection, the ordinance applies after October 31, 2019, and before May 1, 2020. The fiscal body shall deliver a copy of the ordinance to the county treasurer and the county auditor.**

(b) Subject to subsection (d), the county treasurer of a county to which this section applies shall waive all interest and penalties added before January 1, 2019, to a delinquent property tax installment or special assessment on a tract or an item of real property if:

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(1) all of the delinquent taxes and special assessments on the tract or item of real property were first due and payable before January 1, 2019; and

(2) before May 1, 2020, the taxpayer has paid:

(A) all of the delinquent taxes and special assessments described in subdivision (1); and

(B) all of the taxes and special assessments that are first due and payable on the tract or item of real property after December 31, 2018, and before May 1, 2020 (and any interest and penalties on these taxes and special assessments).

(c) Subject to subsection (d), the county treasurer of a county to which this section applies shall waive interest and penalties as provided in subsection (b) if the conditions of subsection (b) are satisfied, notwithstanding any payment arrangement entered into by the county treasurer and the taxpayer under IC 6-1.1-24-1.2 or under any other law.

(d) This section shall not apply to interest and penalties added to delinquent property tax installments or special assessments on a tract or item of real property that was purchased or sold in any prior tax sale."

Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed April 12, 2019.)

TAYLOR G

SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 182, between lines 25 and 26, begin a new paragraph and insert:

"SECTION 217. IC 36-7-14-12.2, AS AMENDED BY P.L. 95-2014, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 12.2. (a) The redevelopment commission may do the following:

(1) Acquire by purchase, exchange, gift, grant, condemnation, or lease, or any combination of methods, any personal property or interest in real property needed for the redevelopment of areas needing redevelopment that are located within the corporate boundaries of the unit.

(2) Hold, use, sell (by conveyance by deed, land sale contract, or other instrument), exchange, lease, rent, or otherwise dispose of property acquired for use in the redevelopment of areas needing redevelopment on the terms and conditions that the commission considers best for the unit and its inhabitants.

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- (3) Sell, lease, or grant interests in all or part of the real property acquired for redevelopment purposes to any other department of the unit or to any other governmental agency for public ways, levees, sewerage, parks, playgrounds, schools, and other public purposes on any terms that may be agreed on.
- (4) Clear real property acquired for redevelopment purposes.
- (5) Enter on or into, inspect, investigate, and assess real property and structures acquired or to be acquired for redevelopment purposes to determine the existence, source, nature, and extent of any environmental contamination, including the following:
 - (A) Hazardous substances.
 - (B) Petroleum.
 - (C) Other pollutants.
- (6) Remediate environmental contamination, INCLUDING the following, found on any real property or structures acquired for redevelopment purposes:
 - (A) Hazardous substances.
 - (B) Petroleum.
 - (C) Other pollutants.
- (7) Repair and maintain:
 - (A) structures acquired for redevelopment purposes; and
 - (B) on an ongoing basis, any:**
 - (i) public ways; and**
 - (ii) sewers, central water systems, central sewer systems, roads, sidewalks, and levees;****that are located in an allocation area and that were funded in whole or in part with tax proceeds allocated to the redevelopment district.**
- (8) Remodel, rebuild, enlarge, or make major structural improvements on structures acquired for redevelopment purposes.
- (9) Survey or examine any land to determine whether it should be included within an area needing redevelopment to be acquired for redevelopment purposes and to determine the value of that land.
- (10) Appear before any other department or agency of the unit, or before any other governmental agency in respect to any matter affecting:
 - (A) real property acquired or being acquired for redevelopment purposes; or
 - (B) any area needing redevelopment within the jurisdiction of the commissioners.
- (11) Institute or defend in the name of the unit any civil action.
- (12) Use any legal or equitable remedy that is necessary or considered proper to protect and enforce the rights of and perform the duties of the department of redevelopment.
- (13) Appoint an executive director, appraisers, real estate experts, engineers, architects, surveyors, and attorneys.
- (14) Appoint clerks, guards, laborers, and other employees the



commission considers advisable, except that those appointments must be made in accordance with the merit system of the unit if such a system exists.

(15) Prescribe the duties and regulate the compensation of employees of the department of redevelopment.

(16) Provide a pension and retirement system for employees of the department of redevelopment by using the Indiana public employees' retirement fund or a retirement plan approved by the United States Department of Housing and Urban Development.

(17) Discharge and appoint successors to employees of the department of redevelopment subject to subdivision (14).

(18) Rent offices for use of the department of redevelopment, or accept the use of offices furnished by the unit.

(19) Equip the offices of the department of redevelopment with the necessary furniture, furnishings, equipment, records, and supplies.

(20) Expend, on behalf of the special taxing district, all or any part of the money of the special taxing district.

(21) Contract for the construction of:

(A) local public improvements (as defined in IC 36-7-14.5-6) or structures that are necessary for redevelopment of areas needing redevelopment or economic development within the corporate boundaries of the unit; or

(B) any structure that enhances development or economic development.

(22) Contract for the construction, extension, or improvement of pedestrian skyways.

(23) Accept loans, grants, and other forms of financial assistance from the federal government, the state government, a municipal corporation, a special taxing district, a foundation, or any other source.

(24) Provide financial assistance (including grants and loans) to enable individuals and families to purchase or lease residential units in a multiple unit residential structure within the district. However, financial assistance may be provided only to individuals and families whose income is at or below the unit's median income for individuals and families, respectively.

(25) Provide financial assistance (including grants and loans) to neighborhood development corporations to permit them to:

(A) provide financial assistance for the purposes described in subdivision (24); or

(B) construct, rehabilitate, or repair commercial property within the district.

(26) Require as a condition of financial assistance to the owner of a multiple unit residential structure that any of the units leased by the owner must be leased:

(A) for a period to be determined by the commission, which



- may not be less than five (5) years;
- (B) to families whose income does not exceed eighty percent (80%) of the unit's median income for families; and
- (C) at an affordable rate.

(27) This subdivision does not apply to a redevelopment commission in a county for which the total amount of net property taxes allocated to all allocation areas or other tax increment financing areas established by a redevelopment commission, military base reuse authority, military base development authority, or another similar entity in the county in the preceding calendar year exceeded nineteen percent (19%) of the total net property taxes billed in the county in the preceding calendar year. Subject to prior approval by the fiscal body of the unit that established the redevelopment commission, expend money and provide financial assistance (including grants and loans):

(A) in direct support of:

- (i) an active military base located within the unit; or
- (ii) an entity located in the territory or facilities of a military base or former military base within the unit that is scheduled for closing or is completely or partially inactive or closed, or an entity that is located in any territory or facilities of the United States Department of Defense within the unit that are scheduled for closing or are completely or partially inactive or closed;

including direct support for the promotion of the active military base or entity, the growth of the active military base or entity, and activities at the active military base or entity; and

(B) in support of any other entity that provides services or direct support to an active military base or entity described in clause (A).

The fiscal body of the unit that established the redevelopment commission must separately approve each grant, loan, or other expenditure for financial assistance under this subdivision. The terms of any loan that is made under this subdivision may be changed only if the change is approved by the fiscal body of the unit that established the redevelopment commission. As used in this subdivision, "active military base" has the meaning set forth in IC 36-1-4-20.

(b) Conditions imposed by the commission under subsection (a)(26) remain in force throughout the period determined under subsection (a)(26)(A), even if the owner sells, leases, or conveys the property. The subsequent owner or lessee is bound by the conditions for the remainder of the period.

(c) As used in this section, "pedestrian skyway" means a pedestrian walkway within or outside of the public right-of-way and through and above public or private property and buildings, including all structural supports required to connect skyways to buildings or buildings under



construction. Pedestrian skyways constructed, extended, or improved over or through public or private property constitute public property and public improvements, constitute a public use and purpose, and do not require vacation of any public way or other property.

(d) All powers that may be exercised under this chapter by the redevelopment commission may also be exercised by the redevelopment commission in carrying out its duties and purposes under IC 36-7-14.5. However, if a power pertains to issuing bonds or incurring an obligation, the exercise of the power must first be specifically approved by the fiscal or legislative body of the unit, whichever applies.

(e) A commission may not exercise the power of eminent domain.

SECTION 218. IC 36-7-14-39, AS AMENDED BY P.L.86-2018, SECTION 344, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 39. (a) As used in this section:

"Allocation area" means that part of a redevelopment project area to which an allocation provision of a declaratory resolution adopted under section 15 of this chapter refers for purposes of distribution and allocation of property taxes.

"Base assessed value" means the following:

(1) If an allocation provision is adopted after June 30, 1995, in a declaratory resolution or an amendment to a declaratory resolution establishing an economic development area:

(A) the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision of the declaratory resolution, as adjusted under subsection (h); plus

(B) to the extent that it is not included in clause (A), the net assessed value of property that is assessed as residential property under the rules of the department of local government finance, as finally determined for any assessment date after the effective date of the allocation provision.

(2) If an allocation provision is adopted after June 30, 1997, in a declaratory resolution or an amendment to a declaratory resolution establishing a redevelopment project area:

(A) the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision of the declaratory resolution, as adjusted under subsection (h); plus

(B) to the extent that it is not included in clause (A), the net assessed value of property that is assessed as residential property under the rules of the department of local government finance, as finally determined for any assessment date after the effective date of the allocation provision.

(3) If:

(A) an allocation provision adopted before June 30, 1995, in a declaratory resolution or an amendment to a declaratory



resolution establishing a redevelopment project area expires after June 30, 1997; and

(B) after June 30, 1997, a new allocation provision is included in an amendment to the declaratory resolution;

the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision adopted after June 30, 1997, as adjusted under subsection (h).

(4) Except as provided in subdivision (5), for all other allocation areas, the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision of the declaratory resolution, as adjusted under subsection (h).

(5) If an allocation area established in an economic development area before July 1, 1995, is expanded after June 30, 1995, the definition in subdivision (1) applies to the expanded part of the area added after June 30, 1995.

(6) If an allocation area established in a redevelopment project area before July 1, 1997, is expanded after June 30, 1997, the definition in subdivision (2) applies to the expanded part of the area added after June 30, 1997.

Except as provided in section 39.3 of this chapter, "property taxes" means taxes imposed under IC 6-1.1 on real property. However, upon approval by a resolution of the redevelopment commission adopted before June 1, 1987, "property taxes" also includes taxes imposed under IC 6-1.1 on depreciable personal property. If a redevelopment commission adopted before June 1, 1987, a resolution to include within the definition of property taxes, taxes imposed under IC 6-1.1 on depreciable personal property that has a useful life in excess of eight (8) years, the commission may by resolution determine the percentage of taxes imposed under IC 6-1.1 on all depreciable personal property that will be included within the definition of property taxes. However, the percentage included must not exceed twenty-five percent (25%) of the taxes imposed under IC 6-1.1 on all depreciable personal property.

(b) A declaratory resolution adopted under section 15 of this chapter on or before the allocation deadline determined under subsection (i) may include a provision with respect to the allocation and distribution of property taxes for the purposes and in the manner provided in this section. A declaratory resolution previously adopted may include an allocation provision by the amendment of that declaratory resolution on or before the allocation deadline determined under subsection (i) in accordance with the procedures required for its original adoption. A declaratory resolution or amendment that establishes an allocation provision must include a specific finding of fact, supported by evidence, that the adoption of the allocation provision will result in new property taxes in the area that would not have been generated but for the adoption of the allocation provision. For an allocation area



established before July 1, 1995, the expiration date of any allocation provisions for the allocation area is June 30, 2025, or the last date of any obligations that are outstanding on July 1, 2015, whichever is later. A declaratory resolution or an amendment that establishes an allocation provision after June 30, 1995, must specify an expiration date for the allocation provision. For an allocation area established before July 1, 2008, the expiration date may not be more than thirty (30) years after the date on which the allocation provision is established. For an allocation area established after June 30, 2008, the expiration date may not be more than twenty-five (25) years after the date on which the first obligation was incurred to pay principal and interest on bonds or lease rentals on leases payable from tax increment revenues. However, with respect to bonds or other obligations that were issued before July 1, 2008, if any of the bonds or other obligations that were scheduled when issued to mature before the specified expiration date and that are payable only from allocated tax proceeds with respect to the allocation area remain outstanding as of the expiration date, the allocation provision does not expire until all of the bonds or other obligations are no longer outstanding. The allocation provision may apply to all or part of the redevelopment project area. The allocation provision must require that any property taxes subsequently levied by or for the benefit of any public body entitled to a distribution of property taxes on taxable property in the allocation area be allocated and distributed as follows:

(1) Except as otherwise provided in this section, the proceeds of the taxes attributable to the lesser of:

- (A) the assessed value of the property for the assessment date with respect to which the allocation and distribution is made; or
- (B) the base assessed value;

shall be allocated to and, when collected, paid into the funds of the respective taxing units.

(2) The excess of the proceeds of the property taxes imposed for the assessment date with respect to which the allocation and distribution is made that are attributable to taxes imposed after being approved by the voters in a referendum or local public question conducted after April 30, 2010, not otherwise included in subdivision (1) shall be allocated to and, when collected, paid into the funds of the taxing unit for which the referendum or local public question was conducted.

(3) Except as otherwise provided in this section, property tax proceeds in excess of those described in subdivisions (1) and (2) shall be allocated to the redevelopment district and, when collected, paid into an allocation fund for that allocation area that may be used by the redevelopment district only to do one (1) or more of the following:

- (A) Pay the principal of and interest on any obligations payable solely from allocated tax proceeds which are incurred by the redevelopment district for the purpose of financing or



refinancing the redevelopment of that allocation area.

(B) Establish, augment, or restore the debt service reserve for bonds payable solely or in part from allocated tax proceeds in that allocation area.

(C) Pay the principal of and interest on bonds payable from allocated tax proceeds in that allocation area and from the special tax levied under section 27 of this chapter.

(D) Pay the principal of and interest on bonds issued by the unit to pay for local public improvements that are physically located in or physically connected to that allocation area.

(E) Pay premiums on the redemption before maturity of bonds payable solely or in part from allocated tax proceeds in that allocation area.

(F) Make payments on leases payable from allocated tax proceeds in that allocation area under section 25.2 of this chapter.

(G) Reimburse the unit for expenditures made by it for local public improvements (which include buildings, parking facilities, and other items described in section 25.1(a) of this chapter) that are physically located in or physically connected to that allocation area.

(H) Reimburse the unit for rentals paid by it for a building or parking facility that is physically located in or physically connected to that allocation area under any lease entered into under IC 36-1-10.

(I) For property taxes first due and payable before January 1, 2009, pay all or a part of a property tax replacement credit to taxpayers in an allocation area as determined by the redevelopment commission. This credit equals the amount determined under the following STEPS for each taxpayer in a taxing district (as defined in IC 6-1.1-1-20) that contains all or part of the allocation area:

STEP ONE: Determine that part of the sum of the amounts under IC 6-1.1-21-2(g)(1)(A), IC 6-1.1-21-2(g)(2), IC 6-1.1-21-2(g)(3), IC 6-1.1-21-2(g)(4), and IC 6-1.1-21-2(g)(5) (before their repeal) that is attributable to the taxing district.

STEP TWO: Divide:

(i) that part of each county's eligible property tax replacement amount (as defined in IC 6-1.1-21-2 (before its repeal)) for that year as determined under IC 6-1.1-21-4 (before its repeal) that is attributable to the taxing district; by

(ii) the STEP ONE sum.

STEP THREE: Multiply:

(i) the STEP TWO quotient; times

(ii) the total amount of the taxpayer's taxes (as defined in IC 6-1.1-21-2 (before its repeal)) levied in the taxing district



that have been allocated during that year to an allocation fund under this section.

If not all the taxpayers in an allocation area receive the credit in full, each taxpayer in the allocation area is entitled to receive the same proportion of the credit. A taxpayer may not receive a credit under this section and a credit under section 39.5 of this chapter (before its repeal) in the same year.

(J) Pay expenses incurred by the redevelopment commission for local public improvements that are in the allocation area or serving the allocation area. Public improvements include buildings, parking facilities, and other items described in section 25.1(a) of this chapter.

(K) Pay expenses incurred by the redevelopment commission, or reimburse the unit for expenditures made by it, for ongoing maintenance and repair of:

(i) public ways; and

(ii) sewers, central water systems, central sewer systems, roads, sidewalks, and levees;

that are located in an allocation area and that were funded in whole or in part with tax proceeds allocated to the redevelopment district. However, the total amount of money spent for purposes described in this clause may not exceed fifteen percent (15%) of the total amount of tax proceeds allocated to the allocation fund of the redevelopment district in the fiscal year immediately preceding the fiscal year in which the expenditure or reimbursement is made.

~~(K)~~ **(L)** Reimburse public and private entities for expenses incurred in training employees of industrial facilities that are located:

(i) in the allocation area; and

(ii) on a parcel of real property that has been classified as industrial property under the rules of the department of local government finance.

However, the total amount of money spent for this purpose in any year may not exceed the total amount of money in the allocation fund that is attributable to property taxes paid by the industrial facilities described in this clause. The reimbursements under this clause must be made within three (3) years after the date on which the investments that are the basis for the increment financing are made.

~~(L)~~ **(M)** Pay the costs of carrying out an eligible efficiency project (as defined in IC 36-9-41-1.5) within the unit that established the redevelopment commission. However, property tax proceeds may be used under this clause to pay the costs of carrying out an eligible efficiency project only if those property tax proceeds exceed the amount necessary to do the following:



(i) Make, when due, any payments required under clauses (A) through ~~(K)~~; **(L)**, including any payments of principal and interest on bonds and other obligations payable under this subdivision, any payments of premiums under this subdivision on the redemption before maturity of bonds, and any payments on leases payable under this subdivision.

(ii) Make any reimbursements required under this subdivision.

(iii) Pay any expenses required under this subdivision.

(iv) Establish, augment, or restore any debt service reserve under this subdivision.

~~(M)~~ **(N)** Expend money and provide financial assistance as authorized in section 12.2(a)(27) of this chapter.

The allocation fund may not be used for operating expenses of the commission.

(4) Except as provided in subsection (g), before June 15 of each year, the commission shall do the following:

(A) Determine the amount, if any, by which the assessed value of the taxable property in the allocation area for the most recent assessment date minus the base assessed value, when multiplied by the estimated tax rate of the allocation area, will exceed the amount of assessed value needed to produce the property taxes necessary to make, when due, principal and interest payments on bonds described in subdivision (3), plus the amount necessary for other purposes described in subdivision (3).

(B) Provide a written notice to the county auditor, the fiscal body of the county or municipality that established the department of redevelopment, the officers who are authorized to fix budgets, tax rates, and tax levies under IC 6-1.1-17-5 for each of the other taxing units that is wholly or partly located within the allocation area, and (in an electronic format) the department of local government finance. The notice must:

(i) state the amount, if any, of excess assessed value that the commission has determined may be allocated to the respective taxing units in the manner prescribed in subdivision (1); or

(ii) state that the commission has determined that there is no excess assessed value that may be allocated to the respective taxing units in the manner prescribed in subdivision (1).

The county auditor shall allocate to the respective taxing units the amount, if any, of excess assessed value determined by the commission. The commission may not authorize an allocation of assessed value to the respective taxing units under this subdivision if to do so would endanger the interests of the holders of bonds described in subdivision (3) or lessors under section 25.3 of this chapter.



(C) If:

(i) the amount of excess assessed value determined by the commission is expected to generate more than two hundred percent (200%) of the amount of allocated tax proceeds necessary to make, when due, principal and interest payments on bonds described in subdivision (3); plus

(ii) the amount necessary for other purposes described in subdivision (3);

the commission shall submit to the legislative body of the unit its determination of the excess assessed value that the commission proposes to allocate to the respective taxing units in the manner prescribed in subdivision (1). The legislative body of the unit may approve the commission's determination or modify the amount of the excess assessed value that will be allocated to the respective taxing units in the manner prescribed in subdivision (1).

(c) For the purpose of allocating taxes levied by or for any taxing unit or units, the assessed value of taxable property in a territory in the allocation area that is annexed by any taxing unit after the effective date of the allocation provision of the declaratory resolution is the lesser of:

(1) the assessed value of the property for the assessment date with respect to which the allocation and distribution is made; or

(2) the base assessed value.

(d) Property tax proceeds allocable to the redevelopment district under subsection (b)(3) may, subject to subsection (b)(4), be irrevocably pledged by the redevelopment district for payment as set forth in subsection (b)(3).

(e) Notwithstanding any other law, each assessor shall, upon petition of the redevelopment commission, reassess the taxable property situated upon or in, or added to, the allocation area, effective on the next assessment date after the petition.

(f) Notwithstanding any other law, the assessed value of all taxable property in the allocation area, for purposes of tax limitation, property tax replacement, and formulation of the budget, tax rate, and tax levy for each political subdivision in which the property is located is the lesser of:

(1) the assessed value of the property as valued without regard to this section; or

(2) the base assessed value.

(g) If any part of the allocation area is located in an enterprise zone created under IC 5-28-15, the unit that designated the allocation area shall create funds as specified in this subsection. A unit that has obligations, bonds, or leases payable from allocated tax proceeds under subsection (b)(3) shall establish an allocation fund for the purposes specified in subsection (b)(3) and a special zone fund. Such a unit shall, until the end of the enterprise zone phase out period, deposit each



year in the special zone fund any amount in the allocation fund derived from property tax proceeds in excess of those described in subsection (b)(1) and (b)(2) from property located in the enterprise zone that exceeds the amount sufficient for the purposes specified in subsection (b)(3) for the year. The amount sufficient for purposes specified in subsection (b)(3) for the year shall be determined based on the pro rata portion of such current property tax proceeds from the part of the enterprise zone that is within the allocation area as compared to all such current property tax proceeds derived from the allocation area. A unit that has no obligations, bonds, or leases payable from allocated tax proceeds under subsection (b)(3) shall establish a special zone fund and deposit all the property tax proceeds in excess of those described in subsection (b)(1) and (b)(2) in the fund derived from property tax proceeds in excess of those described in subsection (b)(1) and (b)(2) from property located in the enterprise zone. The unit that creates the special zone fund shall use the fund (based on the recommendations of the urban enterprise association) for programs in job training, job enrichment, and basic skill development that are designed to benefit residents and employers in the enterprise zone or other purposes specified in subsection (b)(3), except that where reference is made in subsection (b)(3) to allocation area it shall refer for purposes of payments from the special zone fund only to that part of the allocation area that is also located in the enterprise zone. Those programs shall reserve at least one-half (1/2) of their enrollment in any session for residents of the enterprise zone.

(h) The state board of accounts and department of local government finance shall make the rules and prescribe the forms and procedures that they consider expedient for the implementation of this chapter. After each reassessment in an area under a reassessment plan prepared under IC 6-1.1-4-4.2, the department of local government finance shall adjust the base assessed value one (1) time to neutralize any effect of the reassessment of the real property in the area on the property tax proceeds allocated to the redevelopment district under this section. After each annual adjustment under IC 6-1.1-4-4.5, the department of local government finance shall adjust the base assessed value one (1) time to neutralize any effect of the annual adjustment on the property tax proceeds allocated to the redevelopment district under this section. However, the adjustments under this subsection:

- (1) may not include the effect of phasing in assessed value due to property tax abatements under IC 6-1.1-12.1;
- (2) may not produce less property tax proceeds allocable to the redevelopment district under subsection (b)(3) than would otherwise have been received if the reassessment under the reassessment plan or the annual adjustment had not occurred; and
- (3) 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 the reassessment



plan.

Assessed value increases attributable to the application of an abatement schedule under IC 6-1.1-12.1 may not be included in the base assessed value of an allocation area. The department of local government finance may prescribe procedures for county and township officials to follow to assist the department in making the adjustments.

(i) The allocation deadline referred to in subsection (b) is determined in the following manner:

(1) The initial allocation deadline is December 31, 2011.

(2) Subject to subdivision (3), the initial allocation deadline and subsequent allocation deadlines are automatically extended in increments of five (5) years, so that allocation deadlines subsequent to the initial allocation deadline fall on December 31, 2016, and December 31 of each fifth year thereafter.

(3) At least one (1) year before the date of an allocation deadline determined under subdivision (2), the general assembly may enact a law that:

(A) terminates the automatic extension of allocation deadlines under subdivision (2); and

(B) specifically designates a particular date as the final allocation deadline.

SECTION 219. IC 36-7-15.1-7, AS AMENDED BY P.L.95-2014, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) In carrying out its duties and purposes under this chapter, the commission may do the following:

(1) Acquire by purchase, exchange, gift, grant, lease, or condemnation, or any combination of methods, any real or personal property or interest in property needed for the redevelopment of areas needing redevelopment that are located within the redevelopment district.

(2) Hold, use, sell (by conveyance by deed, land sale contract, or other instrument), exchange, lease, rent, invest in, or otherwise dispose of, through any combination of methods, property acquired for use in the redevelopment of areas needing redevelopment on the terms and conditions that the commission considers best for the city and its inhabitants.

(3) Acquire from and sell, lease, or grant interests in all or part of the real property acquired for redevelopment purposes to any other department of the city, or to any other governmental agency, for public ways, levees, sewerage, parks, playgrounds, schools, and other public purposes, on any terms that may be agreed upon.

(4) Clear real property acquired for redevelopment purposes.

(5) Enter on or into, inspect, investigate, and assess real property and structures acquired or to be acquired for redevelopment purposes to determine the existence, source, nature, and extent of any environmental contamination, including the following:

(A) Hazardous substances.



- (B) Petroleum.
- (C) Other pollutants.
- (6) Remediate environmental contamination, including the following, found on any real property or structures acquired for redevelopment purposes:
 - (A) Hazardous substances.
 - (B) Petroleum.
 - (C) Other pollutants.
- (7) Repair and maintain:
 - (A) structures acquired or to be acquired for redevelopment purposes; **and**
 - (B) on an ongoing basis, any:**
 - (i) public ways; and**
 - (ii) sewers, central water systems, central sewer systems, roads, sidewalks, and levees;**

that are located in an allocation area and that were funded in whole or in part with tax proceeds allocated to the redevelopment district.
- (8) Enter upon, survey, or examine any land, to determine whether it should be included within an area needing redevelopment to be acquired for redevelopment purposes, and determine the value of that land.
- (9) Appear before any other department or agency of the city, or before any other governmental agency in respect to any matter affecting:
 - (A) real property acquired or being acquired for redevelopment purposes; or
 - (B) any area needing redevelopment within the jurisdiction of the commission.
- (10) Subject to section 13 of this chapter, exercise the power of eminent domain in the name of the city, within the redevelopment district, in the manner prescribed by this chapter.
- (11) Establish a uniform fee schedule whenever appropriate for the performance of governmental assistance, or for providing materials and supplies to private persons in project or program related activities.
- (12) Expend, on behalf of the redevelopment district, all or any part of the money available for the purposes of this chapter.
- (13) Contract for the construction, extension, or improvement of pedestrian skyways.
- (14) Accept loans, grants, and other forms of financial assistance from the federal government, the state government, a municipal corporation, a special taxing district, a foundation, or any other source.
- (15) Provide financial assistance (including grants and loans) to enable individuals and families to purchase or lease residential units in a multiple unit residential structure within the district.



However, financial assistance may be provided only to those individuals and families whose income is at or below the county's median income for individuals and families, respectively.

(16) Provide financial assistance (including grants and loans) to neighborhood development corporations to permit them to:

(A) provide financial assistance for the purposes described in subdivision (15); or

(B) construct, rehabilitate, or repair commercial property within the district.

(17) Require as a condition of financial assistance to the owner of a multiple unit residential structure that any of the units leased by the owner must be leased:

(A) for a period to be determined by the commission, which may not be less than five (5) years;

(B) to families whose income does not exceed eighty percent (80%) of the county's median income for families; and

(C) at an affordable rate.

Conditions imposed by the commission under this subdivision remain in force throughout the period determined under clause (A), even if the owner sells, leases, or conveys the property. The subsequent owner or lessee is bound by the conditions for the remainder of the period.

(18) Provide programs in job training, job enrichment, and basic skill development for residents of an enterprise zone.

(19) Provide loans and grants for the purpose of stimulating business activity in an enterprise zone or providing employment for residents of an enterprise zone.

(20) Contract for the construction, extension, or improvement of:

(A) public ways, sidewalks, sewers, waterlines, parking facilities, park or recreational areas, or other local public improvements (as defined in IC 36-7-15.3-6) or structures that are necessary for redevelopment of areas needing redevelopment or economic development within the redevelopment district; or

(B) any structure that enhances development or economic development.

(21) This subdivision does not apply to a redevelopment commission in a county for which the total amount of net property taxes allocated to all allocation areas or other tax increment financing areas established by a redevelopment commission, military base reuse authority, military base development authority, or another similar entity in the county in the preceding calendar year exceeded nineteen percent (19%) of the total net property taxes billed in the county in the preceding calendar year. Subject to prior approval by the fiscal body of the unit that established the redevelopment commission, expend money and provide financial assistance (including grants and loans):



- (A) in direct support of:
- (i) an active military base located within the unit; or
 - (ii) an entity located in the territory or facilities of a military base or former military base within the unit that is scheduled for closing or is completely or partially inactive or closed, or an entity that is located in any territory or facilities of the United States Department of Defense within the unit that are scheduled for closing or are completely or partially inactive or closed;
- including direct support for the promotion of the active military base or entity, the growth of the active military base or entity, and activities at the active military base or entity; and
- (B) in support of any other entity that provides services or direct support to an active military base or entity described in clause (A).

The fiscal body of the unit that established the redevelopment commission must separately approve each grant, loan, or other expenditure for financial assistance under this subdivision. The terms of any loan that is made under this subdivision may be changed only if the change is approved by the fiscal body of the unit that established the redevelopment commission. As used in this subdivision, "active military base" has the meaning set forth in IC 36-1-4-20.

(b) In addition to its powers under subsection (a), the commission may plan and undertake, alone or in cooperation with other agencies, projects for the redevelopment of, rehabilitating, preventing the spread of, or eliminating slums or areas needing redevelopment, both residential and nonresidential, which projects may include any of the following:

- (1) The repair or rehabilitation of buildings or other improvements by the commission, owners, or tenants.
- (2) The acquisition of real property.
- (3) Either of the following with respect to environmental contamination on real property:
 - (A) Investigation.
 - (B) Remediation.
- (4) The demolition and removal of buildings or improvements on buildings acquired by the commission where necessary for any of the following:
 - (A) To eliminate unhealthful, unsanitary, or unsafe conditions.
 - (B) To mitigate or eliminate environmental contamination.
 - (C) To lessen density.
 - (D) To reduce traffic hazards.
 - (E) To eliminate obsolete or other uses detrimental to public welfare.
 - (F) To otherwise remove or prevent the conditions described in IC 36-7-1-3.



- (G) To provide land for needed public facilities.
- (5) The preparation of sites and the construction of improvements (such as public ways and utility connections) to facilitate the sale or lease of property.
- (6) The construction of buildings or facilities for residential, commercial, industrial, public, or other uses.
- (7) The disposition in accordance with this chapter, for uses in accordance with the plans for the projects, of any property acquired in connection with the projects.

(c) The commission may use its powers under this chapter relative to real property and interests in real property obtained by voluntary sale or transfer, even though the real property and interests in real property are not located in a redevelopment or urban renewal project area established by the adoption and confirmation of a resolution under sections 8(c), 9, 10, and 11 of this chapter. In acquiring real property and interests in real property outside of a redevelopment or urban renewal project area, the commission shall comply with section 12(b) through 12(e) of this chapter. The commission shall hold, develop, use, and dispose of this real property and interests in real property substantially in accordance with section 15 of this chapter.

(d) As used in this section, "pedestrian skyway" means a pedestrian walkway within or outside of the public right-of-way and through and above public or private property and buildings, including all structural supports required to connect skyways to buildings or buildings under construction. Pedestrian skyways constructed, extended, or improved over or through public or private property constitute public property and public improvements, constitute a public use and purpose, and do not require vacation of any public way or other property.

(e) All powers that may be exercised under this chapter by the commission may also be exercised by the commission in carrying out its duties and purposes under IC 36-7-15.3.

SECTION 220. IC 36-7-15.1-26, AS AMENDED BY P.L.86-2018, SECTION 345, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 26. (a) As used in this section:

"Allocation area" means that part of a redevelopment project area to which an allocation provision of a resolution adopted under section 8 of this chapter refers for purposes of distribution and allocation of property taxes.

"Base assessed value" means the following:

- (1) If an allocation provision is adopted after June 30, 1995, in a declaratory resolution or an amendment to a declaratory resolution establishing an economic development area:
 - (A) the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision of the declaratory resolution, as adjusted under subsection (h); plus
 - (B) to the extent that it is not included in clause (A), the net



assessed value of property that is assessed as residential property under the rules of the department of local government finance, as finally determined for any assessment date after the effective date of the allocation provision.

(2) If an allocation provision is adopted after June 30, 1997, in a declaratory resolution or an amendment to a declaratory resolution establishing a redevelopment project area:

(A) the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision of the declaratory resolution, as adjusted under subsection (h); plus

(B) to the extent that it is not included in clause (A), the net assessed value of property that is assessed as residential property under the rules of the department of local government finance, as finally determined for any assessment date after the effective date of the allocation provision.

(3) If:

(A) an allocation provision adopted before June 30, 1995, in a declaratory resolution or an amendment to a declaratory resolution establishing a redevelopment project area expires after June 30, 1997; and

(B) after June 30, 1997, a new allocation provision is included in an amendment to the declaratory resolution;

the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision adopted after June 30, 1997, as adjusted under subsection (h).

(4) Except as provided in subdivision (5), for all other allocation areas, the net assessed value of all the property as finally determined for the assessment date immediately preceding the effective date of the allocation provision of the declaratory resolution, as adjusted under subsection (h).

(5) If an allocation area established in an economic development area before July 1, 1995, is expanded after June 30, 1995, the definition in subdivision (1) applies to the expanded part of the area added after June 30, 1995.

(6) If an allocation area established in a redevelopment project area before July 1, 1997, is expanded after June 30, 1997, the definition in subdivision (2) applies to the expanded part of the area added after June 30, 1997.

Except as provided in section 26.2 of this chapter, "property taxes" means taxes imposed under IC 6-1.1 on real property. However, upon approval by a resolution of the redevelopment commission adopted before June 1, 1987, "property taxes" also includes taxes imposed under IC 6-1.1 on depreciable personal property. If a redevelopment commission adopted before June 1, 1987, a resolution to include within the definition of property taxes, taxes imposed under IC 6-1.1 on



depreciable personal property that has a useful life in excess of eight (8) years, the commission may by resolution determine the percentage of taxes imposed under IC 6-1.1 on all depreciable personal property that will be included within the definition of property taxes. However, the percentage included must not exceed twenty-five percent (25%) of the taxes imposed under IC 6-1.1 on all depreciable personal property.

(b) A resolution adopted under section 8 of this chapter on or before the allocation deadline determined under subsection (i) may include a provision with respect to the allocation and distribution of property taxes for the purposes and in the manner provided in this section. A resolution previously adopted may include an allocation provision by the amendment of that resolution on or before the allocation deadline determined under subsection (i) in accordance with the procedures required for its original adoption. A declaratory resolution or amendment that establishes an allocation provision must include a specific finding of fact, supported by evidence, that the adoption of the allocation provision will result in new property taxes in the area that would not have been generated but for the adoption of the allocation provision. For an allocation area established before July 1, 1995, the expiration date of any allocation provisions for the allocation area is June 30, 2025, or the last date of any obligations that are outstanding on July 1, 2015, whichever is later. However, for an allocation area identified as the Consolidated Allocation Area in the report submitted in 2013 to the fiscal body under section 36.3 of this chapter, the expiration date of any allocation provisions for the allocation area is January 1, 2051. A declaratory resolution or an amendment that establishes an allocation provision after June 30, 1995, must specify an expiration date for the allocation provision. For an allocation area established before July 1, 2008, the expiration date may not be more than thirty (30) years after the date on which the allocation provision is established. For an allocation area established after June 30, 2008, the expiration date may not be more than twenty-five (25) years after the date on which the first obligation was incurred to pay principal and interest on bonds or lease rentals on leases payable from tax increment revenues. However, with respect to bonds or other obligations that were issued before July 1, 2008, if any of the bonds or other obligations that were scheduled when issued to mature before the specified expiration date and that are payable only from allocated tax proceeds with respect to the allocation area remain outstanding as of the expiration date, the allocation provision does not expire until all of the bonds or other obligations are no longer outstanding. The allocation provision may apply to all or part of the redevelopment project area. The allocation provision must require that any property taxes subsequently levied by or for the benefit of any public body entitled to a distribution of property taxes on taxable property in the allocation area be allocated and distributed as follows:

(1) Except as otherwise provided in this section, the proceeds of



the taxes attributable to the lesser of:

- (A) the assessed value of the property for the assessment date with respect to which the allocation and distribution is made; or
- (B) the base assessed value;

shall be allocated to and, when collected, paid into the funds of the respective taxing units.

(2) The excess of the proceeds of the property taxes imposed for the assessment date with respect to which the allocation and distribution is made that are attributable to taxes imposed after being approved by the voters in a referendum or local public question conducted after April 30, 2010, not otherwise included in subdivision (1) shall be allocated to and, when collected, paid into the funds of the taxing unit for which the referendum or local public question was conducted.

(3) Except as otherwise provided in this section, property tax proceeds in excess of those described in subdivisions (1) and (2) shall be allocated to the redevelopment district and, when collected, paid into a special fund for that allocation area that may be used by the redevelopment district only to do one (1) or more of the following:

(A) Pay the principal of and interest on any obligations payable solely from allocated tax proceeds that are incurred by the redevelopment district for the purpose of financing or refinancing the redevelopment of that allocation area.

(B) Establish, augment, or restore the debt service reserve for bonds payable solely or in part from allocated tax proceeds in that allocation area.

(C) Pay the principal of and interest on bonds payable from allocated tax proceeds in that allocation area and from the special tax levied under section 19 of this chapter.

(D) Pay the principal of and interest on bonds issued by the consolidated city to pay for local public improvements that are physically located in or physically connected to that allocation area.

(E) Pay premiums on the redemption before maturity of bonds payable solely or in part from allocated tax proceeds in that allocation area.

(F) Make payments on leases payable from allocated tax proceeds in that allocation area under section 17.1 of this chapter.

(G) Reimburse the consolidated city for expenditures for local public improvements (which include buildings, parking facilities, and other items set forth in section 17 of this chapter) that are physically located in or physically connected to that allocation area.

(H) Reimburse the unit for rentals paid by it for a building or parking facility that is physically located in or physically



connected to that allocation area under any lease entered into under IC 36-1-10.

(I) Reimburse public and private entities for expenses incurred in training employees of industrial facilities that are located:

- (i) in the allocation area; and
- (ii) on a parcel of real property that has been classified as industrial property under the rules of the department of local government finance.

However, the total amount of money spent for this purpose in any year may not exceed the total amount of money in the allocation fund that is attributable to property taxes paid by the industrial facilities described in this clause. The reimbursements under this clause must be made within three (3) years after the date on which the investments that are the basis for the increment financing are made.

(J) Pay expenses incurred by the redevelopment commission, or reimburse the unit for expenditures made by it, for ongoing maintenance and repair of:

- (i) public ways; and**
- (ii) sewers, central water systems, central sewer systems, roads, sidewalks, and levees;**

that are located in an allocation area and that were funded in whole or in part with tax proceeds allocated to the redevelopment district. However, the total amount of money spent for purposes described in this clause may not exceed fifteen percent (15%) of the total amount of tax proceeds allocated to the special fund of the redevelopment district in the fiscal year immediately preceding the fiscal year in which the expenditure or reimbursement is made.

~~(J)~~ **(K)** Pay the costs of carrying out an eligible efficiency project (as defined in IC 36-9-41-1.5) within the unit that established the redevelopment commission. However, property tax proceeds may be used under this clause to pay the costs of carrying out an eligible efficiency project only if those property tax proceeds exceed the amount necessary to do the following:

- (i) Make, when due, any payments required under clauses (A) through ~~(J)~~, **(J)**, including any payments of principal and interest on bonds and other obligations payable under this subdivision, any payments of premiums under this subdivision on the redemption before maturity of bonds, and any payments on leases payable under this subdivision.
- (ii) Make any reimbursements required under this subdivision.
- (iii) Pay any expenses required under this subdivision.
- (iv) Establish, augment, or restore any debt service reserve under this subdivision.

~~(K)~~ **(L)** Expend money and provide financial assistance as



authorized in section 7(a)(21) of this chapter.

The special fund may not be used for operating expenses of the commission.

(4) Before June 15 of each year, the commission shall do the following:

(A) Determine the amount, if any, by which the assessed value of the taxable property in the allocation area for the most recent assessment date minus the base assessed value, when multiplied by the estimated tax rate of the allocation area will exceed the amount of assessed value needed to provide the property taxes necessary to make, when due, principal and interest payments on bonds described in subdivision (3) plus the amount necessary for other purposes described in subdivision (3) and subsection (g).

(B) Provide a written notice to the county auditor, the legislative body of the consolidated city, the officers who are authorized to fix budgets, tax rates, and tax levies under IC 6-1.1-17-5 for each of the other taxing units that is wholly or partly located within the allocation area, and (in an electronic format) the department of local government finance. The notice must:

(i) state the amount, if any, of excess assessed value that the commission has determined may be allocated to the respective taxing units in the manner prescribed in subdivision (1); or

(ii) state that the commission has determined that there is no excess assessed value that may be allocated to the respective taxing units in the manner prescribed in subdivision (1).

The county auditor shall allocate to the respective taxing units the amount, if any, of excess assessed value determined by the commission. The commission may not authorize an allocation to the respective taxing units under this subdivision if to do so would endanger the interests of the holders of bonds described in subdivision (3).

(C) If:

(i) the amount of excess assessed value determined by the commission is expected to generate more than two hundred percent (200%) of the amount of allocated tax proceeds necessary to make, when due, principal and interest payments on bonds described in subdivision (3); plus

(ii) the amount necessary for other purposes described in subdivision (3) and subsection (g);

the commission shall submit to the legislative body of the unit the commission's determination of the excess assessed value that the commission proposes to allocate to the respective taxing units in the manner prescribed in subdivision (1). The legislative body of the unit may approve the commission's



determination or modify the amount of the excess assessed value that will be allocated to the respective taxing units in the manner prescribed in subdivision (1).

(c) For the purpose of allocating taxes levied by or for any taxing unit or units, the assessed value of taxable property in a territory in the allocation area that is annexed by any taxing unit after the effective date of the allocation provision of the resolution is the lesser of:

- (1) the assessed value of the property for the assessment date with respect to which the allocation and distribution is made; or
- (2) the base assessed value.

(d) Property tax proceeds allocable to the redevelopment district under subsection (b)(3) may, subject to subsection (b)(4), be irrevocably pledged by the redevelopment district for payment as set forth in subsection (b)(3).

(e) Notwithstanding any other law, each assessor shall, upon petition of the commission, reassess the taxable property situated upon or in, or added to, the allocation area, effective on the next assessment date after the petition.

(f) Notwithstanding any other law, the assessed value of all taxable property in the allocation area, for purposes of tax limitation, property tax replacement, and formulation of the budget, tax rate, and tax levy for each political subdivision in which the property is located is the lesser of:

- (1) the assessed value of the property as valued without regard to this section; or
- (2) the base assessed value.

(g) If any part of the allocation area is located in an enterprise zone created under IC 5-28-15, the unit that designated the allocation area shall create funds as specified in this subsection. A unit that has obligations, bonds, or leases payable from allocated tax proceeds under subsection (b)(3) shall establish an allocation fund for the purposes specified in subsection (b)(3) and a special zone fund. Such a unit shall, until the end of the enterprise zone phase out period, deposit each year in the special zone fund the amount in the allocation fund derived from property tax proceeds in excess of those described in subsection (b)(1) and (b)(2) from property located in the enterprise zone that exceeds the amount sufficient for the purposes specified in subsection (b)(3) for the year. A unit that has no obligations, bonds, or leases payable from allocated tax proceeds under subsection (b)(3) shall establish a special zone fund and deposit all the property tax proceeds in excess of those described in subsection (b)(1) and (b)(2) in the fund derived from property tax proceeds in excess of those described in subsection (b)(1) and (b)(2) from property located in the enterprise zone. The unit that creates the special zone fund shall use the fund, based on the recommendations of the urban enterprise association, for one (1) or more of the following purposes:

- (1) To pay for programs in job training, job enrichment, and basic



skill development designed to benefit residents and employers in the enterprise zone. The programs must reserve at least one-half (1/2) of the enrollment in any session for residents of the enterprise zone.

(2) To make loans and grants for the purpose of stimulating business activity in the enterprise zone or providing employment for enterprise zone residents in the enterprise zone. These loans and grants may be made to the following:

(A) Businesses operating in the enterprise zone.

(B) Businesses that will move their operations to the enterprise zone if such a loan or grant is made.

(3) To provide funds to carry out other purposes specified in subsection (b)(3). However, where reference is made in subsection (b)(3) to the allocation area, the reference refers for purposes of payments from the special zone fund only to that part of the allocation area that is also located in the enterprise zone.

(h) The state board of accounts and department of local government finance shall make the rules and prescribe the forms and procedures that they consider expedient for the implementation of this chapter. After each reassessment under a reassessment plan prepared under IC 6-1.1-4-4.2, the department of local government finance shall adjust the base assessed value one (1) time to neutralize any effect of the reassessment of the real property in the area on the property tax proceeds allocated to the redevelopment district under this section. After each annual adjustment under IC 6-1.1-4-4.5, the department of local government finance shall adjust the base assessed value to neutralize any effect of the annual adjustment on the property tax proceeds allocated to the redevelopment district under this section. However, the adjustments under this subsection may not include the effect of property tax abatements under IC 6-1.1-12.1, and these adjustments may not produce less property tax proceeds allocable to the redevelopment district under subsection (b)(3) than would otherwise have been received if the reassessment under the reassessment plan or annual adjustment had not occurred. The department of local government finance may prescribe procedures for county and township officials to follow to assist the department in making the adjustments.

(i) The allocation deadline referred to in subsection (b) is determined in the following manner:

(1) The initial allocation deadline is December 31, 2011.

(2) Subject to subdivision (3), the initial allocation deadline and subsequent allocation deadlines are automatically extended in increments of five (5) years, so that allocation deadlines subsequent to the initial allocation deadline fall on December 31, 2016, and December 31 of each fifth year thereafter.

(3) At least one (1) year before the date of an allocation deadline determined under subdivision (2), the general assembly may enact



a law that:

(A) terminates the automatic extension of allocation deadlines under subdivision (2); and

(B) specifically designates a particular date as the final allocation deadline."

Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed April 12, 2019.)

TAYLOR G

SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 95, between lines 21 and 22, begin a new paragraph and insert:
"SECTION 51. IC 4-3-26-17 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 17. (a) The OMB shall submit a report to the legislative council (in an electronic format under IC 5-14-6) that provides recommendations concerning the following:**

(1) Policies and practices to ensure the privacy, security, quality, and confidentiality of the government information collected, analyzed, and maintained by the MPH in the course of carrying out the duties of the MPH under section 10 of this chapter, including policies and practices to protect personally identifiable information and other sensitive information.

(2) Organizational structures, policies, and practices for making government information available for public consumption under section 10(2) of this chapter.

(3) Organizational structures, policies, and practices to ensure ongoing and continuous communication and collaboration between the MPH and the educational, nonprofit, and other nongovernmental users of government information collected, analyzed, and maintained by the MPH in the course of carrying out the duties of the MPH under section 10 of this chapter.

(4) Organizational structures, policies, and practices to ensure ongoing and continuous communication and collaboration between the MPH and the governmental users of government information collected, analyzed, and maintained by the MPH in the course of carrying out the duties of the MPH under section 10 of this chapter.

(5) Policies and practices to ensure that the government information collected, analyzed, and MAINTAINED by the MPH in the course of carrying out the duties of the MPH under section 10 of this chapter is relevant and readily

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available to the educational, nonprofit, and other nongovernmental users of the government information. The report required under this subsection must be submitted not later than October 1, 2019, and not later than October 1 each year thereafter.

(b) In preparing the report required by subsection (a), the OMB shall assemble an advisory group comprised of the following individuals:

- (1) The OMB director.
- (2) The chief data officer.
- (3) The chief information officer appointed under IC 4-13.1-2-3.
- (4) At least two (2) representatives of nonprofit research entities.
- (5) At least two (2) representatives of entities that, in their regular course of business, use the type of data that will be made available by the MPH for public consumption under section 10 of this chapter.

The OMB director shall serve as the chair of the advisory group. The advisory group shall assist the OMB in preparing the report required under subsection (a)."

Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed April 12, 2019.)

RAATZ

