



April 14, 2023

ENGROSSED HOUSE BILL No. 1001

DIGEST OF HB 1001 (Updated April 13, 2023 10:44 am - DI 120)

Citations Affected: IC 2-5; IC 3-11; IC 4-1; IC 4-3; IC 4-6; IC 4-7; IC 4-12; IC 4-33; IC 5-10; IC 5-10.2; IC 5-10.3; IC 5-11; IC 5-13; IC 5-28; IC 6-3.1; IC 6-6; IC 6-7; IC 7.1-2; IC 8-23; IC 8-25; IC 9-18.5; IC 10-11; IC 10-12; IC 10-15; IC 10-19; IC 10-21; IC 11-12; IC 12-12.7; IC 12-14; IC 12-15; IC 12-17.2; IC 12-22; IC 12-23; IC 12-29; IC 14-9; IC 15-16; IC 16-18; IC 16-19; IC 16-21; IC 16-28; IC 16-41; IC 16-44; IC 20-18; IC 20-20; IC 20-23; IC 20-24; IC 20-25.7; IC 20-26; IC 20-26.5; IC 20-30; IC 20-31; IC 20-32; IC 20-33; IC 20-35; IC 20-37; IC 20-40; IC 20-41; IC 20-42; IC 20-43; IC 20-46; IC 20-47; IC 20-51; IC 20-51.4; IC 21-18; IC 21-20; IC 21-34; IC 22-2; IC 22-4.1; IC 22-11; IC 22-14; IC 23-21; IC 24-6; IC 25-38.1; IC 31-25; IC 33-24; IC 33-34; IC 33-37; IC 34-30; IC 35-52; IC 36-2; IC 36-7.7; IC 36-8; IC 36-9; 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
(Continued next page)

Effective: Upon passage; July 1, 2022 (retroactive); January 1, 2023 (retroactive); June 29, 2023; July 1, 2023; January 1, 2024.

Thompson, Porter, Cherry

(SENATE SPONSORS — MISHLER, GARTEN)

January 12, 2023, read first time and referred to Committee on Ways and Means.
February 20, 2023, amended, reported—Do Pass.
February 22, 2023, read second time, amended, ordered engrossed.
February 23, 2023, engrossed. Read third time, passed. Yeas 66, nays 29.

SENATE ACTION

February 27, 2023, read first time and referred to Committee on Appropriations.
April 13, 2023, amended, reported favorably — Do Pass.

EH 1001—LS 7401/DI 125



purposes. Requires a researcher to execute a data sharing agreement that is approved by the management performance hub (MPH) to receive access to confidential records. Provides that the auditor of state is also known as the state comptroller. Provides that, after June 30, 2023, the auditor of state shall use the title "state comptroller" in conducting state business, in all contracts, on business cards, on stationery, and with other means of communication as necessary. Establishes the attorney general contingency fee fund. Establishes the opioid settlement fund into which funds received from opioid litigation settlements must be deposited. Allows the budget committee to submit the budget report and budget bill or bills to the governor on or before the second Monday of January, or the third Monday of January in the year in which a gubernatorial election is held (instead of before that date). Requires the state personnel department to require a contractor, when contracting for health care coverage for state employees, to use value based coverage. Repeals a provision that makes a state general fund appropriation to the board of trustees of the Indiana public retirement system if the money available in the special death benefits fund is insufficient to pay death benefit claims. Allows the Indiana economic development corporation (IEDC) to certify an applicable tax credit that exceeds the maximum allowable amount after review by the budget committee. Provides that the READI program expires June 30, 2026. Establishes the capital for collaborative communities program and fund to provide grants and loans to support proposals for regional capital and infrastructure projects. Provides that the IEDC shall administer the fund. Establishes a state tax credit for a taxpayer that makes certain qualified child care expenditures in providing child care to the taxpayer's employees. Extends provisions for the gasoline tax and the special fuel tax rates. Changes the stamp discount for cigarette distributors from \$0.013 to \$0.025. Changes the cigarette tax distribution to remove the 0.6% distribution to the mental health centers fund and instead requires that amount to be deposited in the state general fund. Repeals the fire training infrastructure fund. Establishes the regional public safety training fund. Allows certain members of the public employees' retirement fund or Indiana state teachers' retirement fund to file an election to begin receiving retirement benefits while holding a position. Changes the state police pre-1987 benefit and supplemental pension benefit calculation from being based on the sixth year of service to the fourth year of service. Changes the number of years of service on which the salary matrix for state police employees and other enforcement officers is based to 15 years (instead of 20 years). Repeals the public mass transportation fund. Requires the department of correction to deposit the amount appropriated for the county misdemeanor fund by a county's multiplier. Requires the office of Medicaid policy and planning (office) to: (1) develop a schedule for the review of Medicaid reimbursement rates; and (2) provide a copy of the schedule to the budget committee; not later than November 1, 2023. Makes changes to the definition of an "eligible child" for purposes of the prekindergarten pilot program (On My Way Pre-K program). Repeals the distribution schedule for appropriations made for certain child development programs. Deletes reimbursement rate parameters for reimbursement of managed care organizations under the healthy Indiana plan. Extends the sunset for the invasive species council and fund from July 1, 2023, to July 1, 2031. Extends the sunset of the collection of hospital assessment fees and health facility quality assessment fees from June 30, 2023, to June 30, 2025. Establishes the career advising grant program and fund. Prohibits school corporations and charter schools from charging a fee for curricular materials to students. Provides that the parent of a student or an emancipated minor who attends an accredited nonpublic school and who meets financial eligibility requirements may request reimbursement of fees charged for curricular materials. Establishes the curricular materials fund. Repeals a provision that allows money in a school's debt service fund to be used for unreimbursed curricular

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materials costs. Extends the sunset of the student learning recovery grant program from July 1, 2023, to July 1, 2025. Repeals the special education fund. Establishes the Indiana education scholarship account donation fund to accept donations for administration of the Indiana education scholarship account program. Requires a county auditor to distribute a portion of revenue received from a school corporation's operations fund property tax levy to certain charter schools (excludes school corporations that are designated as a distressed political subdivision). Requires charter schools that receive a distribution of tax levy revenue to establish an operations fund and education fund under the same provisions that apply to school corporations. Provides that in order to receive a distribution of tax levy revenue, a charter school must adopt a budget for the school year following a public meeting. Requires the commission for higher education to create a separate higher educational operating funding outcomes based formula (funding formula) for Ivy Tech Community College. Requires, on or before July 1, 2023, budget committee review of all of the funding formulas created and approved by the commission. Provides that state appropriations may not be used to pay for the administration, operation, or programs of the Kinsey Institute for Research in Sex, Gender, and Reproduction. Requires the department of child services to create and implement a pilot program to contract with private attorneys to provide representation in certain cases in two specified regions of Indiana, instead of employing in-house staff-attorneys for those regions, and provide an annual report to the budget committee regarding the pilot program. Provides that state user fees remaining after required distributions shall be distributed to the state general fund (instead of the court technology fund). Transfers the division of weights and measures (division) currently within the Indiana department of health to a division within the secretary of state's office with the same rights, duties, and powers regarding coal delivery tickets (IC 24-4-4) and weights, measures, and labeling (IC 24-6) as the division has under the Indiana department of health. Transfers from the Indiana department of health to the secretary of state's office the duties for: (1) inspection, labeling, and registration of motor fuel and motor fuel outlets (currently in IC 16-44-3); and (2) regulation of lodging facilities and bedding materials (currently in IC 16-41-32). Recodifies those provisions. Requires the state comptroller to deposit distributions of pro bono legal services fees received from the: (1) clerk of a circuit court; (2) clerk of a city or town court; or (3) Marion County small claims court; in the pro bono legal services fund. Provides that a part of state user fees shall be deposited in the Indiana secured school fund. Specifies the authorized term of real property leases for certain state educational institutions. Requires a county with a population of more than 185,000 and less than 300,000 to opt in to certain provisions regarding the establishment of county districts by passing a resolution by a majority vote of its executive body not later than September 1, 2023. Extends the sunset for designation of an innovation development district from June 30, 2025, to June 30, 2027. Authorizes a public transportation corporation (other than in Marion County) to expand services beyond the county's boundaries under an interlocal agreement. Establishes the White River vision plan technical committee and White River vision fund. Extends the judicial and legislative branch leave conversion pilot program through June 30, 2025. Provides that unexpended and unencumbered amounts appropriated from the federal economic stimulus fund in the state fiscal year ending before July 1, 2023, do not revert to the state general fund. Appropriates money for various purposes for the state fiscal year ending June 30, 2023. Requires the state comptroller to transfer \$80,000,000 from the tobacco master settlement agreement fund to the state construction fund on July 1, 2023. Establishes the funding Indiana's roads for a stronger, safer tomorrow task force (task force). Requires the task force to develop a long term plan for state highway and major bridge needs, including sustainable funding mechanisms for the various components of the plan. Makes conforming changes.



April 14, 2023

First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1001

A BILL FOR AN ACT to amend the Indiana Code 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, 2023]

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, 2023, and ending June 30, 2025.
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) "Equipment" includes machinery, implements, tools, furniture,
11 furnishings, vehicles, and other articles that have a calculable period of service
12 that exceeds twelve (12) calendar months.

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

17 (5) "Federally qualified health center" means a community health center that is
18 designated by the Health Resources Services Administration, Bureau of Primary Health
19 Care, as a Federally Qualified Health Center Look Alike under the FED 330 Consolidated
20 Health Center Program authorization, including Community Health Center (330e), Migrant
21 Health Center (330g), Health Care for the Homeless (330h), Public Housing Primary

EH 1001—LS 7401/DI 125



- 1 Care (330i), and School Based Health Centers (330).
2 (6) "Other operating expense" includes payments for "services other than personal",
3 "services by contract", "supplies, materials, and parts", "grants, subsidies, refunds,
4 and awards", "in-state travel", "out-of-state travel", and "equipment".
5 (7) "Pension fund contributions" means the state of Indiana's contributions to a
6 specific retirement fund.
7 (8) "Personal services" includes payments for salaries and wages to officers and
8 employees of the state (either regular or temporary), payments for compensation
9 awards, and the employer's share of Social Security, health insurance, life insurance,
10 dental insurance, vision insurance, deferred compensation - state match, leave
11 conversion, disability, and retirement fund contributions.
12 (9) "State agency" means:
13 (A) each office, officer, board, commission, department, division, bureau, committee,
14 fund, agency, authority, council, or other instrumentality of the state;
15 (B) each hospital, penal institution, and other institutional enterprise of the state;
16 (C) the judicial department of the state; and
17 (D) the legislative department of the state.
18 However, this term does not include cities, towns, townships, school cities, school
19 townships, school districts, other municipal corporations or political subdivisions
20 of the state, or universities and colleges supported in whole or in part by state
21 funds.
22 (10) "State funded community health center" means a public or private not for profit
23 (501(c)(3)) organization that provides comprehensive primary health care services to
24 all age groups.
25 (11) "Total operating expense" includes payments for both "personal services" and
26 "other operating expense".
27 (b) The state board of finance may authorize advances to boards or persons having
28 control of the funds of any institution or department of the state of a sum of
29 money out of any appropriation available at such time for the purpose of establishing
30 working capital to provide for payment of expenses in the case of emergency when
31 immediate payment is necessary or expedient. Advance payments shall be made by
32 warrant by the state comptroller, and properly itemized and receipted bills or invoices
33 shall be filed by the board or persons receiving the advance payments.
34 (c) All money appropriated by this act shall be considered either a direct appropriation
35 or an appropriation from a rotary or revolving fund.
36 (1) Direct appropriations are subject to withdrawal from the state treasury and for
37 expenditure for such purposes, at such time, and in such manner as may be prescribed
38 by law. Direct appropriations are not subject to return and rewithdrawal from the
39 state treasury, except for the correction of an error which may have occurred in
40 any transaction or for reimbursement of expenditures which have occurred in the
41 same fiscal year.
42 (2) A rotary or revolving fund is any designated part of a fund that is set apart
43 as working capital in a manner prescribed by law and devoted to a specific purpose
44 or purposes. The fund consists of earnings and income only from certain sources
45 or combination of sources. The money in the fund shall be used for the purpose designated
46 by law as working capital. The fund at any time consists of the original appropriation
47 to the fund, if any, all receipts accrued to the fund, and all money withdrawn from
48 the fund and invested or to be invested. The fund shall be kept intact by separate
49 entries in the state comptroller's office, and no part of the fund shall be used



1 for any purpose other than the lawful purpose of the fund or revert to any other
2 fund at any time. However, any unencumbered excess above any prescribed amount may
3 be transferred to the state general fund at the close of each fiscal year unless
4 otherwise specified in the Indiana Code.

5
6 **SECTION 2. [EFFECTIVE JULY 1, 2023]**

7
8 For the conduct of state government, its offices, funds, boards, commissions,
9 departments, societies, associations, services, agencies, and undertakings, and
10 for other appropriations not otherwise provided by statute, the following sums
11 in SECTIONS 3 through 10 are appropriated for the periods of time designated
12 from the general fund of the state of Indiana or other specifically designated funds.

13
14 In this act, whenever there is no specific fund or account designated, the
15 appropriation is from the general fund.

16
17 **SECTION 3. [EFFECTIVE JULY 1, 2023]**

18
19 **GENERAL GOVERNMENT**

20
21 **A. LEGISLATIVE**

22
23 **FOR THE GENERAL ASSEMBLY**

24 LEGISLATORS' SALARIES - HOUSE		
25 Total Operating Expense	8,373,634	9,871,096
26 HOUSE EXPENSES		
27 Total Operating Expense	13,117,848	13,117,848
28 LEGISLATORS' SALARIES - SENATE		
29 Total Operating Expense	2,700,000	2,800,000
30 SENATE EXPENSES		
31 Total Operating Expense	12,595,080	13,795,080

32
33 Included in the above appropriations for house and senate expense are funds for
34 a legislative business per diem allowance, meals, and other usual and customary
35 expenses associated with legislative affairs. Each member of the house is entitled,
36 when authorized by the speaker of the house, to the legislative business per diem
37 allowance for every day the member is engaged in official business. The speaker
38 shall authorize the legislative business per diem allowance to be consistent with
39 law and house rules.

40
41 Each member of the senate is entitled, when authorized by the president pro tempore
42 of the senate, to the legislative business per diem allowance for every day the member
43 is engaged in official business. The president pro tempore of the senate shall authorize
44 the legislative business per diem allowance to be consistent with law and senate rules.

45
46 Each member of the general assembly is entitled, when authorized by the speaker of the
47 house or the president pro tempore of the senate, to the legislative business per diem
48 allowance for every day the member is engaged in official business.



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

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

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

40 Notwithstanding the provisions of this or any other statute, the legislative council
41 may adopt, by resolution, travel policies and procedures that apply only to members
42 of the general assembly or to the staffs of the house of representatives, senate,
43 and legislative services agency, or both members and staffs. The legislative council
44 may apply these travel policies and procedures to lay members serving on research,
45 study, or survey committees or commissions that are under the jurisdiction of the
46 legislative council. Notwithstanding any other law, rule, or policy, the state travel
47 policies and procedures established by the Indiana department of administration
48 and approved by the budget agency do not apply to members of the general assembly,
49 to the staffs of the house of representatives, senate, or legislative services agency,



1 or to lay members serving on research, study, or survey committees or commissions
2 under the jurisdiction of the legislative council (if the legislative council applies
3 its travel policies and procedures to lay members under the authority of this SECTION),
4 except that, until the legislative council adopts travel policies and procedures,
5 the state travel policies and procedures established by the Indiana department of
6 administration and approved by the budget agency apply to members of the general
7 assembly, to the staffs of the house of representatives, senate, and legislative
8 services agency, and to lay members serving on research, study, or survey committees
9 or commissions under the jurisdiction of the legislative council. The executive
10 director of the legislative services agency is responsible for the administration
11 of travel policies and procedures adopted by the legislative council. The state
12 comptroller shall approve and process claims for reimbursement of travel related
13 expenses under this paragraph based upon the written affirmation of the speaker
14 of the house of representatives, the president pro tempore of the senate, or the
15 executive director of the legislative services agency that those claims comply with
16 the travel policies and procedures adopted by the legislative council. If the funds
17 appropriated for the house and senate expenses and legislative salaries are insufficient
18 to pay all the necessary expenses incurred, including the cost of printing the journals
19 of the house and senate, there is appropriated such further sums as may be necessary
20 to pay such expenses.

21
22 **LEGISLATORS' EXPENSES - HOUSE**

Total Operating Expense	3,445,311	3,445,311
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24 **LEGISLATORS' EXPENSES - SENATE**

Total Operating Expense	1,870,000	1,950,000
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26
27 Each member of the general assembly is entitled to a subsistence allowance of forty
28 percent (40%) of the maximum daily amount allowable to employees of the executive
29 branch of the federal government for subsistence expenses while away from home in
30 travel status in the Indianapolis area for:

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

34
35 However, the subsistence allowance under subdivision (2) may not be paid with respect
36 to any day after the first session day held in November and before the first session day
37 held in January with respect to which all members of the general assembly are entitled
38 to a legislative business per diem.

39
40 The subsistence allowance is payable from the appropriations for legislators' subsistence.

41
42 The officers of the senate are entitled to the following amounts annually in addition
43 to the subsistence allowance: president pro tempore, \$7,000; assistant president
44 pro tempore, \$3,000; majority floor leader, \$5,500; assistant majority floor leader(s),
45 \$3,500; majority floor leader emeritus, \$2,500; majority caucus chair, \$5,500;
46 assistant majority caucus chair(s), \$1,500; appropriations committee chair, \$5,500;
47 tax and fiscal policy committee chair, \$5,500; appropriations committee ranking
48 majority member, \$2,000; tax and fiscal policy committee ranking majority member,
49 \$2,000; majority whip, \$4,000; assistant majority whip, \$2,000; minority floor leader,



1 \$6,000; minority leader emeritus, \$1,500; minority caucus chair, \$5,000; assistant
2 minority floor leader, \$5,000; appropriations committee ranking minority member,
3 \$2,000; tax and fiscal policy committee ranking minority member, \$2,000; minority
4 whip(s), \$2,000; assistant minority whip, \$1,000; assistant minority caucus chair(s),
5 \$1,000; agriculture committee chair, \$1,000; natural resources committee chair,
6 \$1,000; public policy committee chair, \$1,000; corrections and criminal law committee
7 chair, \$1,000; civil law committee chair, \$1,000; education and career development
8 chair, \$1,000; elections committee chair, \$1,000; environmental affairs committee
9 chair, \$1,000; family and children services committee chair, \$1,000; pensions and
10 labor committee chair, \$1,000; health and provider services committee chair, \$1,000;
11 homeland security and transportation committee chair, \$1,000; veterans affairs and
12 the military committee chair, \$1,000; insurance and financial institutions committee
13 chair, \$1,000; judiciary committee chair, \$1,000; local government committee chair,
14 \$1,000; utilities committee chair, \$1,000; commerce and technology committee chair,
15 \$1,000; appointments and claims committee chair, \$1,000; rules and legislative procedure
16 committee chair, \$1,000; and ethics committee chair, \$1,000. If an officer fills more
17 than one (1) leadership position, the officer shall be paid for the higher paid position.
18

19 Officers of the house of representatives are entitled to the following amounts annually
20 in addition to the subsistence allowance: speaker of the house, \$7,000; speaker
21 pro tempore, \$5,000; deputy speaker pro tempore, \$2,000; majority floor leader,
22 \$5,500; majority caucus chair, \$5,500; majority whip, \$4,000; assistant majority
23 floor leader(s), \$3,500; assistant majority caucus chair(s), \$2,000; assistant majority
24 whip(s), \$2,000; ways and means committee chair, \$5,500; ways and means committee
25 vice chair, \$4,000; ways and means k-12 subcommittee chair, \$1,500; ways and means
26 higher education subcommittee chair, \$1,500; ways and means budget subcommittee
27 chair, \$3,000; ways and means health and human services subcommittee chair, \$1,500;
28 ways and means local government subcommittee chair, \$1,500; minority leader, \$6,000;
29 minority floor leader, \$4,500; minority caucus chair, \$4,500; minority whip, \$3,000;
30 assistant minority leader, \$1,500; assistant minority floor leader, \$1,500; assistant
31 minority caucus chair, \$1,500; assistant minority whip, \$1,500; ways and means committee
32 ranking minority member, \$3,500; agriculture and rural development committee chair,
33 \$1,000; commerce, small business, and economic development committee chair, \$1,000;
34 courts and criminal code committee chair, \$1,000; education committee chair, \$1,000;
35 elections and apportionment committee chair, \$1,000; employment, labor, and pensions
36 committee chair, \$1,000; environmental affairs committee chair, \$1,000; statutory
37 committee on legislative ethics committee chair, \$1,000; family, children, and human
38 affairs committee chair, \$1,000; financial institutions committee chair, \$1,000;
39 insurance committee chair, \$1,000; government and regulatory reform committee chair,
40 \$1,000; judiciary committee chair, \$1,000; local government committee chair, \$1,000;
41 natural resources committee chair, \$1,000; public health committee chair, \$1,000;
42 public policy committee chair, \$1,000; roads and transportation committee chair,
43 \$1,000; rules and legislative procedures committee chair, \$1,000; utilities, energy
44 and telecommunications committee chair, \$1,000; and veterans affairs and public
45 safety committee chair, \$1,000. If an officer fills more than one (1) leadership
46 position, the officer may be paid for each of the paid positions.
47

48 If the senate or house of representatives eliminates a committee or officer referenced
49 in this SECTION and replaces the committee or officer with a new committee or position,



1 the above appropriations for subsistence shall be used to pay for the new committee
2 or officer. However, this does not permit any additional amounts to be paid under
3 this SECTION for a replacement committee or officer than would have been spent for
4 the eliminated committee or officer. If the senate or house of representatives creates
5 a new, additional committee or officer, or assigns additional duties to an existing
6 officer, the above appropriations for subsistence shall be used to pay for the new
7 committee or officer, or to adjust the annual payments made to the existing officer,
8 in amounts determined by the legislative council.

9
10 If the funds appropriated for legislators' subsistence are insufficient to pay all the
11 subsistence incurred, there are hereby appropriated such further sums as may be
12 necessary to pay such subsistence.

13
14 **FOR THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE SERVICES AGENCY**

15 Total Operating Expense	19,602,622	20,758,811
16 LEGISLATOR AND LAY MEMBER TRAVEL		
17 Total Operating Expense	700,000	700,000

18
19 Included in the above appropriations for the legislative council and legislative
20 services agency expenses are funds for usual and customary expenses associated with
21 legislative services.

22
23 If the funds above appropriated for the legislative council and the legislative
24 services agency and for legislator and lay member travel are insufficient to pay
25 all the necessary expenses incurred, there are hereby appropriated such further
26 sums as may be necessary to pay those expenses.

27
28 Any person other than a member of the general assembly who is appointed by the governor,
29 speaker of the house, president or president pro tempore of the senate, house or senate
30 minority floor leader, or legislative council to serve on any research, study, or survey
31 committee or commission is entitled, when authorized by the legislative council, to a
32 per diem instead of subsistence of \$75 per day during the biennium. In addition to the
33 per diem, such a person is entitled to mileage reimbursement, at the rate specified for
34 members of the general assembly, for each mile necessarily traveled from the person's
35 usual place of residence to the state capitol or other in-state site of the committee,
36 commission, or conference. However, reimbursement for any out-of-state travel expenses
37 claimed by lay members serving on research, study, or survey committees or commissions
38 under the jurisdiction of the legislative council shall be based on SECTION 14 of this act,
39 until the legislative council applies those travel policies and procedures that govern
40 legislators and their staffs to such lay members as authorized elsewhere in this SECTION.
41 The allowance and reimbursement permitted in this paragraph shall be paid from the
42 legislative council appropriations for legislative and lay member travel unless otherwise
43 provided for by a specific appropriation.

44
45 Included in the above appropriations for the legislative council and legislative services
46 agency are funds for the printing and distribution of documents published by the
47 legislative council, including journals, bills, resolutions, enrolled documents,
48 the acts of the first and second regular sessions of the 123rd general assembly,
49 the supplements to the Indiana Code for the biennium and the publication of the



1 **Indiana Administrative Code and the Indiana Register. Upon completion of the distribution**
2 **of the Acts and the supplements to the Indiana Code, as as provided in IC 2-6-1.5,**
3 **remaining copies may be sold at a price or prices periodically determined by the**
4 **legislative council. If the above appropriations for the printing and distribution**
5 **of documents published by the legislative council are insufficient to pay all of**
6 **the necessary expenses incurred, there are hereby appropriated such sums as may**
7 **be necessary to pay such expenses.**

8

TECHNOLOGY INFRASTRUCTURE, SOFTWARE, AND SERVICES		
Total Operating Expense	4,117,323	5,789,168

11

12 **If the above appropriations for technology infrastructure, software, and services**
13 **are insufficient to pay all of the necessary expenses incurred, there are hereby**
14 **appropriated such sums as may be necessary to pay such expenses, including state video**
15 **streaming services and legislative closed captioning services. The above appropriations**
16 **or any part thereof remaining unexpended and unencumbered at the close of any fiscal**
17 **year remain available for expenditure until the earlier of June 30, 2027, or the purposes**
18 **for which the appropriations were made are accomplished or abandoned. If any part of**
19 **the appropriations have not been allotted or encumbered before the expiration of the**
20 **biennium, the personnel subcommittee of the legislative council may determine that any**
21 **part of the balance of the appropriations may be reverted to the state general fund.**

22

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

25

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

28

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

31

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

33

NATIONAL ASSOCIATION DUES		
Total Operating Expense	640,474	672,497

36

RULEMAKING TRANSPARENCY PROJECT		
Total Operating Expense	1,700,000	1,700,000

38

FOR THE COMMISSION ON UNIFORM STATE LAWS		
Total Operating Expense	87,428	87,428

41

FOR THE INDIANA LOBBY REGISTRATION COMMISSION		
Total Operating Expense	434,230	452,255

44

FOR THE INDIANA PUBLIC RETIREMENT SYSTEM		
LEGISLATORS' RETIREMENT FUND		
Total Operating Expense	745	745

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49 **B. JUDICIAL**



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FOR THE SUPREME COURT

Personal Services	16,673,589	17,161,836
Other Operating Expense	4,635,372	4,635,372

The above appropriation for the supreme court personal services includes the subsistence allowance as provided by IC 33-38-5-8.

LOCAL JUDGES' SALARIES

Total Operating Expense	97,008,265	99,627,132
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COUNTY PROSECUTORS' SALARIES

Total Operating Expense	33,530,665	34,654,283
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The above appropriations for county prosecutors' salaries represent the amounts authorized by IC 33-39-6-5.

SUPREME COURT TITLE IV-D

Total Operating Expense	1,950,000	1,950,000
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TRIAL COURT OPERATIONS

Total Operating Expense	746,075	746,075
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INDIANA COURT TECHNOLOGY

Total Operating Expense	17,588,380	17,588,380
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INDIANA CONFERENCE FOR LEGAL EDUCATION OPPORTUNITY

Total Operating Expense	778,750	778,750
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The above funds are appropriated to the Office of Judicial 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 Office of Judicial 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. 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.

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



1 by the office of judicial administration of which up to half may be an in-kind match
 2 and the remainder must be county funds or other local county resources. Only programs
 3 certified by the supreme court are eligible for matching funds. The above appropriations
 4 include funds to maintain an adult guardianship registry to serve as a data repository
 5 for adult guardianship cases and guardians appointed by the courts.

6
 7 **CIVIL LEGAL AID**

8 Total Operating Expense	3,000,000	3,000,000
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9
 10 The above appropriations include the appropriation provided in IC 33-24-12-7.

11
 12 **SPECIAL JUDGES - COUNTY COURTS**

13 Total Operating Expense	149,000	149,000
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14
 15 If the funds appropriated above for special judges of county courts are insufficient to pay
 16 all of the necessary expenses that the state is required to pay under IC 34-35-1-4, there
 17 are hereby appropriated such further sums as may be necessary to pay these expenses.

18
 19 **COMMISSION ON RACE AND GENDER FAIRNESS**

20 Total Operating Expense	880,996	880,996
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21
 22 Of the above appropriations, \$500,000 each fiscal year is for court interpreters.

23
 24 **INTERSTATE COMPACT FOR ADULT OFFENDERS**

25 Total Operating Expense	236,180	236,180
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26 **PROBATION OFFICERS TRAINING**

27 Total Operating Expense	750,000	750,000
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28 **DRUG AND ALCOHOL PROGRAMS**

29 Total Operating Expense	100,000	100,000
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30 **PRE-TRIAL COMPLIANCE**

31 Total Operating Expense	4,000,000	4,000,000
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32 **COLLABORATIVE JUSTICE**

33 Total Operating Expense	6,000,000	6,000,000
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34
 35 The above appropriations are for the purpose of supporting problem-solving courts
 36 and other specialized courts, including veterans problem solving courts, commercial
 37 courts, and family recovery courts.

38
 39 **FOR THE PUBLIC DEFENDER COMMISSION**

40 Total Operating Expense	33,911,895	33,911,895
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41 **Public Defense Fund (IC 33-40-6)**

42 Total Operating Expense	7,400,000	7,400,000
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43
 44 The above public defense fund appropriation is made from the distribution authorized by
 45 IC 33-37-7-9(c) for the purpose of reimbursing counties for indigent defense services
 46 provided to a defendant. Administrative costs may be paid from the public defense fund.
 47 Any balance in the public defense fund is appropriated to the public defender commission.

48
 49 **FOR THE COURT OF APPEALS**



		<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	13,187,730	13,187,730	
2	Other Operating Expense	1,633,163	1,643,163	
3				
4	The above appropriations for the court of appeals personal services include the			
5	subsistence allowance provided by IC 33-38-5-8.			
6				
7	FOR THE TAX COURT			
8	Personal Services	803,512	803,512	
9	Other Operating Expense	154,249	154,249	
10				
11	FOR THE PUBLIC DEFENDER			
12	Personal Services	7,925,156	7,925,156	
13	Other Operating Expense	888,403	888,403	
14				
15	FOR THE PUBLIC DEFENDER COUNCIL			
16	Personal Services	1,756,249	1,756,249	
17	Other Operating Expense	190,417	190,417	
18	AT RISK YOUTH AND FAMILIES			
19	Total Operating Expense	250,000	250,000	
20				
21	FOR THE PROSECUTING ATTORNEYS COUNCIL			
22	Personal Services	1,379,127	1,379,127	
23	Other Operating Expense	159,909	159,909	
24	DRUG PROSECUTION			
25	Substance Abuse Prosecution Fund (IC 33-39-8-6)			
26	Total Operating Expense	161,815	161,815	
27	Augmentation allowed.			
28	HIGH TECH CRIMES UNIT PROGRAM			
29	Total Operating Expense	3,000,000	3,000,000	
30	PROSECUTING ATTORNEYS TITLE IV-D			
31	Total Operating Expense	1,950,000	1,950,000	
32	TITLE IV-D REIMBURSEMENT			
33	Total Operating Expense	1,952,000	1,952,000	
34				
35	FOR THE INDIANA PUBLIC RETIREMENT SYSTEM			
36	JUDGES' RETIREMENT FUND			
37	Total Operating Expense	13,934,058	14,492,870	
38	PROSECUTORS' RETIREMENT FUND			
39	Total Operating Expense	4,397,795	4,514,337	
40				
41	C. EXECUTIVE			
42				
43	FOR THE GOVERNOR'S OFFICE AND RESIDENCE			
44	Total Operating Expense	3,386,091	3,386,091	
45				
46	SUBSTANCE ABUSE PREVENTION, TREATMENT, AND ENFORCEMENT			
47	State Unrestricted Opioid Settlement Account (IC 4-12-16.2-5(1))			
48	Total Operating Expense	5,000,000	5,000,000	
49				



1 **The above appropriations shall be allotted only after state budget committee review.**

2

3 **FOR THE LIEUTENANT GOVERNOR**

4 **Total Operating Expense** **4,060,985** **4,060,985**

5 **LIEUTENANT GOVERNOR'S CONTINGENCY**

6 **Total Operating Expense** **4,341** **4,341**

7

8 **Direct disbursements from the lieutenant governor's contingency are not subject**
9 **to the provisions of IC 5-22.**

10

11 **FOR THE SECRETARY OF STATE**

12 **ADMINISTRATION**

13 **Personal Services** **4,486,932** **4,486,932**

14 **Other Operating Expense** **920,612** **920,612**

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

16 **Personal Services** **1,000,000** **1,000,000**

17 **WEIGHTS AND MEASURES FUND**

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

19 **Total Operating Expense** **7,106** **7,106**

20 **Augmentation allowed.**

21 **ELECTION SECURITY**

22 **Total Operating Expense** **3,180,000** **3,180,000**

23 **VOTER EDUCATION OUTREACH**

24 **Total Operating Expense** **749,972** **749,972**

25 **VOTING SYSTEM TECHNICAL OVERSIGHT PROGRAM**

26 **Total Operating Expense** **749,972** **749,972**

27

28 **FOR THE ATTORNEY GENERAL**

29 **Personal Services** **22,704,977** **22,704,977**

30 **Other Operating Expense** **6,213,606** **6,213,606**

31 **Agency Settlement Fund (IC 4-12-16-2)**

32 **Personal Services** **5,554,032** **5,554,032**

33 **Augmentation allowed only after state budget committee review.**

34 **Homeowner Protection Unit Account (IC 4-6-12-9)**

35 **Personal Services** **473,186** **473,186**

36 **Augmentation allowed.**

37 **Real Estate Appraiser Investigative Fund (IC 25-34.1-8-7.5)**

38 **Personal Services** **50,000** **50,000**

39 **Augmentation allowed.**

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

41 **Personal Services** **818,916** **818,916**

42 **Augmentation allowed.**

43 **Abandoned Property Fund (IC 32-34-1.5)**

44 **Personal Services** **2,054,730** **2,054,730**

45 **Augmentation allowed.**

46 **MEDICAID FRAUD CONTROL UNIT**

47 **Total Operating Expense** **2,696,000** **2,171,000**

48

49 **Of the above appropriations, \$525,000 in FY 2024 shall be used for an audit concerning**



1 prescription drug costs for the Medicaid program in accordance with IC 12-15-13.6-1.

2

3 The above appropriation is the state's matching share of funding for the state Medicaid
4 fraud control unit under IC 4-6-10 as prescribed by 42 U.S.C. 1396b(q). Augmentation
5 allowed from collections for the purposes of the Medicaid fraud control unit.

6

7 **CONSUMER DATA PRIVACY**

8 Total Operating Expense	500,000	500,000
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9 **UNCLAIMED PROPERTY**

10 Abandoned Property Fund (IC 32-34-1.5)

11 Total Operating Expense	7,883,908	7,883,908
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12 Augmentation allowed.

13

14 **D. FINANCIAL MANAGEMENT**

15

16 **FOR THE STATE COMPTROLLER**

17 Personal Services	6,865,811	6,865,811
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18 Other Operating Expense	1,729,870	1,729,870
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19

20 **FOR THE STATE BOARD OF ACCOUNTS**

21 Total Operating Expense	19,244,035	20,644,707
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22 **EXAMINATIONS**

23 Examinations Fund (IC 5-11-4-3)

24 Total Operating Expense	15,292,119	15,292,119
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25 Augmentation allowed.

26

27 **FOR THE OFFICE OF MANAGEMENT AND BUDGET**

28 Personal Services	924,582	924,582
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29 Other Operating Expense	36,064	36,064
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30

31 **FOR THE DISTRESSED UNIT APPEAL BOARD**

32 Total Operating Expense	4,389,612	4,389,612
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33

34 **FOR THE MANAGEMENT PERFORMANCE HUB**

35 Total Operating Expense	8,990,917	9,749,812
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36

37 **FOR THE STATE BUDGET AGENCY**

38 Personal Services	4,548,561	4,548,561
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39 Other Operating Expense	233,368	233,368
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40

41 **STATE AGENCY CONTINGENCY FUND**

42 Total Operating Expense	32,784,675	65,784,675
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43 State Agency Contingency Fund (IC 4-12-17-1)

44 Total Operating Expense	1	1
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45 Augmentation allowed.

46

47 The above state agency contingency fund appropriations shall be allotted in the
48 amount requested by the judicial branch, the legislative branch, and statewide elected
49 officials by the budget agency. The above state agency contingency fund appropriation



1 may be allotted to departments, institutions, and all state agencies by the budget
 2 agency with the approval of the governor.

3
 4 **STATE BUDGET COMMITTEE**

5 Total Operating Expense	96,312	96,312
6 Augmentation allowed.		

7
 8 Notwithstanding IC 4-12-1-11(b), the salary per diem of the legislative members
 9 of the budget committee is equal to one hundred fifty percent (150%) of the legislative
 10 business per diem allowance.

11
 12 **LOCAL PUBLIC HEALTH**

13 Total Operating Expense	75,000,000	150,000,000
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14
 15 The above appropriations shall be used to establish a partnership responsibility
 16 between the state and local government for the provision of core public health services
 17 to ensure every citizen of the State of Indiana has access to evidence-based programs
 18 and services to meet present and future needs of communities. If the above appropriations
 19 are insufficient to fund the formulas under IC 16-46-10-2.2 and IC 16-46-10-2.3,
 20 then the amount provided under each formula shall be proportionately reduced.

21
 22 The above appropriations shall be used on a first come first serve application basis
 23 with preference for rural counties with population under 50,000 by October 1, 2023.
 24 After January 1, 2024 the balance shall be available for the remaining counties.

25
 26 **REGIONAL MENTAL HEALTH FACILITY GRANTS**

27 Total Operating Expense	10,000,000	0
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28
 29 The above appropriation shall be awarded to counties that commit to providing mental
 30 health services for incarcerated individuals who have been determined by a court
 31 of competent jurisdiction to be in need of mental health treatment. Grant awards
 32 may only be used to construct new facilities or renovate existing county facilities.
 33 Grant awards may not be used for the operational costs of a new or existing county
 34 facility. In order to be eligible to receive a grant award, the county must submit
 35 an application to the state budget agency and the division of mental health and
 36 addiction that demonstrates that the county has agreed to provide mental health
 37 services to a multi-county district and that the grant award will not exceed twenty-five
 38 percent (25%) of the cost of constructing a new facility or renovating an existing
 39 facility. The state budget agency and division of mental health and addiction may
 40 award grants after budget committee review.

41
 42 **FOR THE INDIANA PUBLIC RETIREMENT SYSTEM**

43 **PUBLIC SAFETY PENSION**

44 Total Operating Expense	152,500,000	152,500,000
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45 **Augmentation allowed.**

46 **LOCAL PENSION REPORT**

47 Total Operating Expense	30,000	30,000
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48
 49 **FOR THE TREASURER OF STATE**



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	1,978,034	1,978,034
2	Other Operating Expense	68,874	69,468
3	ABLE AUTHORITY (IC 12-11-14)		
4	Total Operating Expense	337,647	375,635
5	INDIANA EDUCATION SCHOLARSHIP ACCOUNT PROGRAM (IC 20-51.4)		
6	Total Operating Expense	8,500,000	8,500,000
7	INDIANA EDUCATION SCHOLARSHIP ACCOUNT ADMINISTRATION (IC 20-51.4-4-3.5)		
8	Total Operating Expense	1,500,000	1,500,000

9
10 If distributions are anticipated to exceed the total appropriations for the state
11 fiscal year, the treasurer of state shall limit enrollment for the program.

12
13 **E. TAX ADMINISTRATION**

14
15 **FOR THE DEPARTMENT OF REVENUE**
16 **COLLECTION AND ADMINISTRATION**

17	Personal Services	58,531,200	58,531,200
18	Other Operating Expense	20,765,685	20,765,685

19
20 With the approval of the governor and the budget agency, the department shall annually
21 reimburse the state general fund for expenses incurred in support of the collection
22 of dedicated fund revenue according to the department's cost allocation plan.

23
24 With the approval of the governor and the budget agency, the foregoing sums for
25 the department of state revenue may be augmented to an amount not exceeding in total,
26 together with the above specific amounts, one and one-tenth percent (1.1%) of the
27 amount of money collected by the department of state revenue from taxes and fees.

28
29 **OUTSIDE COLLECTIONS**

30	Total Operating Expense	4,585,887	4,585,887
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31
32 With the approval of the governor and the budget agency, the foregoing sums for
33 the department of state revenue's outside collections may be augmented to an amount
34 not exceeding in total, together with the above specific amounts, one and one-tenth
35 percent (1.1%) of the amount of money collected by the department from taxes and fees.

36
37 **MOTOR CARRIER REGULATION**

38	Motor Carrier Regulation Fund (IC 8-2.1-23)		
39	Personal Services	5,538,360	5,538,360
40	Other Operating Expense	4,491,219	4,491,219
41	Augmentation allowed.		

42
43 **FOR THE INDIANA GAMING COMMISSION**

44	State Gaming Fund (IC 4-33-13-2)		
45	Total Operating Expense	3,086,703	3,124,001
46	Augmentation allowed.		
47	Gaming Investigations (IC 4-33-4-18(b))		
48	Total Operating Expense	1,380,073	1,380,073
49	Augmentation allowed.		



1
2 The above appropriations to the Indiana gaming commission are made from revenues
3 accruing to the state gaming fund under IC 4-33 before any distribution is made under
4 IC 4-33-13-5.

5
6 **GAMING SALARY MATRIX ADJUSTMENT**

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

8 Total Operating Expense	518,784	518,784
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9 **GAMING RESEARCH DIVISION**

10 Total Operating Expense	325,000	325,000
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11 **ATHLETIC COMMISSION**

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

13 Total Operating Expense	15,137	16,383
----------------------------	--------	--------

14 Augmentation allowed.

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

16 Total Operating Expense	55,070	55,123
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17 Augmentation allowed.

18 **FANTASY SPORTS REGULATION AND ADMINISTRATION**

19 Fantasy Sports Regulation and Administration Fund (IC 4-33-24-28)

20 Total Operating Expense	49,990	49,990
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21 Augmentation allowed.

22
23 **FOR THE INDIANA HORSE RACING COMMISSION**

24 Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)

25 Personal Services	3,315,988	3,345,460
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26 Other Operating Expense	445,636	450,365
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27
28 The above appropriations to the Indiana horse racing commission are made from revenues
29 accruing to the Indiana horse racing commission before any distribution is made
30 under IC 4-31-9.

31
32 **STANDARD BRED ADVISORY BOARD**

33 Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)

34 Total Operating Expense	193,500	193,500
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35 Augmentation allowed.

36
37 **FOR THE DEPARTMENT OF LOCAL GOVERNMENT FINANCE**

38 Personal Services	3,673,434	3,673,434
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39 Other Operating Expense	890,000	890,000
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40 Assessment Training Fund (IC 6-1.1-5.5-4.7)

41 Total Operating Expense	1,341,280	1,341,280
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42 Augmentation allowed.

43
44 **FOR THE INDIANA BOARD OF TAX REVIEW**

45 Personal Services	1,652,454	1,652,454
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46 Other Operating Expense	149,237	149,237
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47 Assessment Training Fund (IC 6-1.1-5.5-4.7)

48 Total Operating Expense	320,628	320,628
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49 Augmentation allowed.



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F. ADMINISTRATION

FOR THE DEPARTMENT OF ADMINISTRATION

Personal Services	12,236,084	12,236,084
Other Operating Expense	13,242,557	13,898,688

INDIANA HISTORICAL SOCIETY BUILDING

Total Operating Expense	984,966	984,966
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The department of administration shall use the above appropriations for expenses at the Indiana Historical Society building as authorized by IC 4-13-12.1-8(d).

MOTOR POOL ROTARY FUND

Total Operating Expense	22,133,950	21,310,300
Gaming Enforcement Agents (IC 4-35-4-5)		
Total Operating Expense	21,500	0
Charity Gaming Enforcement Fund (IC 4-32.3-7-1)		
Total Operating Expense	42,500	91,500
Fire and Building Services Fund (IC 22-12-6-1)		
Total Operating Expense	430,500	438,500
State Highway Fund (IC 8-23-9-54)		
Total Operating Expense	2,906,150	3,659,200
Integrated Public Safety Communications Fund (IC 5-26-4-1)		
Total Operating Expense	0	110,000
ATC Enforcement and Administration Fund (IC 7.1-4-10-1)		
Total Operating Expense	525,000	540,000
State Parks & Reservoirs Special Fund (IC 14-19-8-2)		
Total Operating Expense	1,102,000	666,400
Indiana Correctional Industries Fund (IC 11-10-6-6)		
Total Operating Expense	223,000	197,000
Motorcycle Operator Safety Education Fund (IC 9-27-7-7)		
Total Operating Expense	49,500	0
Bureau of Motor Vehicles Commission Fund (IC 9-14-14-1)		
Total Operating Expense	0	42,000

The budget agency may transfer portions of the above dedicated fund appropriations from the department of administration back to the agency that provided the appropriation if necessary.

In addition to the appropriations above, the budget agency with the approval of the governor may transfer appropriations to the motor pool rotary fund established in IC 4-13-1-4 for the purchase of vehicles and related equipment.

FOR THE STATE PERSONNEL DEPARTMENT

Personal Services	3,622,543	3,622,543
Other Operating Expense	306,492	309,152

GOVERNOR'S FELLOWSHIP PROGRAM

Total Operating Expense	338,589	338,589
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OFFICE OF ADMINISTRATIVE LAW PROCEEDINGS



	<i>FY 2023-2024</i>	<i>FY 2024-2025</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Total Operating Expense	1,725,932	1,637,786
2	PCORI FEE		
3	Total Operating Expense	145,000	145,000
4	Augmentation allowed.		
5			
6	FOR THE STATE EMPLOYEES' APPEALS COMMISSION		
7	Total Operating Expense	187,591	187,591
8			
9	FOR THE OFFICE OF TECHNOLOGY		
10	INDIANA MAPPING DATA AND STANDARDS (GIS)		
11	Total Operating Expense	7,100,000	7,100,000
12			
13	FOR THE INDIANA ARCHIVES AND RECORDS ADMINISTRATION		
14	Personal Services	2,003,823	2,003,823
15	Other Operating Expense	490,430	496,409
16			
17	FOR THE OFFICE OF THE PUBLIC ACCESS COUNSELOR		
18	Personal Services	313,581	313,896
19	Other Operating Expense	35,867	35,867
20			
21	G. OTHER		
22			
23	FOR THE OFFICE OF THE INSPECTOR GENERAL AND THE STATE ETHICS COMMISSION		
24	Personal Services	1,447,503	1,452,394
25	Other Operating Expense	94,197	94,671
26			
27	The above appropriation includes funding for the State Ethics Commission.		
28			
29	FOR THE SECRETARY OF STATE		
30	ELECTION DIVISION		
31	Personal Services	947,239	947,489
32	Other Operating Expense	471,826	471,985
33	VOTER LIST MAINTENANCE		
34	Total Operating Expense	1,250,000	1,250,000
35	VOTER REGISTRATION SYSTEM		
36	Total Operating Expense	3,361,759	3,361,759
37			
38	SECTION 4. [EFFECTIVE JULY 1, 2023]		
39			
40	PUBLIC SAFETY		
41			
42	A. CORRECTION		
43			
44	FOR THE DEPARTMENT OF CORRECTION		
45	CENTRAL OFFICE		
46	Personal Services	18,512,324	18,512,324
47	Other Operating Expense	10,737,611	9,194,818
48	ESCAPEE COUNSEL AND TRIAL EXPENSE		
49	Total Operating Expense	199,736	199,736



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	COUNTY JAIL MISDEMEANANT HOUSING		
2	4,152,639	4,152,639	
3	ADULT CONTRACT BEDS		
4	1,048,200	1,048,200	
5	STAFF DEVELOPMENT AND TRAINING		
6	2,906,366	2,906,366	
7	PAROLE BOARD		
8	950,259	950,259	
9	INFORMATION MANAGEMENT SERVICES		
10	1,671,739	1,671,739	
11	JUVENILE TRANSITION		
12	1,476,286	1,476,286	
13	JUVENILE RECIDIVISM REDUCTION PILOT		
14	100,000	100,000	

15
16 The above appropriations shall be used for county run detention centers on an application
17 basis to provide resources to youth in, or at-risk of, detainment. Counties must
18 match state funding on a dollar for dollar basis.

19
20 **COMMUNITY CORRECTIONS PROGRAMS**

21	72,625,165	72,625,165	
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22
23 The above appropriations for community corrections programs are not subject to transfer
24 to any other fund or to transfer, assignment, or reassignment for any other use
25 or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23
26 or by the budget agency notwithstanding IC 4-12-1-12 or any other law.

27
28 The appropriations are not subject to having allotment withheld by the state budget
29 agency.

30
31 **HOOSIER INITIATIVE FOR RE-ENTRY (HIRE)**

32	832,806	832,806	
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33 **CENTRAL EMERGENCY RESPONSE**

34	1,469,866	1,469,866	
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35 **HEPATITIS C TREATMENT**

36	24,037,000	24,037,000	
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37 **DRUG ABUSE PREVENTION**

38 Drug Abuse Fund (IC 11-8-2-11)

39	127,500	127,500	
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40 Augmentation allowed.

41 **CORRECTIONAL FACILITIES CALLING SYSTEM**

42 Correctional Fac. Calling System Fund (IC 5-22-23-7)

43	11,000,000	11,000,000	
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44 Augmentation allowed.

45 **EXONERATION**

46	1	1	
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47 Augmentation allowed.

48
49 The above appropriation shall be used for expenses relating to the restitution



1 of wrongfully incarcerated persons pursuant to IC 5-2-23. The department shall
 2 collaborate with the Indiana Criminal Justice Institute to administer this program.

3	COUNTY JAIL MAINTENANCE CONTINGENCY		
4			
5	Total Operating Expense	34,000,000	34,000,000

6
 7 The above appropriations for the county jail maintenance contingency fund are for
 8 reimbursing sheriffs for the costs of 1) persons convicted of level 6 felonies and
 9 2) jail and parole holds.

10
 11 Of the above appropriation, the department of correction may distribute up to \$25,300,000
 12 to sheriffs for the cost of persons convicted of level 6 felonies that are incarcerated
 13 in county jails pursuant to IC 35-38-3-3(d). The department shall adopt a formula,
 14 subject to approval by the state budget agency, that allocates this funding to sheriffs
 15 in a manner that considers previous reimbursements for persons convicted of level
 16 6 felonies and the current number of level 6 abstracts in a county jail in proportion
 17 to all county jails.

18
 19 Of the above appropriation, the department of correction may distribute up to \$8,700,000
 20 each year to sheriffs for the costs of jail and parole holds. The department shall
 21 reimburse sheriffs up to \$40 per day for the costs of persons incarcerated in county
 22 jails that are convicted of felonies. Reimbursement shall be based on the later
 23 of: 1) the dates of incarceration when persons are incarcerated for more than five
 24 (5) days after the day of sentencing; or 2) the date upon which the department
 25 receives the abstract of judgment and sentencing order. All requests for reimbursement
 26 shall be in conformity with department of correction policy. In addition to the
 27 per diem of up to \$40, the state shall reimburse the sheriffs for expenses determined
 28 by the sheriff to be medically necessary medical care to the convicted persons.
 29 If the sheriff or county receives money with respect to a convicted person (from
 30 a source other than the county), the per diem or medical expense reimbursement
 31 with respect to the convicted person shall be reduced by the amount received. A
 32 sheriff shall not be required to comply with IC 35-38-3-4(a) or transport convicted
 33 persons within five (5) days after the day of sentencing if the department of correction
 34 does not have the capacity to receive the convicted person.

35	CORRECTIONAL SERVICES		
36			
37	Total Operating Expense	219,325,080	225,063,624

38
 39 The above appropriations include amounts for food, educational, and medical services.

40	JUVENILE DETENTION ALTERNATIVES INITIATIVE (JDAI)		
41			
42	Total Operating Expense	3,052,398	3,052,398

43	PAROLE DIVISION		
44			
45	Total Operating Expense	16,077,045	16,088,119

46	HERITAGE TRAIL CORRECTIONAL FACILITY		
47			
48	Total Operating Expense	9,389,181	9,711,379

49	SOUTH BEND COMMUNITY RE-ENTRY CENTER		
	Total Operating Expense	2,380,619	2,382,280
	Work Release Fund (IC 11-10-8-6.5)		



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	Total Operating Expense	655,820	655,820
2	Augmentation allowed.		
3	INDIANA STATE PRISON		
4	Personal Services	38,746,992	38,746,992
5	Other Operating Expense	5,745,869	5,775,111
6	PENDLETON CORRECTIONAL FACILITY		
7	Personal Services	35,726,150	35,726,150
8	Other Operating Expense	4,696,696	4,739,132
9	CORRECTIONAL INDUSTRIAL FACILITY		
10	Personal Services	24,143,234	24,143,234
11	Other Operating Expense	1,416,539	1,431,566
12	INDIANA WOMEN'S PRISON		
13	Personal Services	13,984,988	13,984,988
14	Other Operating Expense	1,342,995	1,351,853
15	PUTNAMVILLE CORRECTIONAL FACILITY		
16	Personal Services	35,296,007	35,296,007
17	Other Operating Expense	3,135,073	3,213,179
18	WABASH VALLEY CORRECTIONAL FACILITY		
19	Personal Services	45,596,653	45,596,653
20	Other Operating Expense	4,047,728	4,072,528
21	BRANCHVILLE CORRECTIONAL FACILITY		
22	Personal Services	19,523,438	19,523,438
23	Other Operating Expense	2,072,490	2,084,726
24	WESTVILLE CORRECTIONAL FACILITY		
25	Personal Services	50,021,758	50,021,758
26	Other Operating Expense	4,679,613	4,794,989
27	ROCKVILLE CORRECTIONAL FACILITY FOR WOMEN		
28	Personal Services	17,894,904	17,894,904
29	Other Operating Expense	1,814,745	1,826,052
30	PLAINFIELD CORRECTIONAL FACILITY		
31	Personal Services	26,746,401	26,746,401
32	Other Operating Expense	3,128,487	3,145,530
33	RECEPTION AND DIAGNOSTIC CENTER		
34	Personal Services	17,163,457	17,163,457
35	Other Operating Expense	1,308,612	1,318,862
36	MIAMI CORRECTIONAL FACILITY		
37	Personal Services	32,985,667	32,985,667
38	Other Operating Expense	4,850,242	4,903,093
39	NEW CASTLE CORRECTIONAL FACILITY		
40	Total Operating Expense	42,934,095	44,122,774
41	CHAIN O' LAKES CORRECTIONAL FACILITY		
42	Personal Services	1,851,583	1,851,583
43	Other Operating Expense	210,603	212,048
44	MADISON CORRECTIONAL FACILITY		
45	Personal Services	13,636,378	13,636,378
46	Other Operating Expense	1,432,593	1,458,873
47	EDINBURGH CORRECTIONAL FACILITY		
48	Personal Services	4,754,522	4,754,522
49	Other Operating Expense	375,874	378,927



	<i>FY 2023-2024</i>	<i>FY 2024-2025</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY		
2	Personal Services	13,553,799	13,553,799
3	Other Operating Expense	783,905	792,046
4	LAPORTE JUVENILE CORRECTIONAL FACILITY		
5	Personal Services	4,617,778	4,617,778
6	Other Operating Expense	295,727	298,574
7	PENDLETON JUVENILE CORRECTIONAL FACILITY		
8	Personal Services	19,220,472	19,220,472
9	Other Operating Expense	989,943	1,002,589
10			
11	FOR THE DEPARTMENT OF ADMINISTRATION		
12	DEPARTMENT OF CORRECTION OMBUDSMAN BUREAU		
13	Total Operating Expense	250,902	250,902
14			
15	B. LAW ENFORCEMENT		
16			
17	FOR THE INDIANA STATE POLICE AND MOTOR CARRIER INSPECTION		
18	Personal Services	143,343,841	143,343,841
19	Other Operating Expense	16,764,984	16,764,984
20	Motor Carrier Regulation Fund (IC 8-2.1-23)		
21	Other Operating Expense	5,684,355	5,684,355
22	Augmentation allowed from the motor carrier regulation fund.		
23			
24	The above appropriations include funds for the state police minority recruiting program.		
25			
26	The above appropriations for the Indiana state police and motor carrier inspection		
27	include funds for the police security detail to be provided to the Indiana state fair		
28	board. However, amounts actually expended to provide security for the Indiana state		
29	fair board as determined by the budget agency shall be reimbursed by the Indiana		
30	state fair board to the state general fund.		
31			
32	ISP SALARY MATRIX ADJUSTMENT		
33	Personal Services	37,302,235	37,419,066
34			
35	The above appropriations include funding for the ISP matrix under IC 10-11-2-13		
36	to increase probationary trooper pay to the same level as first year trooper pay.		
37			
38	The above appropriations are for adjustments to the ISP, motor carrier services,		
39	and capitol police salary matrices. The Indiana State Police may not adjust the		
40	ISP salary matrices until after review by the budget committee.		
41			
42	ISP OPEB CONTRIBUTION		
43	Total Operating Expense	6,006,409	6,006,409
44	INTERNET CRIMES AGAINST CHILDREN		
45	Total Operating Expense	1,000,000	1,000,000
46	INDIANA INTELLIGENCE FUSION CENTER		
47	Total Operating Expense	1,305,529	1,305,529
48	FORENSIC AND HEALTH SCIENCES LABORATORIES		
49	Personal Services	14,762,128	14,762,128



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
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1	DNA SAMPLE PROCESSING		
2	DNA Sample Processing Fund (IC 10-13-6-9.5)		
3	Total Operating Expense	1,789,875	1,789,875
4	Augmentation allowed.		
5			
6	FOR THE INTEGRATED PUBLIC SAFETY COMMISSION		
7	Integrated Public Safety Communications Fund (IC 5-26-4-1)		
8	Total Operating Expense	14,855,548	14,912,849
9	Augmentation allowed.		
10			
11	FOR THE ADJUTANT GENERAL		
12	Personal Services	4,840,521	4,840,521
13	Other Operating Expense	5,152,993	5,152,993
14	CAMP ATTERBURY MUSCATATUCK CENTER FOR COMPLEX OPERATIONS		
15	Total Operating Expense	561,396	561,396
16	MUTC - MUSCATATUCK URBAN TRAINING CENTER		
17	Total Operating Expense	1,248,002	1,248,002
18	HOOSIER YOUTH CHALLENGE ACADEMY		
19	Total Operating Expense	2,524,593	2,524,593
20	GOVERNOR'S CIVIL AND MILITARY CONTINGENCY FUND		
21	Total Operating Expense	250,000	250,000
22			
23	The above appropriations for the governor's civil and military contingency are made		
24	under IC 10-16-11-1.		
25			
26	FOR THE CRIMINAL JUSTICE INSTITUTE		
27	Total Operating Expense	3,181,514	3,181,514
28	Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)		
29	Total Operating Expense	10,000	10,000
30	Augmentation allowed.		
31	Victim and Witness Assistance Fund (IC 5-2-6-14)		
32	Total Operating Expense	50,000	50,000
33	Augmentation allowed.		
34	State Drug Free Communities Fund (IC 5-2-10-2)		
35	Total Operating Expense	50,000	50,000
36	Augmentation allowed.		
37			
38	DRUG ENFORCEMENT MATCH		
39	Total Operating Expense	250,000	250,000
40			
41	To facilitate the duties of the Indiana criminal justice institute as outlined in		
42	IC 5-2-6-3, the above appropriation is not subject to the provisions of IC 4-9.1-1-7		
43	when used to support other state agencies through the awarding of state match dollars.		
44			
45	VICTIM AND WITNESS ASSISTANCE		
46	Victim and Witness Assistance Fund (IC 5-2-6-14)		
47	Total Operating Expense	381,833	381,833
48	Augmentation allowed.		
49	ALCOHOL AND DRUG COUNTERMEASURES		



	<i>FY 2023-2024</i>	<i>FY 2024-2025</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Alcohol and Drug Countermeasures Fund (IC 9-27-2-11)		
2	335,000	335,000	
3	Augmentation allowed.		
4	STATE DRUG FREE COMMUNITIES		
5	State Drug Free Communities Fund (IC 5-2-10-2)		
6	362,845	362,845	
7	Augmentation allowed.		
8	INDIANA LOCAL LAW ENFORCEMENT TRAINING GRANTS		
9	5,000,000	5,000,000	
10			
11	The above appropriations are for the purpose of providing grants to city, town,		
12	and county law enforcement agencies to conduct law enforcement training, including		
13	the purchase of supplies and training materials. Law enforcement agencies may apply		
14	for grants in accordance with policies and procedures established by the criminal		
15	justice institute. A grant awarded by the criminal justice institute to a law enforcement		
16	agency in a fiscal year may not exceed the amount that the law enforcement agency		
17	received from fees collected pursuant to IC 35-47-2-3 in calendar year 2020.		
18			
19	OFFICE OF TRAFFIC SAFETY		
20	707,633	707,633	
21			
22	The above appropriation for the office of traffic safety may be used to cover the		
23	state match requirement for this program according to the current highway safety		
24	plan approved by the governor and the budget agency.		
25			
26	SEXUAL ASSAULT VICTIMS' ASSISTANCE		
27	4,000,000	4,000,000	
28	VICTIMS OF VIOLENT CRIME ADMINISTRATION		
29	3,708,133	3,708,133	
30	Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)		
31	3,325,844	3,325,844	
32	Augmentation allowed from the violent crime victims compensation fund.		
33			
34	If appropriations are insufficient to pay eligible claims, the budget agency may		
35	augment from the general fund.		
36			
37	DOMESTIC VIOLENCE PREVENTION AND TREATMENT		
38	8,000,000	8,000,000	
39	Domestic Violence Prevention and Treatment Fund (IC 5-2-6.7-4)		
40	1,226,800	1,226,800	
41	Augmentation allowed from domestic violence prevention and treatment fund.		
42			
43	The above appropriations are for programs for the prevention of domestic violence.		
44	The appropriations may not be used to construct a new shelter but may be used to		
45	repair existing shelters.		
46			
47	FOR THE DEPARTMENT OF TOXICOLOGY		
48	2,732,955	2,732,955	
49			



1	BREATH TEST TRAINING AND CERTIFICATION		
2	Breath Test Training and Certification Fund (IC 10-20-2-9)		
3	Total Operating Expense	355,000	355,000
4	Augmentation allowed from the Breath Test Training and Certification Fund.		
5			
6	FOR THE CORONERS TRAINING BOARD		
7	Coroners Training and Continuing Education Fund (IC 4-23-6.5-8)		
8	Total Operating Expense	475,000	475,000
9	Augmentation allowed.		
10			
11	The Indiana department of health shall administer the coroners training and continuing		
12	education fund.		
13			
14	FOR THE LAW ENFORCEMENT TRAINING ACADEMY		
15	Total Operating Expense	4,483,064	4,483,064
16	Law Enforcement Academy Fund (IC 5-2-1-13)		
17	Total Operating Expense	2,938,086	2,938,086
18	Augmentation allowed from the Law Enforcement Academy Fund.		
19			
20	C. REGULATORY AND LICENSING		
21			
22	FOR THE BUREAU OF MOTOR VEHICLES		
23	Personal Services	18,400,642	18,621,192
24	Other Operating Expense	11,637,423	11,832,657
25	STATE MOTOR VEHICLE TECHNOLOGY		
26	State Motor Vehicle Technology Fund (IC 9-14-14-3)		
27	Total Operating Expense	6,850,000	6,850,000
28	Augmentation allowed.		
29	Bureau of Motor Vehicles Commission Fund (IC 9-14-14-1)		
30	Total Operating Expense	11,112,300	11,241,800
31	Augmentation allowed.		
32	MOTORCYCLE OPERATOR SAFETY		
33	Motorcycle Operator Safety Education Fund (IC 9-27-7-7)		
34	Total Operating Expense	1,705,022	1,705,222
35	Augmentation allowed.		
36	LICENSE BRANCHES		
37	Bureau of Motor Vehicles Commission Fund (IC 9-14-14-1)		
38	Total Operating Expense	133,975,381	135,819,542
39	Augmentation allowed.		
40			
41	FOR THE DEPARTMENT OF LABOR		
42	Personal Services	854,751	854,751
43	Other Operating Expense	62,499	62,499
44	BUREAU OF MINES AND SAFETY		
45	Total Operating Expense	190,604	190,604
46	QUALITY, METRICS, AND STATISTICS (M.I.S.)		
47	Total Operating Expense	151,682	151,682
48	OCCUPATIONAL SAFETY AND HEALTH		
49	Total Operating Expense	3,255,698	3,255,698



1
2 The above appropriations for occupational safety and health and M.I.S. research and
3 statistics reflect only the general fund portion of the total program costs of the Indiana
4 occupational safety and health plan as approved by the U.S. Department of Labor.
5 It is the intent of the general assembly that the Indiana department of labor apply
6 to the federal government for the federal share of the total program costs.

7
8 **EMPLOYMENT OF YOUTH**

9 Labor Education and Youth Employment Fund (IC 22-2-18.1-32)

10 Total Operating Expense	541,908	541,908
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11 Augmentation allowed.

12 **INSAFE**

13 Special Fund for Safety and Health Consultation Services (IC 22-8-1.1-48)

14 Total Operating Expense	380,873	380,873
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15 Augmentation allowed.

16
17 **FOR THE DEPARTMENT OF INSURANCE**

18 Department of Insurance Fund (IC 27-1-3-28)

19 Personal Services	8,512,498	8,512,498
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20 Other Operating Expense	1,234,878	1,234,878
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21 Augmentation allowed.

22 **ALL PAYER CLAIMS DATABASE**

23 Department of Insurance Fund (IC 27-1-3-28)

24 Total Operating Expense	5,512,442	4,512,442
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25 Augmentation allowed.

26 **BAIL BOND DIVISION**

27 Bail Bond Enforcement and Administration Fund (IC 27-10-5-1)

28 Total Operating Expense	81,880	81,880
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29 Augmentation allowed.

30 **PATIENT'S COMPENSATION AUTHORITY**

31 Patient's Compensation Fund (IC 34-18-6-1)

32 Total Operating Expense	4,216,705	4,216,705
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33 Augmentation allowed.

34 **POLITICAL SUBDIVISION RISK MANAGEMENT**

35 Political Subdivision Risk Management Fund (IC 27-1-29-10)

36 Other Operating Expense	133,108	133,108
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37 Augmentation allowed.

38 **MINE SUBSIDENCE INSURANCE**

39 Mine Subsidence Insurance Fund (IC 27-7-9-7)

40 Total Operating Expense	2,400,000	2,400,000
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41 Augmentation allowed.

42 **TITLE INSURANCE ENFORCEMENT OPERATING**

43 Title Insurance Enforcement Fund (IC 27-7-3.6-1)

44 Total Operating Expense	941,121	941,121
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45 Augmentation allowed.

46
47 **FOR THE ALCOHOL AND TOBACCO COMMISSION**

48 Enforcement and Administration Fund (IC 7.1-4-10-1)

49 Personal Services	11,940,340	12,232,602
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	<i>FY 2023-2024</i>	<i>FY 2024-2025</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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FOR THE CIVIL RIGHTS COMMISSION

Personal Services	2,109,496	2,110,386
Other Operating Expense	174,899	174,899

The above appropriation for the Indiana civil rights commission reflects only the general fund portion of the total program costs for the processing of employment and housing discrimination complaints. It is the intent of the general assembly that the commission shall apply to the federal government for funding based upon the processing of employment and housing discrimination complaints.

COMMISSION FOR WOMEN

Total Operating Expense	113,601	113,601
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COMMISSION ON THE SOCIAL STATUS OF BLACK MALES

Total Operating Expense	135,431	135,431
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NATIVE AMERICAN INDIAN AFFAIRS COMMISSION

Total Operating Expense	109,378	109,378
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COMMISSION ON HISPANIC/LATINO AFFAIRS

Total Operating Expense	120,268	120,268
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DR. MARTIN LUTHER KING JR. HOLIDAY COMMISSION

Total Operating Expense	50,000	50,000
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FOR THE UTILITY CONSUMER COUNSELOR

Public Utility Fund (IC 8-1-6-1)

Personal Services	7,552,833	7,552,833
Other Operating Expense	828,575	836,974

Augmentation allowed.

EXPERT WITNESS FEES AND AUDIT

Public Utility Fund (IC 8-1-6-1)

Total Operating Expense	787,998	787,998
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Augmentation allowed.

FOR THE UTILITY REGULATORY COMMISSION

Public Utility Fund (IC 8-1-6-1)

Personal Services	9,046,951	9,110,776
Other Operating Expense	2,601,670	2,536,665

Augmentation allowed.

FOR THE WORKER'S COMPENSATION BOARD

Total Operating Expense	2,091,653	2,097,494
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Worker's Compensation Supplemental Administrative Fund (IC 22-3-5-6)

Total Operating Expense	409,155	409,155
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Augmentation allowed from the worker's compensation supplemental administrative fund.

FOR THE STATE BOARD OF ANIMAL HEALTH

Personal Services	5,909,490	5,909,490
Other Operating Expense	681,173	687,135

INDEMNITY



	<i>FY 2023-2024</i>	<i>FY 2024-2025</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Total Operating Expense	42,500	42,500
2	Augmentation allowed.		
3	MEAT & POULTRY		
4	Total Operating Expense	2,463,215	2,485,974
5	CAPTIVE CERVIDAE PROGRAMS		
6	Captive Cervidae Programs Fund (IC 15-17-14.7-16)		
7	Total Operating Expense	47,000	47,000
8	Augmentation allowed.		
9			
10	FOR THE DEPARTMENT OF HOMELAND SECURITY		
11	Personal Services	2,776,181	2,776,181
12	Fire and Building Services Fund (IC 22-12-6-1)		
13	Personal Services	14,775,631	14,775,631
14	Other Operating Expense	3,019,143	3,139,298
15	Augmentation allowed.		
16	REGIONAL PUBLIC SAFETY TRAINING		
17	Total Operating Expense	9,086,185	9,086,185
18	MOBILE INTEGRATION HEALTHCARE GRANTS		
19	Total Operating Expense	500,000	500,000
20	PFAS BIOMONITORING PILOT PROGRAM		
21	Total Operating Expense	200,000	0
22	RADIOLOGICAL HEALTH		
23	Total Operating Expense	74,145	74,145
24	INDIANA SECURED SCHOOL SAFETY		
25	Total Operating Expense	24,600,000	24,600,000
26	Indiana Secured School Fund (IC 10-21-1-2)		
27	Total Operating Expense	400,000	400,000
28	Augmentation allowed from the Indiana Secured School Fund.		
29			
30	Of the above appropriations, the department shall make \$400,000 available each fiscal		
31	year to provide grants to school corporations, charter schools, and accredited nonpublic		
32	schools for the provision of bullying prevention programs for students and staff.		
33			
34	Of the above appropriations, the department shall make \$1,000,000 available each		
35	fiscal year to provide grants to school corporations, charter schools, and accredited		
36	nonpublic schools to implement a student and parent support services plan.		
37			
38	Of the above appropriations, the department shall make \$700,000 available each		
39	fiscal year to accredited nonpublic schools that apply for grants for the purchase		
40	of security equipment or other security upgrades. The department shall prioritize		
41	grants to nonpublic schools that demonstrate a heightened risk of security threats.		
42			
43	EMERGENCY MANAGEMENT CONTINGENCY FUND		
44	Total Operating Expense	97,288	97,288
45	Augmentation allowed.		
46			
47	The above appropriations for the emergency management contingency fund are made		
48	under IC 10-14-3-28. The state budget agency shall report any augmentations of the		
49	emergency management contingency fund to the state budget committee no more than		



1	60 days after the augmentation is made.		
2			
3	PUBLIC ASSISTANCE GRANT PROGRAM		
4	Total Operating Expense	1	1
5	Augmentation allowed.		
6	INDIANA EMERGENCY RESPONSE COMMISSION		
7	Total Operating Expense	57,152	57,152
8	Local Emergency Planning and Right to Know Fund (IC 13-25-2-10.5)		
9	Total Operating Expense	74,413	74,413
10	Augmentation allowed.		
11	STATE DISASTER RELIEF		
12	State Disaster Relief Fund (IC 10-14-4-5)		
13	Total Operating Expense	149,784	149,784
14	Augmentation allowed.		
15	FIRE PREVENTION AND PUBLIC SAFETY		
16	Fire Prevention and Public Safety Fund (IC 22-14-7-27)		
17	Total Operating Expense	32,000	32,000
18	Augmentation allowed.		
19	STATEWIDE FIRE AND BUILDING SAFETY EDUCATION		
20	Statewide Fire and Building Safety Education Fund (IC 22-12-6-3)		
21	Total Operating Expense	120,959	120,959
22	Augmentation allowed.		
23			
24	SECTION 5. [EFFECTIVE JULY 1, 2023]		
25			
26	CONSERVATION AND ENVIRONMENT		
27			
28	A. NATURAL RESOURCES		
29			
30	FOR THE DEPARTMENT OF NATURAL RESOURCES - ADMINISTRATION		
31	Personal Services	10,006,550	10,006,550
32	Other Operating Expense	2,406,810	2,406,810
33	OPEB TRUST FUND - DNR		
34	Total Operating Expense	2,454,372	2,454,372
35	ENTOMOLOGY AND PLANT PATHOLOGY		
36	Total Operating Expense	1,018,158	1,018,158
37	Entomology and Plant Pathology Fund (IC 14-24-10-3)		
38	Total Operating Expense	302,415	302,415
39	DNR ENGINEERING DIVISION		
40	Total Operating Expense	2,343,059	2,343,059
41	DIVISION OF HISTORIC PRESERVATION AND ARCHAEOLOGY		
42	Total Operating Expense	1,093,517	1,093,517
43	NATURE PRESERVES DIVISION		
44	Total Operating Expense	553,378	553,378
45	WATER DIVISION		
46	Total Operating Expense	5,756,144	5,756,144
47			
48	All revenues accruing from state and local units of government and from private utilities		
49	and industrial concerns as a result of water resources study projects, and as a result		



1 of topographic and other mapping projects, shall be deposited into the state general fund,
 2 in addition to the above appropriations, for water resources studies. The above
 3 appropriations include \$200,000 each fiscal year for the monitoring of water resources.

4
 5 **DEER RESEARCH AND MANAGEMENT**

6 Deer Research and Management Fund (IC 14-22-5-2)

7 Total Operating Expense	90,180	90,180
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8 Augmentation allowed.

9 **OIL AND GAS DIVISION**

10 Total Operating Expense	822,540	822,540
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11 Oil and Gas Fund (IC 6-8-1-27)

12 Total Operating Expense	1,356,665	1,356,665
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13 Augmentation allowed.

14 **STATE PARKS AND RESERVOIRS**

15 Personal Services	3,590,713	3,590,713
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16 State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)

17 Personal Services	28,791,560	28,791,560
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18 Other Operating Expense	14,800,092	14,800,092
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19 Augmentation allowed from the State Parks and Reservoirs Special Revenue Fund.

20 **SNOWMOBILE FUND**

21 Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)

22 Total Operating Expense	78,209	78,209
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23 Augmentation allowed.

24 **DNR LAW ENFORCEMENT DIVISION**

25 Personal Services	11,011,717	11,254,487
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26 Other Operating Expense	4,231,264	3,988,494
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27 Fish and Wildlife Fund (IC 14-22-3-2)

28 Personal Services	11,659,137	11,416,367
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29 Augmentation allowed from the Fish and Wildlife Fund.

30 **DNR SALARY MATRIX ADJUSTMENT**

31 Personal Services	10,317,545	10,344,506
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32
 33 The above appropriations include funding for the DNR salary matrix under IC 14-9-8-28
 34 to increase probationary trooper pay to the same level as first year trooper pay.

35
 36 The above appropriations are for an adjustment to the DNR salary matrix. The Department
 37 of Natural Resources may not adjust the DNR salary matrices until after review by
 38 the budget committee.

39
 40 **SPORTSMEN'S BENEVOLENCE**

41 Total Operating Expense	145,500	145,500
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42 **LAW ENFORCEMENT WATERCRAFT**

43 Total Operating Expense	900,000	900,000
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44 **FISH AND WILDLIFE DIVISION**

45 Fish and Wildlife Fund (IC 14-22-3-2)

46 Total Operating Expense	16,825,151	16,825,151
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47 Augmentation allowed.

48 **FORESTRY DIVISION**

49 Personal Services	5,623,285	5,623,285
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	<i>FY 2023-2024</i>	<i>FY 2024-2025</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1 Other Operating Expense	2,364,835	2,364,835	
2 State Forestry Fund (IC 14-23-3-2)			
3 Personal Services	3,643,741	3,643,741	
4 Augmentation allowed from the State Forestry Fund.			

5
6 **In addition to any of the above appropriations for the department of natural resources,**
7 **any federal funds received by the state of Indiana for support of approved outdoor**
8 **recreation projects for planning, acquisition, and development under the provisions**
9 **of the federal Land and Water Conservation Fund Act, P.L.88-578, are appropriated**
10 **for the uses and purposes for which the funds were paid to the state, and shall**
11 **be distributed by the department of natural resources to state agencies and other**
12 **governmental units in accordance with the provisions under which the funds were**
13 **received.**

14

15 **LAKE MICHIGAN COASTAL PROGRAM MATCH**

16 Cigarette Tax Fund (IC 6-7-1-28.1)			
17 Total Operating Expense	117,313	117,313	
18 Augmentation allowed.			

19 **LAKE AND RIVER ENHANCEMENT**

20 Lake and River Enhancement Fund (IC 14-22-3.5-1)			
21 Total Operating Expense	2,079,013	2,079,013	
22 Augmentation allowed.			

23 **PRESIDENT BENJAMIN HARRISON CONSERVATION TRUST**

24 Benjamin Harrison Conservation Trust Fund (IC 14-12-2-25)			
25 Total Operating Expense	811,750	811,750	
26 Augmentation allowed.			

27 **INSTITUTIONAL ROAD CONSTRUCTION**

28 State Highway Fund (IC 8-23-9-54)			
29 Total Operating Expense	5,000,000	5,000,000	

30
31 **Subject to approval by the Budget Director, the above appropriations for institutional**
32 **road construction may be used for road and bridge construction, relocation, and**
33 **other related improvement projects at state-owned properties managed by the department**
34 **of natural resources.**

35
36 **B. OTHER NATURAL RESOURCES**

37

38 **FOR THE INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION**

39 Total Operating Expense	10,947,176	10,981,176	
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40
41 **In lieu of billing the University of Southern Indiana, the above appropriations**
42 **include \$25,000 each fiscal year for the purpose of maintaining historic properties**
43 **in New Harmony.**

44

45 **FOR THE WAR MEMORIALS COMMISSION**

46 Total Operating Expense	1,733,018	1,735,001	
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47
48 **All revenues received as rent for space in the buildings located at 777 North Meridian**
49 **Street and 700 North Pennsylvania Street, in the city of Indianapolis, that exceed**



1 the costs of operation and maintenance of the space rented, shall be deposited into
 2 the general fund.

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FOR THE WHITE RIVER STATE PARK DEV COMMISSION		
Total Operating Expense	1,025,546	1,030,466
FOR THE MAUMEE RIVER BASIN COMMISSION		
Total Operating Expense	101,850	101,850
FOR THE ST. JOSEPH RIVER BASIN COMMISSION		
Total Operating Expense	104,974	104,974
FOR THE KANKAKEE RIVER BASIN COMMISSION		
Total Operating Expense	79,487	79,487
C. ENVIRONMENTAL MANAGEMENT		
FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT		
OPERATING		
Personal Services	16,481,802	16,481,802
Other Operating Expense	10,419,142	11,168,233
OFFICE OF ENVIRONMENTAL RESPONSE		
Total Operating Expense	2,723,210	2,723,210
POLLUTION PREVENTION AND TECHNICAL ASSISTANCE		
Total Operating Expense	756,264	756,264
RIVERSIDE CLEAN-UP		
Total Operating Expense	515,611	515,611
STATE SOLID WASTE GRANTS MANAGEMENT		
State Solid Waste Management Fund (IC 13-20-22-2)		
Total Operating Expense	3,702,735	3,702,735
Augmentation allowed.		
RECYCLING PROMOTION AND ASSISTANCE PROGRAM		
Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
Total Operating Expense	2,225,116	2,225,116
Augmentation allowed.		
VOLUNTARY CLEAN-UP PROGRAM		
Voluntary Remediation Fund (IC 13-25-5-21)		
Total Operating Expense	1,520,376	1,520,376
Augmentation allowed.		
TITLE V AIR PERMIT PROGRAM		
Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
Total Operating Expense	11,567,859	11,567,859
Augmentation allowed.		
WATER MANAGEMENT PERMITTING		
Environmental Management Permit Operation Fund (IC 13-15-11-1)		
Total Operating Expense	7,799,674	7,799,674
Augmentation allowed.		
SOLID WASTE MANAGEMENT PERMITTING		
Environmental Management Permit Operation Fund (IC 13-15-11-1)		



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	Total Operating Expense	4,278,656	4,278,656
2	Augmentation allowed.		
3	CFO/CAFO INSPECTIONS		
4	Total Operating Expense	2,620,777	2,620,777
5	HAZARDOUS WASTE MANAGEMENT PERMITTING		
6	Environmental Management Permit Operation Fund (IC 13-15-11-1)		
7	Total Operating Expense	1,221,577	1,221,577
8	Augmentation allowed.		
9	Environmental Management Special Fund (IC 13-14-12-1)		
10	Total Operating Expense	1,500,000	1,500,000
11	ENVIRONMENTAL MANAGEMENT SPECIAL OPERATING		
12	Environmental Management Special Fund (IC 13-14-12-1)		
13	Total Operating Expense	3,136,726	3,136,726
14	Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
15	Total Operating Expense	110,000	110,000
16	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
17	Total Operating Expense	1,500,000	1,500,000
18	ELECTRONIC WASTE		
19	Electronic Waste Fund (IC 13-20.5-2-3)		
20	Total Operating Expense	213,685	213,685
21	Augmentation allowed.		
22	AUTO EMISSIONS TESTING PROGRAM		
23	Total Operating Expense	5,096,491	5,096,491
24			
25	The above appropriations for auto emissions testing are the maximum amounts available		
26	for this purpose. If it becomes necessary to conduct additional tests in other locations,		
27	the above appropriations shall be prorated among all locations.		
28			
29	HAZARDOUS WASTE SITES - STATE CLEAN-UP		
30	Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
31	Total Operating Expense	3,565,961	3,565,961
32	Augmentation allowed.		
33	HAZARDOUS WASTE - NATURAL RESOURCE DAMAGES		
34	Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
35	Total Operating Expense	237,215	237,215
36	Augmentation allowed.		
37	SUPERFUND MATCH		
38	Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
39	Total Operating Expense	1,500,000	1,500,000
40	Augmentation allowed.		
41	ASBESTOS TRUST - OPERATING		
42	Asbestos Trust Fund (IC 13-17-6-3)		
43	Total Operating Expense	595,641	595,641
44	Augmentation allowed.		
45	UNDERGROUND PETROLEUM STORAGE TANK - OPERATING		
46	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
47	Total Operating Expense	37,260,610	37,260,610
48	Augmentation allowed.		
49	WASTE TIRE MANAGEMENT		



	<i>FY 2023-2024</i>	<i>FY 2024-2025</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Waste Tire Management Fund (IC 13-20-13-8)		
2	1,586,492	1,586,492	
3	Augmentation allowed.		
4	CCR STATE PERMIT PROGRAM		
5	CCR State Permit Program (IC 13-19-3-3.2)		
6	450,000	450,000	
7	Augmentation allowed.		
8	VOLUNTARY COMPLIANCE		
9	Environmental Management Special Fund (IC 13-14-12-1)		
10	604,856	604,856	
11	Augmentation allowed.		
12	PETROLEUM TRUST - OPERATING		
13	Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
14	1,110,000	1,110,000	
15	Augmentation allowed.		
16			
17	Notwithstanding any other law, with the approval of the governor and the budget		
18	agency, the above appropriations for hazardous waste management permitting, wetlands		
19	protection, groundwater program, underground storage tank program, air management		
20	operating, asbestos trust operating, water management, safe drinking water program,		
21	and any other appropriation eligible to be included in a performance partnership		
22	grant may be used to fund activities incorporated into a performance partnership		
23	grant between the United States Environmental Protection Agency and the department		
24	of environmental management.		
25			
26	FOR THE OFFICE OF ENVIRONMENTAL ADJUDICATION		
27	408,089	408,089	
28	43,007	20,007	
29			
30	SECTION 6. [EFFECTIVE JULY 1, 2023]		
31			
32	ECONOMIC DEVELOPMENT		
33			
34	A. AGRICULTURE		
35			
36	FOR THE DEPARTMENT OF AGRICULTURE		
37	1,810,877	1,810,877	
38	571,124	571,124	
39			
40	The above appropriations include \$5,000 each fiscal year to purchase plaques for		
41	the recipients of the Hoosier Homestead award.		
42			
43	DISTRIBUTIONS TO FOOD BANKS		
44	2,000,000	2,000,000	
45	CLEAN WATER INDIANA		
46	4,000,000	4,000,000	
47	Cigarette Tax Fund (IC 6-7-1-28.1)		
48	2,519,014	2,519,014	
49	SOIL CONSERVATION DIVISION		



	<i>FY 2023-2024</i>	<i>FY 2024-2025</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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The Studebaker Museum distribution requires a \$50,000 match.

FOR THE OFFICE OF ENERGY DEVELOPMENT

Total Operating Expense	581,522	586,902
GRID RESILIENCE MATCH		
Total Operating Expense	700,000	700,000

FOR THE INDIANA ECONOMIC DEVELOPMENT CORPORATION

ADMINISTRATIVE AND FINANCIAL SERVICES

Total Operating Expense	9,528,904	9,528,904
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 & TECHNOLOGY FUND

Total Operating Expense	32,750,000	32,750,000
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MANUFACTURING READINESS GRANTS

Total Operating Expense	20,000,000	20,000,000
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SKILLS ENHANCEMENT FUND

Total Operating Expense	11,500,000	11,500,000
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OFFICE OF SMALL BUSINESS AND ENTREPRENEURSHIP

Total Operating Expense	2,300,000	2,300,000
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INDIANA OFFICE OF DEFENSE DEVELOPMENT

Total Operating Expense	823,627	823,627
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DIRECT FLIGHTS

Total Operating Expense	5,000,000	5,000,000
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DEAL CLOSING FUND

Total Operating Expense	300,000,000	300,000,000
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The above appropriations for the deal closing fund may be augmented from the general fund subject to prior review by the budget committee.

CAREER CONNECTIONS AND TALENT

Total Operating Expense	674,432	674,432
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BUSINESS PROMOTION AND INNOVATION

Total Operating Expense	17,000,000	17,000,000
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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 advance innovation and entrepreneurship education through strategic partnerships with higher education institutions and communities, provide innovation vouchers to small Hoosier businesses, support efforts to attract amateur sporting events, including contributions to bid funds, promote and enhance the motor sports industry in Indiana, and support activities that promote international trade.

INDUSTRIAL DEVELOPMENT GRANT PROGRAM

Total Operating Expense	4,850,000	4,850,000
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	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
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1 Transit Act (49 U.S.C. 5301 et seq.) or local funds from a requesting grantee.

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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.

10 **AIRPORT DEVELOPMENT**

11 Airport Development Grant Fund (IC 8-21-11)

Total Operating Expense	3,600,000	3,600,000
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13 Augmentation allowed.

14 **HIGHWAY OPERATING**

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

Personal Services	340,834,238	340,836,757
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Other Operating Expense	88,892,148	94,215,120
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18 Augmentation allowed.

19 **HIGHWAY VEHICLE AND ROAD MAINTENANCE EQUIPMENT**

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

Other Operating Expense	34,854,424	35,936,185
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22 Augmentation allowed.

23 **HIGHWAY MAINTENANCE WORK PROGRAM**

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

Total Operating Expense	137,111,669	143,967,253
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26 Augmentation allowed.

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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 maintenance and support activities consistent with the program.

40 **HIGHWAY CAPITAL IMPROVEMENTS**

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

Right-of-Way Expense	50,000,000	50,000,000
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Formal Contracts Expense	894,557,441	933,426,729
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Consulting Services Expense	100,000,000	100,000,000
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Institutional Road Construction	7,500,000	7,500,000
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46 Augmentation allowed for the highway capital improvements program.

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49

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

- (1) bridge rehabilitation and replacement;



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

13
14 **Subject to approval by the Budget Director, the above appropriation for institutional**
15 **road construction may be used for road, bridge, and parking lot construction,**
16 **maintenance, and improvement projects at any state-owned property.**

17
18 **No appropriation from the state highway fund may be used to fund any toll road or**
19 **toll bridge project except as specifically provided for under IC 8-15-2-20.**

20
21 **TOLL ROAD COUNTIES STATE HIGHWAY PROGRAM**

22 Toll Road Lease Amendment Proceeds Fund (IC 8-14-14.2)		
23 Total Operating Expense	26,000,000	6,000,000
24 Augmentation allowed.		

25 **HIGHWAY PLANNING AND RESEARCH PROGRAM**

26 State Highway Fund (IC 8-23-9-54)		
27 Total Operating Expense	3,780,000	3,780,000
28 Augmentation allowed.		

29 **STATE HIGHWAY ROAD CONSTRUCTION AND IMPROVEMENT PROGRAM**

30 State Highway Road Construction and Improvement Fund (IC 8-14-10-5)		
31 Lease Rental Payments Expense	70,000,000	70,000,000
32 Augmentation allowed.		

33
34 **The above appropriations for the state highway road construction and improvement**
35 **program shall be first used for payment of rentals and leases relating to projects**
36 **under IC 8-14.5. If any funds remain, the funds may be used for the following purposes:**

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

43
44 **CROSSROADS 2000 PROGRAM**

45 Crossroads 2000 Fund (IC 8-14-10-9)		
46 Lease Rental Payment Expense	29,541,652	29,627,309
47 Augmentation allowed.		

48
49 **The above appropriations for the crossroads 2000 program shall be first used for**



1 payment of rentals and leases relating to projects under IC 8-14-10-9. If any funds
 2 remain, the funds may be used for the following purposes:
 3 (1) road and bridge construction, reconstruction, or replacement;
 4 (2) construction, reconstruction, or replacement of travel lanes, intersections, and
 5 grade separations;
 6 (3) relocation and modernization of existing roads; and
 7 (4) right-of-way, relocation, and engineering and consulting expenses associated
 8 with any of the above types of projects.

9

10 **JOINT MAJOR MOVES CONSTRUCTION**

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

12	Total Operating Expense	500,000	500,000
13	Augmentation allowed.		
14	FEDERAL APPORTIONMENT		
15	Total Federal Operating Expense	1,472,994,484	1,499,442,852

16

17 The department may establish an account to be known as the "local government
 18 revolving account". The account is to be used to administer the federal-local highway
 19 construction program. All contracts issued and all funds received for federal-local
 20 projects under this program shall be entered into this account.

21

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

26

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

29

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

35

36 Under IC 8-23-5-7(a), the department, with the approval of the governor, may
 37 construct and maintain roadside parks and highways where highways will connect any
 38 state highway now existing, or hereafter constructed, with any state park, state
 39 forest reserve, state game preserve, or the grounds of any state institution. There
 40 is appropriated to the department of transportation an amount sufficient to carry
 41 out the provisions of this paragraph. Under IC 8-23-5-7(d), such appropriations
 42 shall be made from the motor vehicle highway account before distribution to local
 43 units of government.

44

45 **LOCAL TECHNICAL ASSISTANCE AND RESEARCH**

46 **Motor Vehicle Highway Account (IC 8-14-1)**

47	Total Operating Expense	250,000	250,000
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48

49 The above appropriation is for developing and maintaining a centralized electronic



1 statewide asset management data base that may be used to aggregate data on local
2 road conditions. The data base shall be developed in cooperation with the department
3 and the office of management and budget per IC 8-14-3-3.

4
5 Under IC 8-14-1-3(6), there is appropriated to the department of transportation
6 an amount sufficient for:
7 (1) the program of technical assistance under IC 8-23-2-5(a)(6); and
8 (2) the research and highway extension program conducted for local government under
9 IC 8-17-7-4.

10
11 The department shall develop an annual program of work for research and extension
12 in cooperation with those units being served, listing the types of research and
13 educational programs to be undertaken. The commissioner of the department of
14 transportation may make a grant under this appropriation to the institution or agency
15 selected to conduct the annual work program. Under IC 8-14-1-3(6), appropriations
16 for the program of technical assistance and for the program of research and extension
17 shall be taken from the local share of the motor vehicle highway account.

18
19 Under IC 8-14-1-3(7), there is hereby appropriated such sums as are necessary to
20 maintain a sufficient working balance in accounts established to match federal and
21 local money for highway projects. These funds are appropriated from the following
22 sources in the proportion specified:
23 (1) one-half (1/2) from the thirty-eight percent (38%) set aside of the motor vehicle
24 highway account under IC 8-14-1-3(7); and
25 (2) for counties and for those cities and towns with a population greater than five
26 thousand (5,000), one-half (1/2) from the distressed road fund under IC 8-14-8-2.

27
28 **OHIO RIVER BRIDGE**
29 State Highway Fund (IC 8-23-9-54)

30 Total Operating Expense	500,000	500,000
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31
32 SECTION 8. [EFFECTIVE JULY 1, 2023]

33
34 FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS

35
36 A. FAMILY AND SOCIAL SERVICES

37
38 FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION

39
40 FAMILY AND SOCIAL SERVICES ADMINISTRATION - CENTRAL OFFICE

41 Total Operating Expense	16,508,471	16,508,471
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42 SOCIAL SERVICES DATA WAREHOUSE

43 Total Operating Expense	38,273	38,273
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44 211 SERVICES

45 Total Operating Expense	3,055,344	3,055,344
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46 INDIANA PRESCRIPTION DRUG PROGRAM

47 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
48 Total Operating Expense	443,315	443,315

49 CHILDREN'S HEALTH INSURANCE PROGRAM



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
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Total Operating Expense 67,603,000 64,603,000
OMPP STATE PROGRAMS
Total Operating Expense 27,618,940 27,618,940

Of the above appropriation, \$25,312,606 each fiscal year is for the full state coverage for DCS children in qualified residential treatment program (QRTP) settings.

MEDICAID ADMINISTRATION
Total Operating Expense 48,729,814 49,376,275
MEDICAID ASSISTANCE
Total Operating Expense 3,379,650,000 3,800,725,000

In addition to the above appropriation for state fiscal year 2024, the office of Medicaid policy and planning shall carry forward \$278,350,000 of unexpended Medicaid appropriations remaining in the Medicaid account from prior state fiscal years. In addition to the above appropriation for state fiscal year 2025, the office of Medicaid policy and planning shall carry forward \$139,175,000 of unexpended Medicaid appropriations remaining in the Medicaid account from prior state fiscal years. Such amounts are hereby appropriated for expenditure in state fiscal year 2024 and state fiscal year 2025 for the purposes of the Medicaid program and is in addition to the amount appropriated above.

The above appropriations for Medicaid assistance and for Medicaid administration are for the purpose of enabling the office of Medicaid policy and planning to carry out all services as provided in IC 12-8-6.5. With the above appropriations, the office of Medicaid policy and planning shall reimburse physician services across all managed care and FFS programs at no less than 90% of prior year Medicare rates. Of the above appropriations, the office of Medicaid policy and planning shall utilize up to \$121,400,000 in FY 2024 and up to \$161,200,000 in FY 2025 to update reimbursement rates for providers of home health, dental services, non-emergency medical transportation, division of aging waivers, division of disability and rehabilitative services waivers, and the child mental health wraparound program. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the office of Medicaid policy and planning for the respective purposes for which the money was allocated and paid to the state. Subject to the provisions of IC 12-8-1.5-11, if the sums herein appropriated for Medicaid assistance and for Medicaid administration are insufficient to enable the office of Medicaid policy and planning to meet its obligations, then there is appropriated from the general fund such further sums as may be necessary for that purpose, subject to the approval of the governor and the budget agency.

HEALTHY INDIANA PLAN
Healthy Indiana Plan Trust Fund (IC 12-15-44.2-17)
Total Operating Expense 78,337,180 76,054,160
Augmentation allowed.
MARION COUNTY HEALTH AND HOSPITAL CORPORATION
Total Operating Expense 38,000,000 38,000,000
MENTAL HEALTH ADMINISTRATION
Total Operating Expense 3,731,507 3,731,507



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Included in the above appropriations are \$218,525 each fiscal year for the Child Assessment Needs Survey (CANS). \$275,000 of the above appropriation shall be distributed annually to neighborhood-based community service programs.

COMMUNITY MENTAL HEALTH

Total Operating Expense	15,000,000	20,000,000
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The above appropriations shall be used to:

- (1) establish certified community behavioral health clinics and
- (2) provide crisis response services including mobile crisis teams and crisis receiving and stabilization services.

MENTAL HEALTH AND ADDICTION FORENSIC TREATMENT SERVICES GRANT

Total Operating Expense	25,000,000	25,000,000
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CHILD PSYCHIATRIC SERVICES

Total Operating Expense	13,537,030	13,537,030
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The above appropriation includes \$4,500,000 each year for the Family and Social Services Administration to contract with no more than three regionally diverse social services providers to implement an evidence-based program that partners with school corporations, charter schools, and accredited nonpublic schools to provide social work services and evidence-based prevention programs to children, parents, caregivers, teachers, and the community to prevent substance abuse, promote healthy behaviors, and maximize student success. In making contracts, the Family and Social Services Administration shall require the contracted social services providers to secure matching funds that obligate the state to no more than sixty-five percent (65%) of the total program cost and require the contracted social services providers to have experience in providing similar services including independent evaluation of those services.

SERIOUSLY EMOTIONALLY DISTURBED

Total Operating Expense	14,571,352	14,571,352
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SERIOUSLY MENTALLY ILL

Total Operating Expense	90,811,518	90,811,518
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COMMUNITY MENTAL HEALTH CENTERS

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

Total Operating Expense	7,200,000	7,200,000
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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.



1			
2	GAMBLERS' ASSISTANCE		
3	Addiction Services Fund (IC 12-23-2)		
4	Total Operating Expense	3,063,652	3,063,652
5	Augmentation allowed.		
6	SUBSTANCE ABUSE TREATMENT		
7	State Unrestricted Opioid Settlement Account (IC 4-12-16.2-5(1))		
8	Total Operating Expense	9,100,000	9,100,000
9	QUALITY ASSURANCE/RESEARCH		
10	Total Operating Expense	304,711	304,711
11	PREVENTION		
12	Addiction Services Fund (IC 12-23-2)		
13	Total Operating Expense	1,672,675	1,672,675
14	Augmentation allowed.		
15	METHADONE DIVERSION CONTROL AND OVERSIGHT (MDCO) PROGRAM		
16	Opioid Treatment Program Fund (IC 12-23-18-4)		
17	Total Operating Expense	427,010	427,010
18	Augmentation allowed.		
19	DMHA YOUTH TOBACCO REDUCTION SUPPORT PROGRAM		
20	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
21	Total Operating Expense	250,000	250,000
22	Augmentation allowed.		
23	EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER		
24	Total Operating Expense	1,953,520	1,953,520
25	Mental Health Fund (IC 12-24-14-4)		
26	Total Operating Expense	2,209,422	2,209,422
27	Augmentation allowed.		
28	EVANSVILLE STATE HOSPITAL		
29	Total Operating Expense	26,638,273	26,638,273
30	Mental Health Fund (IC 12-24-14-4)		
31	Total Operating Expense	4,340,134	4,340,134
32	Augmentation allowed.		
33	LOGANSPOUR STATE HOSPITAL		
34	Total Operating Expense	33,953,100	33,953,100
35	Mental Health Fund (IC 12-24-14-4)		
36	Total Operating Expense	1,410,464	1,410,464
37	Augmentation allowed.		
38	MADISON STATE HOSPITAL		
39	Total Operating Expense	27,368,858	27,368,858
40	Mental Health Fund (IC 12-24-14-4)		
41	Total Operating Expense	2,796,667	2,796,667
42	Augmentation allowed.		
43	RICHMOND STATE HOSPITAL		
44	Total Operating Expense	37,079,716	37,079,716
45	Mental Health Fund (IC 12-24-14-4)		
46	Total Operating Expense	2,062,201	2,062,201
47	Augmentation allowed.		
48	NEURODIAGNOSTIC INSTITUTE		
49	Total Operating Expense	29,769,303	29,769,303



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	Mental Health Fund (IC 12-24-14-4)		
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The federal share of revenue accruing to the state mental health institutions under IC 12-15, based on the applicable Federal Medical Assistance Percentage (FMAP), shall be deposited in the mental health fund established by IC 12-24-14, and the remainder shall be deposited in the general fund.

DIVISION OF FAMILY RESOURCES ADMINISTRATION

Total Operating Expense 2,102,400 2,102,400

EBT ADMINISTRATION

Total Operating Expense 122,299 122,299

DFR - COUNTY ADMINISTRATION

Total Operating Expense 113,213,949 114,274,767

INDIANA ELIGIBILITY SYSTEM

Total Operating Expense 11,149,723 11,149,723

SNAP/IMPACT ADMINISTRATION

Total Operating Expense 9,555,726 9,555,726

TEMPORARY ASSISTANCE TO NEEDY FAMILIES – STATE APPROPRIATION

Total Operating Expense 17,886,301 17,886,301

BURIAL EXPENSES

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

Total Operating Expense 5,861,121 5,861,121

Augmentation allowed.

DIVISION OF AGING ADMINISTRATION

Total Operating Expense 765,432 765,432

DIVISION OF AGING SERVICES

Total Operating Expense 1,267,723 1,267,723

ROOM AND BOARD ASSISTANCE (R-CAP)

Total Operating Expense 6,496,669 6,496,669

C.H.O.I.C.E. IN-HOME SERVICES

Total Operating Expense 48,765,643 48,765,643

The above appropriations for C.H.O.I.C.E. In-Home Services include intragovernmental 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 \$12,500,000 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 (1) the number and demographic characteristics of the recipients of home and
2 community-based services during the preceding fiscal year, including a separate
3 count of individuals who received no services other than case management services
4 (as defined in 455 IAC 2-4-10) during the preceding fiscal year;
5 (2) the total cost and per recipient cost of providing home and community-based
6 services during the preceding fiscal year.

7
8 The division shall obtain from providers of services data on their costs and
9 expenditures regarding implementation of the program and report the findings to
10 the budget committee, the budget agency, and the legislative council. The report
11 to the legislative council must be in an electronic format under IC 5-14-6.
12

13	OLDER HOOSIERS ACT		
14	Total Operating Expense	1,573,446	1,573,446
15	ADULT PROTECTIVE SERVICES		
16	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
17	Total Operating Expense	5,459,948	5,459,948
18	Augmentation allowed.		
19			

20 The above appropriations may be used for emergency adult protective services placement.
21 Funds shall be used to the extent that such services are not available to an individual through
22 a policy of accident and sickness insurance, a health maintenance organization contract,
23 the Medicaid program, the federal Medicare program, or any other federal program.
24

25	ADULT GUARDIANSHIP SERVICES		
26	Total Operating Expense	405,565	405,565
27	BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - DAY SERVICES		
28	Total Operating Expense	3,107,178	3,107,178
29	DIVISION OF DISABILITY AND REHABILITATIVE SERVICES ADMINISTRATION		
30	Total Operating Expense	535,823	535,823
31	BUREAU OF REHABILITATIVE SERVICES - VOCATIONAL REHABILITATION		
32	Total Operating Expense	17,077,538	17,077,538
33	INDEPENDENT LIVING		
34	Total Operating Expense	871,926	871,926
35			

36 The above appropriations include funding to be distributed to the centers for
37 independent living for independent living services.
38

39	REHABILITATIVE SERVICES - DEAF AND HARD OF HEARING SERVICES		
40	Total Operating Expense	271,262	271,262
41	BLIND VENDING - STATE APPROPRIATION		
42	Total Operating Expense	73,552	73,552
43	FIRST STEPS		
44	Total Operating Expense	25,546,118	25,546,118
45	BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - OPERATING		
46	Total Operating Expense	6,736,877	6,736,877
47			

48 In the development of new community residential settings for persons with developmental
49 disabilities, the division of disability and rehabilitative services must give priority to



1 the appropriate placement of such persons who are eligible for Medicaid and currently
 2 residing in intermediate care or skilled nursing facilities and, to the extent permitted
 3 by law, such persons who reside with aged parents or guardians or families in crisis.

4
 5 **SCHOOL AGE CHILD CARE PROJECT FUND**

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

10
 11 **EARLY CHILDHOOD LEARNING**

12 Total Operating Expense	28,860,246	28,860,246
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13 **PRE-K EDUCATION PILOT**

14 Total Operating Expense	22,005,069	22,005,069
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15
 16 The above appropriations shall be transferred into the prekindergarten pilot program
 17 fund established in IC 12-17.2-7.2-13.5. Of the above appropriations, \$1,000,000
 18 shall be used each fiscal year for reimbursement of technology based in-home early
 19 education services under IC 12-17.2-7.5.

20
 21 **FOR THE DEPARTMENT OF CHILD SERVICES**

22 **CHILD SERVICES ADMINISTRATION**

23 Total Operating Expense	285,717,468	288,181,627
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24
 25 With the above appropriations, the department of child services shall award grants
 26 to All Pro Dad chapters located in Indiana in an amount of at least \$350,000 each
 27 year of the biennium for the purpose of building relationships between fathers and
 28 their children.

29
 30 With the above appropriations, the department of child services shall award grants
 31 to Boys and Girls Clubs Indiana Alliance in an amount of at least \$2,000,000 each
 32 year of the biennium for the purpose of providing grant funding to Indiana Boys
 33 and Girls clubs for the promotion of the social welfare of youth.

34
 35 **DCS LEGAL COUNSEL PILOT PROGRAM (IC 31-25-2-28)**

36 Total Operating Expense	7,383,100	7,383,100
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37
 38 **CHILD WELFARE PROGRAM**

39 Total Operating Expense	91,423,093	91,423,093
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40
 41 The above appropriations include state matching funds for Title IV-D and Title IV-E
 42 federal grants. The above appropriations for the department of child services Title
 43 IV-D of the federal Social Security Act are made under, and not in addition to,
 44 IC 31-25-4-28.

45
 46 **CHILD WELFARE SERVICES STATE GRANTS**

47 Total Operating Expense	11,416,415	11,416,415
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48 **FAMILY AND CHILDREN FUND**

49 Total Operating Expense	512,973,384	513,873,384
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1 **Augmentation allowed.**

2

3 **The above appropriations include \$18,800,000 in FY 2024 and \$19,700,000 in FY 2025**

4 **for home and community based rate increases per a DCS rate study initiated in 2022.**

5 **With the above appropriations, the department of child services may operate an early**

6 **interventions, home-based program pursuant to IC 31-33-8-16.**

7

8 **YOUTH SERVICE BUREAU**

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

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

Total Operating Expense	3,093,145	5,093,145
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11 **INSURING FOSTER YOUTH TRUST PROGRAM (IC 31-26-4.5)**

Total Operating Expense	250,000	250,000
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12 **ADOPTION SERVICES**

Total Operating Expense	26,862,735	26,862,735
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13

14 **FOR THE DEPARTMENT OF ADMINISTRATION**

15 **DEPARTMENT OF CHILD SERVICES OMBUDSMAN BUREAU**

Total Operating Expense	404,715	404,715
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16

17 **B. PUBLIC HEALTH**

18

19 **FOR THE INDIANA DEPARTMENT OF HEALTH**

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

Personal Services	22,974,348	23,180,898
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Other Operating Expense	6,222,485	6,222,485
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21 **Augmentation allowed.**

22

23 **All receipts to the department of health from licenses or permit fees shall**

24 **be deposited in the state general fund.**

25

26 **AREA HEALTH EDUCATION CENTERS**

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	2,630,676	2,630,676

27 **MINORITY HEALTH INITIATIVE**

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	3,000,000	3,000,000

28 **The above appropriations shall be allocated to the Indiana Minority Health Coalition**

29 **to work with the department on the implementation of IC 16-46-11.**

30

31 **SICKLE CELL**

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	750,000	750,000

32 **MEDICARE-MEDICAID CERTIFICATION**

Total Operating Expense	6,928,316	7,123,395
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33



1 **Augmentation allowed in amounts not to exceed revenue from health facilities license**
 2 **fees or from health care providers (as defined in IC 16-18-2-163) fee increases**
 3 **or those adopted by the executive board of the Indiana Department of Health under**
 4 **IC 16-19-3.**

5			
6	INFECTIOUS DISEASE		
7	Total Operating Expense	1,390,325	1,390,325
8	LEAD SCREENING & SURVEILLANCE		
9	Total Operating Expense	0	2,200,000
10	NUTRITION ASSISTANCE		
11	Total Operating Expense	280,806	280,806
12	HIV/AIDS SERVICES		
13	Total Operating Expense	2,955,410	2,957,104
14	Addiction Services Fund (IC 12-23-2)		
15	Total Operating Expense	900,000	900,000
16	CANCER PREVENTION		
17	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
18	Total Operating Expense	1,078,595	1,079,442
19	MATERNAL & CHILD HEALTH INITIATIVES		
20	Total Operating Expense	8,239,639	8,239,639
21	TUBERCULOSIS TREATMENT		
22	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
23	Total Operating Expense	100,000	100,000
24	STATE CHRONIC DISEASES		
25	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
26	Total Operating Expense	869,482	870,329

27
 28 **At least \$82,560 of the above appropriations shall be distributed as grants to community**
 29 **groups and organizations as provided in IC 16-46-7-8. The department of health**
 30 **may consider grants to the Kidney Foundation up to \$50,000.**

31			
32	MY HEALTHY BABY		
33	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
34	Total Operating Expense	3,300,000	3,300,000

35
 36 **The department of health shall before November 1, 2023 and each year thereafter**
 37 **present a report to the Interim Study Committee on Public Health, Behavioral Health,**
 38 **and Human Services progress on the metrics. The report must be in an electronic**
 39 **format under IC 5-14-6.**

40			
41	ADOPTION HISTORY		
42	Adoption History Fund (IC 31-19-18-6)		
43	Total Operating Expense	195,163	195,163
44	Augmentation allowed.		
45	CHILDREN WITH SPECIAL HEALTH CARE NEEDS		
46	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
47	Total Operating Expense	15,031,160	15,033,700
48	Augmentation allowed.		
49	NEWBORN SCREENING PROGRAM		



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	Newborn Screening Fund (IC 16-41-17-11)		
2	Total Operating Expense	2,797,711	2,802,821
3	Augmentation allowed.		
4	CENTER FOR DEAF AND HARD OF HEARING EDUCATION		
5	Total Operating Expense	2,962,147	2,977,538
6	VISUALLY IMPAIRED PRESCHOOL SERVICES		
7	Total Operating Expense	600,000	600,000
8	RADON GAS TRUST FUND		
9	Radon Gas Trust Fund (IC 16-41-38-8)		
10	Total Operating Expense	10,670	10,670
11	Augmentation allowed.		
12	SAFETY PIN PROGRAM		
13	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
14	Total Operating Expense	11,020,091	11,020,938
15	REAL ALTERNATIVES, INC.		
16	Total Operating Expense	3,000,000	3,000,000
17	BIRTH PROBLEMS REGISTRY		
18	Birth Problems Registry Fund (IC 16-38-4-17)		
19	Total Operating Expense	73,517	73,517
20	Augmentation allowed.		
21	MOTOR FUEL INSPECTION PROGRAM		
22	Motor Fuel Inspection Fund (IC 16-44-3-10)		
23	Total Operating Expense	245,196	246,043
24	Augmentation allowed.		
25	DONATED DENTAL SERVICES		
26	Total Operating Expense	65,665	65,665
27	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
28	Total Operating Expense	34,335	34,335
29			
30	The above appropriations shall be used by the Indiana foundation for dentistry to		
31	provide dental services to individuals who are handicapped.		
32			
33	BONE MARROW DONOR RECRUITMENT PROGRAM (IC 16-46-12-3.5)		
34	Total Operating Expense	100,000	100,000
35	OFFICE OF WOMEN'S HEALTH		
36	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
37	Total Operating Expense	96,970	96,970
38	SPINAL CORD AND BRAIN INJURY		
39	Spinal Cord and Brain Injury Fund (IC 16-41-42.2-3)		
40	Total Operating Expense	1,700,000	1,700,000
41	Augmentation allowed.		
42	IMMUNIZATIONS AND HEALTH INITIATIVES		
43	Healthy Indiana Plan Trust Fund (IC 12-15-44.2-17)		
44	Total Operating Expense	10,665,435	10,665,435
45	MINORITY EPIDEMIOLOGY		
46	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
47	Total Operating Expense	750,000	750,000
48	COMMUNITY HEALTH CENTERS		
49	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		

EH 1001—LS 7401/DI 125



	<i>FY 2023-2024</i>	<i>FY 2024-2025</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Total Operating Expense	14,453,000	14,453,000
2	PRENATAL SUBSTANCE USE & PREVENTION		
3	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
4	Total Operating Expense	119,965	119,965
5	OPIOID OVERDOSE INTERVENTION		
6	State Unrestricted Opioid Settlement Account (IC 4-12-16.2-5(1))		
7	Total Operating Expense	250,000	250,000
8	NURSE FAMILY PARTNERSHIP		
9	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
10	Total Operating Expense	15,000,000	15,000,000
11	HEARING AND BLIND SERVICES		
12	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
13	Total Operating Expense	500,000	500,000
14			
15	Of the above appropriations for hearing and blind services, \$375,000 shall be annually		
16	deposited in the Hearing Aid Fund established under IC 16-35-8-3.		
17			
18	TOBACCO USE PREVENTION AND CESSATION PROGRAM		
19	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
20	Total Operating Expense	7,607,919	7,612,152
21	Agency Settlement Fund (IC 4-12-16-2)		
22	Total Operating Expense	1,500,000	1,500,000
23			
24	A minimum of 90% of the above appropriations shall be distributed as grants		
25	to local agencies and other entities with programs designed to reduce smoking.		
26			
27	FOR THE INDIANA SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED		
28	Personal Services	10,824,758	10,824,758
29	Other Operating Expense	3,901,183	3,901,183
30			
31	The above appropriations include \$2,000,000 each fiscal year to purchase refreshable		
32	Braille and tactile graphics tablets.		
33			
34	FOR THE INDIANA SCHOOL FOR THE DEAF		
35	Personal Services	15,767,457	15,842,457
36	Other Operating Expense	2,313,712	2,313,712
37			
38	FOR THE GOVERNOR'S COUNCIL FOR PEOPLE WITH DISABILITIES		
39	Total Operating	450,000	450,000
40			
41	C. VETERANS' AFFAIRS		
42			
43	FOR THE INDIANA DEPARTMENT OF VETERANS' AFFAIRS		
44	Personal Services	2,208,506	2,208,506
45	Other Operating Expense	847,409	847,409
46			
47	The above appropriations for personal services include funding for a women's veteran		
48	services officer and \$300,000 each year for six state veteran services officers.		
49			



1 **VETERAN SERVICE ORGANIZATIONS**
2 **Total Operating Expense** **1,200,000** **1,200,000**

3
4 The above appropriations shall be used to assist veterans in securing available
5 benefits. Of the above appropriations, the following amounts shall be allocated
6 each fiscal year to the following organizations:

- 7 American Legion: \$266,374
- 8 Disabled Veterans: \$266,374
- 9 Veterans of Foreign Wars: \$266,374
- 10 AMVETS: \$266,374
- 11 Vietnam Veterans: \$134,505

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

13
14 **OPERATION OF VETERANS' CEMETERY**
15 **Total Operating Expense** **478,000** **478,000**

16 **GRANTS FOR VETERANS' SERVICES**
17 **Veterans' Affairs Trust Fund (IC 10-17-13-3)**
18 **Total Operating Expense** **1,000,000** **1,250,000**
19 **Augmentation allowed.**

20 **VETERAN SUICIDE PREVENTION**
21 **Total Operating Expense** **1,000,000** **1,000,000**

22 **SEMIQUINCENTENNIAL COMMISSION**
23 **Total Operating Expense** **75,000** **75,000**

24 **INDIANA VETERANS' HOME**
25 **Veterans' Home Comfort and Welfare Fund (IC 10-17-9-7(d))**
26 **Total Operating Expense** **10,939,169** **10,939,169**

27 **IVH Medicaid Reimbursement Fund**
28 **Total Operating Expense** **14,500,000** **14,500,000**
29 **Augmentation allowed from the Veterans' Home Comfort and Welfare Fund**
30 **and the IVH Medicaid Reimbursement Fund.**

31
32 **SECTION 9. [EFFECTIVE JULY 1, 2023]**

33
34 **EDUCATION**

35
36 **A. HIGHER EDUCATION**

37
38 **FOR INDIANA UNIVERSITY**
39 **BLOOMINGTON CAMPUS**
40 **Total Operating Expense** **204,987,419** **202,942,148**

41 **Outcomes-Based Prospective Model** **1,989,629** **7,958,516**
42 **Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.**
43 **Fee Replacement** **20,558,723** **20,550,838**

44
45 **INDIANAPOLIS CAMPUS**
46 **Total Operating Expense** **0** **108,360,913**

47
48 **FOR INDIANA UNIVERSITY REGIONAL CAMPUSES**
49 **EAST**



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	Total Operating Expense	15,427,198	15,343,540
2	Outcomes-Based Prospective Model	150,427	601,707
3	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
4			
5	KOKOMO		
6	Total Operating Expense	17,051,715	16,856,709
7	Outcomes-Based Prospective Model	165,262	661,047
8	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
9			
10	NORTHWEST		
11	Total Operating Expense	20,217,223	20,000,305
12	Outcomes-Based Prospective Model	196,081	784,326
13	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
14	Fee Replacement	2,989,625	2,987,125
15			
16	SOUTH BEND		
17	Total Operating Expense	26,034,530	25,772,019
18	Outcomes-Based Prospective Model	252,667	1,010,667
19	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
20	Fee Replacement	1,451,125	1,445,000
21			
22	SOUTHEAST		
23	Total Operating Expense	21,902,088	21,605,451
24	Outcomes-Based Prospective Model	211,818	847,273
25	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
26			
27	FORT WAYNE HEALTH SCIENCES PROGRAM		
28	Total Operating Expense	5,070,675	5,070,675
29			
30	TOTAL APPROPRIATION - INDIANA UNIVERSITY REGIONAL CAMPUSES		
31	111,120,434	112,985,844	
32			
33	FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY		
34	AT INDIANAPOLIS (IUPUI)		
35	I.U. SCHOOLS OF MEDICINE AND DENTISTRY		
36	Total Operating Expense	109,983,594	109,983,594
37	Fee Replacement	6,980,287	6,969,186
38			
39	FOR INDIANA UNIVERSITY SCHOOL OF MEDICINE		
40	INDIANA UNIVERSITY SCHOOL OF MEDICINE - EVANSVILLE		
41	Total Operating Expense	2,302,024	2,302,024
42	INDIANA UNIVERSITY SCHOOL OF MEDICINE - FORT WAYNE		
43	Total Operating Expense	2,151,682	2,151,682
44	INDIANA UNIVERSITY SCHOOL OF MEDICINE - NORTHWEST - GARY		
45	Total Operating Expense	2,878,305	2,878,305
46	INDIANA UNIVERSITY SCHOOL OF MEDICINE - LAFAYETTE		
47	Total Operating Expense	2,614,839	2,614,839
48	INDIANA UNIVERSITY SCHOOL OF MEDICINE - MUNCIE		
49	Total Operating Expense	2,393,948	2,393,948



1	INDIANA UNIVERSITY SCHOOL OF MEDICINE - SOUTH BEND		
2	Total Operating Expense	2,250,907	2,250,907
3	INDIANA UNIVERSITY SCHOOL OF MEDICINE - TERRE HAUTE		
4	Total Operating Expense	2,602,023	2,602,023

5

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

10			
11	FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)		
12	GENERAL ACADEMIC DIVISIONS		
13	Total Operating Expense	127,015,647	0
14	Outcomes-Based Prospective Model	1,221,106	0
15	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
16	Fee Replacement	4,344,335	4,340,992
17			
18	TOTAL APPROPRIATIONS - IUPUI		
19		266,738,697	138,487,500

20

21 Transfers of allocations between campuses to correct for errors in allocation among
22 the campuses of Indiana University can be made by the institution with the approval
23 of the commission for higher education and the budget agency. Indiana University
24 shall maintain current operations at all statewide medical education sites.

25			
26	DUAL CREDIT		
27	Total Operating Expense	4,342,320	4,342,320
28	CLINICAL AND TRANSLATIONAL SCIENCES INSTITUTE		
29	Total Operating Expense	2,500,000	2,500,000
30	GLOBAL NETWORK OPERATIONS CENTER		
31	Total Operating Expense	721,861	721,861
32	SPINAL CORD AND HEAD INJURY RESEARCH CENTER		
33	Total Operating Expense	553,429	553,429
34	INSTITUTE FOR THE STUDY OF DEVELOPMENTAL DISABILITIES		
35	Total Operating Expense	2,105,824	2,105,824
36	GEOLOGICAL SURVEY		
37	Total Operating Expense	2,783,782	2,783,782
38	I-LIGHT NETWORK OPERATIONS		
39	Total Operating Expense	1,508,628	1,508,628
40	GIGAPOP PROJECT		
41	Total Operating Expense	672,562	672,562

42			
43	FOR PURDUE UNIVERSITY		
44	WEST LAFAYETTE		
45	Total Operating Expense	230,254,137	227,998,249
46	Outcomes-Based Prospective Model	2,059,277	8,237,108
47	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
48	Fee Replacement	28,127,200	28,114,700
49	NORTHWEST		



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	Total Operating Expense	49,602,659	49,263,515
2	Outcomes-Based Prospective Model	482,976	1,931,903
3	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
4	Fee Replacement	3,820,870	3,829,030
5	INDIANAPOLIS		
6	Total Operating Expense	0	16,191,861
7	FORT WAYNE		
8	Total Operating Expense	46,178,265	45,753,544
9	Outcomes-Based Prospective Model	448,564	1,794,257
10	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
11	Fee Replacement	3,041,750	3,046,250
12	COLLEGE OF VETERINARY MEDICINE		
13	Total Operating Expense	18,786,006	18,786,006
14			
15	Transfers of allocations between campuses to correct for errors in allocation		
16	among the campuses of Purdue University can be made by the institution with the		
17	approval of the commission for higher education and the budget agency.		
18			
19	DUAL CREDIT		
20	Total Operating Expense	935,685	935,685
21	ANIMAL DISEASE DIAGNOSTIC LABORATORY SYSTEM		
22	Total Operating Expense	5,000,000	5,000,000
23			
24	The above appropriations shall be used to fund the animal disease diagnostic		
25	laboratory system (ADDL), which consists of the main ADDL at West Lafayette, the		
26	bangs disease testing service at West Lafayette, and the southern branch of ADDL		
27	Southern Indiana Purdue Agricultural Center (SIPAC) in Dubois County. The above		
28	appropriations are in addition to any user charges that may be established and		
29	collected under IC 21-46-3-5. Notwithstanding IC 21-46-3-4, the trustees of		
30	Purdue University may approve reasonable charges for testing for pseudorabies.		
31			
32	PURDUE POLYTECHNIC STATEWIDE		
33	Total Operating Expense	6,695,258	6,695,258
34	COUNTY AGRICULTURAL EXTENSION EDUCATORS		
35	Total Operating Expense	8,000,000	8,000,000
36	AGRICULTURAL RESEARCH AND EXTENSION - CROSSROADS		
37	Total Operating Expense	9,000,000	9,000,000
38	CENTER FOR PARALYSIS RESEARCH		
39	Total Operating Expense	522,558	522,558
40	IN TECH ASST. AND ADV. MFG. COMPETITIVENESS PROGRAM		
41	Total Operating Expense	4,430,212	4,430,212
42			
43	FOR INDIANA STATE UNIVERSITY		
44	Total Operating Expense	76,181,922	75,988,930
45	Outcomes-Based Prospective Model	744,990	2,979,958
46	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
47	Fee Replacement	11,058,683	11,062,732
48	DUAL CREDIT		
49	Total Operating Expense	182,655	182,655



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	NURSING PROGRAM		
2	Total Operating Expense	204,000	204,000
3	PRINCIPAL LEADERSHIP ACADEMY		
4	Total Operating Expense	600,000	600,000
5	DEGREE LINK		
6	Total Operating Expense	446,438	446,438
7			
8	FOR UNIVERSITY OF SOUTHERN INDIANA		
9	Total Operating Expense	52,617,944	52,058,783
10	Outcomes-Based Prospective Model	510,380	2,041,521
11	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
12	Fee Replacement	12,318,621	12,321,210
13	DUAL CREDIT		
14	Total Operating Expense	459,810	459,810
15	HISTORIC NEW HARMONY		
16	Total Operating Expense	486,878	486,878
17	EARLY COLLEGE BRIDGE PROGRAM		
18	Total Operating Expense	600,000	600,000
19			
20	FOR BALL STATE UNIVERSITY		
21	Total Operating Expense	135,706,951	135,671,170
22	Outcomes-Based Prospective Model	1,330,110	5,320,438
23	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
24	Fee Replacement	23,512,863	21,841,263
25	DUAL CREDIT		
26	Total Operating Expense	261,045	261,045
27	ENTREPRENEURIAL COLLEGE		
28	Total Operating Expense	2,500,000	2,500,000
29	ACADEMY FOR SCIENCE, MATHEMATICS, AND HUMANITIES		
30	Total Operating Expense	4,384,956	4,384,956
31			
32	FOR VINCENNES UNIVERSITY		
33	Total Operating Expense	45,635,761	45,364,883
34	Outcomes-Based Prospective Model	444,754	1,779,015
35	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
36	Fee Replacement	4,913,442	4,926,545
37	DUAL CREDIT		
38	Total Operating Expense	4,394,205	4,394,205
39	CAREER AND TECHNICAL EARLY COLLEGE PROGRAM		
40	Total Operating Expense	4,000,000	4,000,000
41			
42	Additional Early College sites may be established upon approval by the Commission for		
43	Higher Education and review by the budget committee.		
44			
45	FOR IVY TECH COMMUNITY COLLEGE		
46	Total Operating Expense	242,730,279	239,812,575
47	Outcomes-Based Prospective Model	2,351,104	9,404,415
48	Subject to CHE review of outcomes-based funding formula performance under IC 21-18-16-7.		
49	Fee Replacement	27,960,488	27,802,222



1	DUAL CREDIT		
2	Total Operating Expense	16,808,535	16,808,535
3	STATEWIDE NURSING		
4	Total Operating Expense	85,411	85,411
5	TESTING CENTERS		
6	Total Operating Expense	710,810	710,810
7	INDIANA RURAL EDUCATION INITIATIVE		
8	Total Operating Expense	1,057,738	1,057,738
9			

10 **The sums herein appropriated to Indiana University, Purdue University, Indiana State**
11 **University, University of Southern Indiana, Ball State University, Vincennes University,**
12 **and Ivy Tech Community College are in addition to all income of said institutions,**
13 **respectively, from all permanent fees and endowments and from all land grants, fees,**
14 **earnings, and receipts, including gifts, grants, bequests, and devises, and receipts**
15 **from any miscellaneous sales from whatever source derived.**

16
17 **All such income and all such fees, earnings, and receipts on hand June 30, 2023,**
18 **and all such income and fees, earnings, and receipts accruing thereafter are hereby**
19 **appropriated to the boards of trustees or directors of the aforementioned institutions**
20 **and may be expended for any necessary expenses of the respective institutions, including**
21 **university hospitals, schools of medicine, nurses' training schools, schools of dentistry,**
22 **and agricultural extension and experimental stations. However, such income, fees,**
23 **earnings, and receipts may be used for land and structures only if approved by the**
24 **governor and the budget agency.**

25
26 **The above appropriations to Indiana University, Purdue University, Indiana State**
27 **University, University of Southern Indiana, Ball State University, Vincennes University,**
28 **and Ivy Tech Community College include the employers' share of Social Security payments**
29 **for university employees under the public employees' retirement fund, or institutions**
30 **covered by the Indiana state teachers' retirement fund. The funds appropriated also**
31 **include funding for the employers' share of payments to the public employees' retirement**
32 **fund and to the Indiana state teachers' retirement fund at a rate to be established**
33 **by the retirement funds for both fiscal years for each institution's employees covered**
34 **by these retirement plans.**

35
36 **The treasurers of Indiana University, Purdue University, Indiana State University,**
37 **University of Southern Indiana, Ball State University, Vincennes University, and**
38 **Ivy Tech Community College shall, at the end of each three (3) month period,**
39 **prepare and file with the state comptroller a financial statement that shall show**
40 **in total all revenues received from any source, together with a consolidated**
41 **statement of disbursements for the same period. The budget director shall**
42 **establish the requirements for the form and substance of the reports.**

43
44 **The reports of the treasurer also shall contain in such form and in such detail as**
45 **the governor and the budget agency may specify, complete information concerning**
46 **receipts from all sources, together with any contracts, agreements, or arrangements**
47 **with any federal agency, private foundation, corporation, or other entity from which**
48 **such receipts accrue.**

49



1 All such treasurers' reports are matters of public record and shall include without
 2 limitation a record of the purposes of any and all gifts and trusts with the sole
 3 exception of the names of those donors who request to remain anonymous.
 4

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

11 For universities and colleges supported in whole or in part by state funds, grant
 12 applications and lists of applications need only be submitted upon request to the
 13 budget agency for review and approval or disapproval and, unless disapproved by
 14 the budget agency, federal grant funds may be requested and spent without approval
 15 by the budget agency.
 16

17 For all university special appropriations, an itemized list of intended expenditures,
 18 in such form as the governor and the budget agency may specify, shall be submitted
 19 to support the allotment request. All budget requests for university special appropriations
 20 shall be furnished in a like manner and as a part of the operating budgets of the state
 21 universities.
 22

23 The trustees of Indiana University, the trustees of Purdue University, the trustees
 24 of Indiana State University, the trustees of University of Southern Indiana, the
 25 trustees of Ball State University, the trustees of Vincennes University, and the
 26 trustees of Ivy Tech Community College are hereby authorized to accept federal grants,
 27 subject to IC 4-12-1.
 28

29 Fee replacement funds are to be distributed as requested by each institution, on
 30 payment due dates, subject to available appropriations.
 31

32 **FOR THE COMMISSION FOR HIGHER EDUCATION**
 33 **Total Operating Expense** 7,673,349 7,673,349
 34

35 The above appropriations include funding for Learn More Indiana, commission technology,
 36 and administration of the 21st Century scholars program.
 37

38 **FREEDOM OF CHOICE GRANTS**
 39 **Total Operating Expense** 66,225,902 66,225,902
 40

41 **HIGHER EDUCATION AWARD PROGRAM**
 42 **Total Operating Expense** 101,425,081 101,425,081
 43

44 For the higher education awards and freedom of choice grants made for the
 45 biennium, the following guidelines shall be used, notwithstanding current administrative
 46 rule or practice:

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



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

Total Operating Expense	31,773,696	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
-------------------------	-----------	-----------

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	1,000,000
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MINORITY TEACHER SCHOLARSHIP FUND (IC 21-13-2-1)

Total Operating Expense	400,000	400,000
-------------------------	---------	---------

NEXT GENERATION MINORITY HOOSIER EDUCATORS SCHOLARSHIP (IC 21-12-16.5)

Total Operating Expense	600,000	600,000
-------------------------	---------	---------

HIGH NEED STUDENT TEACHING STIPEND (IC 21-13-7)

Total Operating Expense	450,000	450,000
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MINORITY STUDENT TEACHING SCHOLARSHIP (IC 21-13-8)

Total Operating Expense	100,000	100,000
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EARN INDIANA WORK STUDY PROGRAM

Total Operating Expense	2,606,099	2,606,099
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21ST CENTURY SCHOLAR AWARDS

Total Operating Expense	166,270,623	166,270,623
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The commission shall collect and report to the family and social services administration



1 (FSSA) all data required for FSSA to meet the data collection and reporting requirements
 2 in 45 CFR 265.

3
 4 The division of family resources shall apply all qualifying expenditures for the 21st
 5 century scholars program toward Indiana's maintenance of effort under the federal
 6 Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

7	INSTITUTE FOR WORKFORCE EXCELLENCE		
8			
9	Total Operating Expense	250,000	250,000
10	NEXT GENERATION HOOSIER EDUCATORS		
11	Total Operating Expense	12,000,000	12,000,000
12	NATIONAL GUARD TUITION SCHOLARSHIP		
13	Total Operating Expense	3,676,240	3,676,240

14
 15 The above appropriations for national guard scholarships plus reserve balances in the fund
 16 shall be the total allowable state expenditure for the program in the biennium.

17	PRIMARY CARE SCHOLARSHIP		
18	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
19			
20	Total Operating Expense	2,000,000	2,000,000

21
 22 The above appropriations for primary care scholarships shall be distributed in accordance
 23 with IC 21-13-9.

24	HIGH VALUE WORKFORCE READY CREDIT BEARING GRANT (IC 21-12-8)		
25			
26	Total Operating Expense	6,036,567	6,036,567

27
 28 The above appropriations may be used to provide grants to adults who pursue high
 29 value certificates.

30	MEDICAL EDUCATION BOARD		
31	FAMILY PRACTICE RESIDENCIES		
32	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
33			
34	Total Operating Expense	2,382,197	2,382,197

35
 36 Of the above appropriations, \$1,000,000 each year shall be distributed as grants for the purpose
 37 of improving family practice residency programs serving medically underserved areas.

38	GRADUATE MEDICAL EDUCATION BOARD		
39	MEDICAL RESIDENCY EDUCATION GRANTS		
40	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
41			
42	Total Operating Expense	7,000,000	7,000,000

43
 44 The above appropriations for medical residency education grants are to be distributed
 45 in accordance with IC 21-13-6.5.

46	FOR THE DEPARTMENT OF ADMINISTRATION		
47	COLUMBUS LEARNING CENTER LEASE PAYMENT		
48			
49	Total Operating Expense	5,047,000	5,106,000



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Notwithstanding IC 4-12-14-7 or any other law, after January 1, 2025, the sublease entered into using the above appropriations may be extended by an additional ten (10) years.

B. ELEMENTARY AND SECONDARY EDUCATION

FOR THE DEPARTMENT OF EDUCATION

Personal Services	15,747,994	15,747,994
Other Operating Expense	3,817,060	3,817,060
Professional Standards Fund (IC 20-28-2-10)		
Other Operating Expense	1,237,940	1,237,940
Augmentation allowed from the Professional Standards Fund.		

The above appropriations include funds to provide state support to educational service centers. Using existing resources, the department shall provide guidance or assistance to increase the operational efficiency of schools.

STATE BOARD OF EDUCATION

Total Operating Expense	1,853,810	1,853,810
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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.

PUBLIC TELEVISION DISTRIBUTION

Total Operating Expense	3,600,000	3,600,000
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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	6,550,000	6,550,000
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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, and to develop a system for measuring student growth in critical thinking, problem-solving, and other STEM-based skills in schools that receive STEM grants. 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



1 **longitudinal data.**

2

3 **Of the above appropriations, up to \$1,200,000 in each fiscal year shall be used**
4 **to provide grants to colleges or universities for the purpose of supporting programs**
5 **and statewide initiatives dedicated to increasing student enrollment and student**
6 **scores in math and science Advanced Placement courses.**

7

8 **Of the above appropriations, \$2,000,000 in each fiscal year shall be used for Robotics**
9 **purposes (including grants to schools for robotics programs and three-dimensional**
10 **game-based learning platforms for middle and high school students) and the We the**
11 **People Program.**

12

13 **Of the above appropriations, \$350,000 shall be used for each fiscal year to provide**
14 **grants to school corporations or schools to purchase robotic technology and professional**
15 **development endorsed by the Council of Administrators of Special Education to improve**
16 **the social and behavioral skills for students with autism.**

17

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

22

23	VR-FUTURES PROJECT		
24	Total Operating Expense	1,500,000	0
25	RILEY HOSPITAL		
26	Total Operating Expense	250,000	250,000
27	BEST BUDDIES		
28	Total Operating Expense	206,125	206,125
29	SCHOOL TRAFFIC SAFETY		
30	Total Operating Expense	227,143	227,143
31	EARLY LEARNING		
32	Total Operating Expense	522,851	522,851
33	STUDENT LEARNING RECOVERY GRANT PROGRAM (IC 20-32-8.7)		
34	Total Operating Expense	50,000,000	50,000,000
35	CAREER ADVISING GRANT PROGRAM AND FUND (IC 20-20-47.5)		
36	Pokagon Band Tribal-State Compact Fund (IC 4-12-1-20)		
37	Total Operating Expense	1,500,000	1,500,000
38	TEACHER EDUCATION PROGRAMS		
39	Pokagon Band Tribal-State Compact Fund (IC 4-12-1-20)		
40	Total Operating Expense	1,000,000	1,000,000

41

42 **The above appropriations shall be used, after budget committee review, for a program**
43 **that will provide grant funding in collaboration with the Governor's Workforce Cabinet**
44 **and the Commission for Higher Education to create plans for the creation of ongoing**
45 **teacher education programs that are in the study of (1) mathematics, physics, English,**
46 **history; (2) culminate with a teacher-generated-curriculum, meaning that teachers**
47 **would need to synthesize the content they had learned with appropriate educational**
48 **methods to create something that will be implemented in the classroom; and (3) involve**
49 **the university personnel or STEM workplace for what students produce in the classroom.**



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CHARTER AND INNOVATION NETWORK SCHOOL GRANT PROGRAM

Total Operating Expense	47,500,000	38,000,000
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Augmentation allowed.

SPECIAL EDUCATION (S-5)

Total Operating Expense	29,070,000	29,070,000
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The above appropriations for special education (S-5) are for the services described in IC 20-35-6-2. The department of education shall review the processes and procedures for allocating special education (S-5) funds to identify ways to improve special education services for students by providing schools with better information on provider services, availability and capacity and by identifying efficiencies that will increase the cost effectiveness of the program. The department of education shall collaborate with the department of child services and the family and social services administration when conducting the review. The department of education shall present the findings of the review to the state budget committee by no later than December 31, 2023.

AUDITORY-VERBAL ACCELERATED EDUCATION PROGRAM (IC 20-35-13)

Pokagon Band Tribal-State Compact Fund (IC 4-12-1-20)

Total Operating Expense	1,000,000	1,000,000
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NEXT LEVEL COMPUTER SCIENCE PROGRAM

Total Operating Expense	3,000,000	3,000,000
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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 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	8,583,631,284	8,973,616,143
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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 2023 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,



1 and the aggregate of the payments in each fiscal year shall equal the amount required
2 by statute.

3			
4	TEACHER APPRECIATION GRANTS		
5	Total Operating Expense	37,500,000	37,500,000

6
7 It is the intent of the general assembly that the above appropriations for teacher
8 appreciation grants shall be the total allowable state expenditure for the program.
9 If disbursements are anticipated to exceed the total appropriation for a state fiscal
10 year, the department of education shall reduce the distributions proportionately.

11			
12	DISTRIBUTION FOR SUMMER SCHOOL		
13	Total Operating Expense	18,360,000	18,360,000

14
15 It is the intent of the general assembly that the above appropriations for summer school
16 shall be the total allowable state expenditure for the program. Therefore, if the expected
17 disbursements are anticipated to exceed the total appropriation for that state fiscal year,
18 then the department of education shall reduce the distributions proportionately.

19			
20	DISTRIBUTION FOR ADULT LEARNERS		
21	Total Operating Expense	40,331,250	40,331,250

22	NATIONAL SCHOOL LUNCH PROGRAM		
23	Total Operating Expense	5,108,582	5,108,582

24	CURRICULAR MATERIAL REIMBURSEMENT		
25	Total Operating Expense	160,000,000	160,000,000

26
27 For the purposes of this line item "Curricular Materials" shall be defined under
28 IC 20-18-2-2.7. Before a school corporation or an accredited nonpublic school may
29 receive a distribution under the curricular material reimbursement program, the
30 school corporation or accredited nonpublic school shall provide to the department
31 the requirements established in IC 20-33-5-2. The department shall provide to the
32 family and social services administration (FSSA) all data required for FSSA to meet
33 the data collection reporting requirement in 45 CFR 265. The family and social services
34 administration, division of family resources, shall apply all qualifying expenditures
35 for the curricular material reimbursement program toward Indiana's maintenance of
36 effort under the federal Temporary Assistance for Needy Families (TANF) program
37 (45 CFR 260 et seq.).

38			
39	TESTING		
40	Total Operating Expense	22,355,000	22,355,000

41
42 The above appropriations are for assessments, including special education alternate
43 assessments, as determined by the state board of education and the department of
44 education.

45			
46	REMEDATION TESTING		
47	Total Operating Expense	14,126,474	14,126,474

48
49 The above appropriations for remediation testing are for grants to public and accredited



1 nonpublic schools through the department of education. Public and accredited nonpublic
 2 schools shall use the grants to fund formative tests to identify students who require
 3 remediation. Prior to distribution to public and accredited nonpublic schools, the
 4 grant amounts and formula shall be submitted to the state board of education and
 5 the budget agency for review and approval, and the department of education shall
 6 provide a report to the budget committee.

7
 8 **GRADUATION PATHWAYS POST-SECONDARY COMPETENCIES**

9 Total Operating Expense	5,200,000	5,200,000
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10
 11 The above appropriations are to provide funding for students enrolled in school
 12 corporations, charter schools, and accredited nonpublic schools to take the Advanced
 13 Placement and Cambridge International exams. A maximum of three (3) exams per student
 14 may be funded. Any remaining funds available after exam fees have been paid shall
 15 be prioritized for use by teachers of Advanced Placement or Cambridge International
 16 courses to attend professional development training.

17
 18 **PSAT PROGRAM**

19 Total Operating Expense	2,710,000	2,710,000
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20
 21 The above appropriations for the PSAT program are to provide funding for students
 22 of accredited public and nonpublic schools in grade 10 and 11 to take the PSAT exam.

23
 24 **NON-ENGLISH SPEAKING PROGRAM**

25 Total Operating Expense	200,000	200,000
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26
 27 The above appropriations are for the department of correction, Indiana School for
 28 the Blind and Visually Impaired, Indiana School for the Deaf, Excel Centers, Christel
 29 House DORS Centers, and Gary Middle College charter schools to continue receiving
 30 Non-English speaking grants at the same grant level provided under IC 20-43. Gary
 31 Middle College charter schools may only receive grants under the appropriation for
 32 students who are at least twenty-three (23) years of age.

33
 34 **GIFTED AND TALENTED EDUCATION PROGRAM**

35 Total Operating Expense	15,000,000	15,000,000
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36
 37 In each fiscal year, \$750,000 shall be made available to school corporations and
 38 charter schools to purchase verbal and quantitative reasoning tests to be administered
 39 to all students within the corporation or charter school that are enrolled in kindergarten,
 40 second grade, and fifth grade.

41
 42 **ALTERNATIVE EDUCATION**

43 Total Operating Expense	5,306,394	5,306,394
----------------------------	-----------	-----------

44
 45 The above appropriations include funding to provide \$10,000 for each child in
 46 recovery from alcohol or drug abuse who attends a charter school accredited by
 47 the National Association of Recovery Schools. This funding is in addition to tuition
 48 support for the charter school.



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

2 **Total Operating Expense 3,086,071 3,086,071**

3

4 The department shall use the funds to make grants to school corporations to promote
5 student learning through the use of technology. Notwithstanding distribution guidelines
6 in IC 20-20-13, the department shall develop guidelines for distribution of the grants.

7

8 **SCHOOL BUSINESS OFFICIALS LEADERSHIP ACADEMY**

9 **Total Operating Expense 150,000 150,000**

10

11 The department shall make available the above appropriations to the Indiana Association
12 of School Business Officials to assist in the creation of an academy designed to
13 strengthen the management and leadership skills of practicing Indiana school business
14 officials.

15

16 **SCHOOL SUPERINTENDENTS LEADERSHIP ACADEMY**

17 **Total Operating Expense 150,000 150,000**

18

19 The department shall make the above appropriations available to the Indiana Association
20 of Public School Superintendents to operate an academy designed to strengthen the
21 management and leadership skills of practicing Indiana school superintendents and
22 leaders of charter schools.

23

24 **SCHOOL INTERNET CONNECTION**

25 **Total Operating Expense 3,415,000 3,415,000**

26

27 **DUAL IMMERSION PILOT PROGRAM**

28 **Total Operating Expense 425,000 425,000**

29

30 **SCHOOL SAFETY SPECIALIST TRAINING AND CERTIFICATION PROGRAM**

31 **Total Operating Expense 1,000,000 1,000,000**

32

33 **FOR THE INDIANA CHARTER SCHOOL BOARD**

34 **Total Operating Expense 529,455 532,968**

35

36 **FOR THE INDIANA PUBLIC RETIREMENT SYSTEM**

37 **TEACHERS' RETIREMENT FUND DISTRIBUTION**

38 **Other Operating Expense 1,035,200,000 1,066,300,000**

39

40 **Augmentation allowed.**

41

42 If the amount actually required under the pre-1996 account of the teachers'

43

44 retirement fund for actual benefits for the Post Retirement Pension Increases that

45

46 are funded on a "pay as you go" basis plus the base benefits under the pre-1996

47

48 account of the teachers' retirement fund is:

49

 (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



1 calculation.

2

3 **C. OTHER EDUCATION**

4

5 **FOR THE EDUCATION EMPLOYMENT RELATIONS BOARD**

6 Personal Services	1,031,246	1,067,483
7 Other Operating Expense	198,650	204,771

8

9 **FOR THE STATE LIBRARY**

10 Personal Services	3,606,988	3,610,804
11 Other Operating Expense	282,733	285,515

12 **STATEWIDE LIBRARY SERVICES**

13 Total Operating Expense	1,508,166	1,508,535
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14 **LIBRARY SERVICES FOR THE BLIND - ELECTRONIC NEWSLINES**

15 Total Operating Expense	180,000	180,000
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16 **ACADEMY OF SCIENCE**

17 Total Operating Expense	4,357	4,357
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18 **HISTORICAL MARKER PROGRAM**

19 Total Operating Expense	8,649	8,649
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20 **INSPIRE**

21 Total Operating Expense	1,382,250	1,382,250
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22 **LOCAL LIBRARY CONNECTIVITY GRANT**

23 Total Operating Expense	1,382,250	1,382,250
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24 **IMAGINATION LIBRARY PROGRAM**

25 Total Operating Expense	1,600,000	2,500,000
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26

27 **FOR THE ARTS COMMISSION**

28 Personal Services	634,577	634,577
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29 Other Operating Expense	4,544,783	4,545,214
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30

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

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

38

39 **SECTION 10. [EFFECTIVE JULY 1, 2023]**

40

41 **DISTRIBUTIONS**

42

43 **FOR THE STATE COMPTROLLER**

44 **GAMING TAX**

45 Total Operating Expense	50,500,000	50,500,000
----------------------------	------------	------------

46 Augmentation allowed.

47

48 The above appropriations include \$48,000,000 each year for the supplemental wagering
49 tax distribution in IC 4-33-13-5 and \$2,500,000 each year for the historic hotel



1 district community support fee distribution in IC 4-35-8.3-4.
2

3 SECTION 11. [EFFECTIVE JULY 1, 2023]
4

5 Federal funds are available for career and technical education under the Carl D.
6 Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2301 et seq. for
7 Career and Technical Education). Funds shall be received by the workforce cabinet
8 and may be allocated by the budget agency after consultation with the workforce
9 cabinet and any other state agencies, commissions, or organizations required by
10 state law.
11

12 SECTION 12. [EFFECTIVE JULY 1, 2023]
13

14 In accordance with IC 20-20-38, the budget agency, upon the request of the workforce
15 cabinet, may proportionately augment or reduce an allocation of federal funds made
16 under SECTION 11 of this act.
17

18 SECTION 13. [EFFECTIVE JULY 1, 2023]
19

20 Utility bills for the month of June, travel claims covering the period June 16 to
21 June 30, payroll for the period of the last half of June, any interdepartmental
22 bills for supplies or services for the month of June, and any other miscellaneous
23 expenses incurred during the period June 16 to June 30 shall be charged to
24 the appropriation for the succeeding year. No interdepartmental bill shall be recorded
25 as a refund of expenditure to any current year allotment account for supplies or
26 services rendered or delivered at any time during the preceding June period.
27

28 SECTION 14. [EFFECTIVE JULY 1, 2023]
29

30 The budget agency, under IC 4-10-11, IC 4-12-1-13, and IC 4-13-1, in cooperation
31 with the Indiana department of administration, may fix the amount of reimbursement
32 for traveling expenses (other than transportation) for travel within the limits of
33 Indiana. This amount may not exceed actual lodging and miscellaneous expenses
34 incurred. A person in travel status, as defined by the state travel policies and
35 procedures established by the Indiana department of administration and the budget
36 agency, is entitled to a meal allowance not to exceed during any twenty-four (24)
37 hour period the standard meal allowances established by the federal Internal Revenue
38 Service.
39

40 All appropriations provided by this act or any other statute, for traveling and
41 hotel expenses for any department, officer, agent, employee, person, trustee, or
42 commissioner, are to be used only for travel within the state of Indiana, unless
43 those expenses are incurred in traveling outside the state of Indiana on trips that
44 previously have received approval as required by the state travel policies and procedures
45 established by the Indiana department of administration and the budget agency. With
46 the required approval, a reimbursement for out-of-state travel expenses may be granted
47 in an amount not to exceed actual lodging and miscellaneous expenses incurred.
48 A person in travel status is entitled to a meal allowance not to exceed during any
49 twenty-four (24) hour period the standard meal allowances established by the federal



1 Internal Revenue Service for properly approved travel within the continental United
2 States and a minimum of \$50 during any twenty-four (24) hour period for properly
3 approved travel outside the continental United States. However, while traveling
4 in Japan, the minimum meal allowance shall not be less than \$90 for any twenty-four
5 (24) hour period. While traveling in Korea and Taiwan, the minimum meal allowance
6 shall not be less than \$85 for any twenty-four (24) hour period. While traveling
7 in Singapore, China, Great Britain, Germany, the Netherlands, and France, the minimum
8 meal allowance shall not be less than \$65 for any twenty-four (24) hour period.
9

10 In the case of the state supported institutions of postsecondary education, approval
11 for out-of-state travel may be given by the chief executive officer of the institution,
12 or the chief executive officer's authorized designee, for the chief executive officer's
13 respective personnel.
14

15 Before reimbursing overnight travel expenses, the state comptroller shall require
16 documentation as prescribed in the state travel policies and procedures established
17 by the Indiana department of administration and the budget agency. No appropriation
18 from any fund may be construed as authorizing the payment of any sum in excess of
19 the standard mileage rates for personally owned transportation equipment established
20 by the federal Internal Revenue Service when used in the discharge of state business.
21 The Indiana department of administration and the budget agency may adopt policies
22 and procedures relative to the reimbursement of travel and moving expenses of new
23 state employees and the reimbursement of travel expenses of prospective employees
24 who are invited to interview with the state.
25

26 SECTION 15. [EFFECTIVE JULY 1, 2023]
27

28 Notwithstanding IC 4-10-11-2.1, the salary per diem of members of boards, commissions,
29 and councils who are entitled to a salary per diem is equal to \$100 per day. However,
30 members of boards, commissions, or councils who receive an annual or a monthly salary
31 paid by the state are not entitled to the salary per diem provided in IC 4-10-11-2.1.
32

33 SECTION 16. [EFFECTIVE JULY 1, 2023]
34

35 No payment for personal services shall be made by the state comptroller unless the
36 payment has been approved by the budget agency or the designee of the budget agency.
37

38 SECTION 17. [EFFECTIVE JULY 1, 2023]
39

40 No warrant for operating expenses, capital outlay, or fixed charges shall be issued
41 to any department or an institution unless the receipts of the department or institution
42 have been deposited into the state treasury for the month. However, if a department
43 or an institution has more than \$10,000 in daily receipts, the receipts shall be
44 deposited into the state treasury daily.
45

46 SECTION 18. [EFFECTIVE JULY 1, 2023]
47

48 In case of loss by fire or any other cause involving any state institution or department,
49 the proceeds derived from the settlement of any claim for the loss shall be deposited



1 in the state treasury, and the amount deposited is hereby reappropriated to the
2 institution or department for the purpose of replacing the loss. If it is determined
3 that the loss shall not be replaced, any funds received from the settlement of a
4 claim shall be deposited into the state general fund.

5
6 SECTION 19. [EFFECTIVE JULY 1, 2023]

7
8 If an agency has computer equipment in excess of the needs of that agency, then
9 the excess computer equipment may be sold under the provisions of surplus property
10 sales, and the proceeds of the sale or sales shall be deposited in the state treasury.
11 The amount so deposited is hereby reappropriated to that agency for other operating
12 expenses of the then current year, if approved by the director of the budget agency.

13
14 SECTION 20. [EFFECTIVE JULY 1, 2023]

15
16 This act does not authorize any rehabilitation and repairs to any state buildings,
17 nor does it allow that any obligations be incurred for lands and structures, without
18 the prior approval of the budget director or the director's designee. This SECTION
19 does not apply to contracts for the state universities supported in whole or in part
20 by state funds.

21
22 SECTION 21. [EFFECTIVE JULY 1, 2023]

23
24 If an agency has an annual appropriation fixed by law, and if the agency also receives
25 an appropriation in this act for the same function or program, the appropriation in
26 this act supersedes any other appropriations and is the total appropriation for the
27 agency for that program or function.

28
29 SECTION 22. [EFFECTIVE JULY 1, 2023]

30
31 The balance of any appropriation or funds heretofore placed or remaining to the
32 credit of any division of the state of Indiana, and any appropriation or funds provided
33 in this act placed to the credit of any division of the state of Indiana, the powers,
34 duties, and functions whereof are assigned and transferred to any department for
35 salaries, maintenance, operation, construction, or other expenses in the exercise
36 of such powers, duties, and functions, shall be transferred to the credit of the
37 department to which such assignment and transfer is made, and the same shall be
38 available for the objects and purposes for which appropriated originally.

39
40 SECTION 23. [EFFECTIVE JULY 1, 2023]

41
42 The director of the division of procurement of the Indiana department of administration,
43 or any other person or agency authorized to make purchases of equipment, shall not
44 honor any requisition for the purchase of an automobile that is to be paid for from any
45 appropriation made by this act or any other act, unless the following facts are shown
46 to the satisfaction of the commissioner of the Indiana department of administration or
47 the commissioner's designee:

48 (1) In the case of an elected state officer, it shall be shown that the duties of the
49 office require driving about the state of Indiana in the performance of official duty.



1 (2) In the case of department or commission heads, it shall be shown that the statutory
2 duties imposed in the discharge of the office require traveling a greater distance
3 than one thousand (1,000) miles each month or that they are subject to official duty
4 call at all times.

5 (3) In the case of employees, it shall be shown that the major portion of the duties
6 assigned to the employee require travel on state business in excess of one thousand
7 (1,000) miles each month, or that the vehicle is identified by the agency as an integral
8 part of the job assignment.

9
10 In computing the number of miles required to be driven by a department head or an
11 employee, the distance between the individual's home and office or designated official
12 station is not to be considered as a part of the total. Department heads shall annually
13 submit justification for the continued assignment of each vehicle in their department,
14 which shall be reviewed by the commissioner of the Indiana department of administration,
15 or the commissioner's designee. There shall be an insignia permanently affixed on
16 each side of all state owned cars, designating the cars as being state owned. However,
17 this requirement does not apply to state owned cars driven by elected state officials
18 or to cases where the commissioner of the Indiana department of administration or
19 the commissioner's designee determines that affixing insignia on state owned cars
20 would hinder or handicap the persons driving the cars in the performance of their
21 official duties.

22
23 SECTION 24. [EFFECTIVE JULY 1, 2023]
24

25 When budget agency approval or review is required under this act, the budget agency
26 may refer to the budget committee any budgetary or fiscal matter for an advisory
27 recommendation. The budget committee may hold hearings and take any actions authorized
28 by IC 4-12-1-11, and may make an advisory recommendation to the budget agency.
29

30 SECTION 25. [EFFECTIVE JULY 1, 2023]
31

32 Except as provided for under IC 4-12-18, the governor of the state of Indiana is
33 solely authorized to accept on behalf of the state any and all federal funds available
34 to the state of Indiana. Federal funds received under this SECTION are appropriated
35 for purposes specified by the federal government, subject to allotment by the budget
36 agency. The provisions of this SECTION and all other SECTIONS concerning the acceptance,
37 disbursement, review, and approval of any grant, loan, or gift made by the federal
38 government or any other source to the state or its agencies and political subdivisions
39 shall apply, notwithstanding any other law.
40

41 SECTION 26. [EFFECTIVE JULY 1, 2023]
42

43 Except as provided for under IC 4-12-18, federal funds received as revenue by a
44 state agency or department are not available to the agency or department for expenditure
45 until allotment has been made by the budget agency under IC 4-12-1-12(d).
46

47 SECTION 27. [EFFECTIVE JULY 1, 2023]
48

49 A contract or an agreement for personal services or other services may not be



1 entered into by any agency or department of state government without the approval
2 of the budget agency or the designee of the budget director.

3

4 SECTION 28. [EFFECTIVE JULY 1, 2023]

5

6 Except in those cases where a specific appropriation has been made to cover the
7 payments for any of the following, the state comptroller shall transfer, from the
8 personal services appropriations for each of the various agencies and departments,
9 necessary payments for Social Security, public employees' retirement, health
10 insurance, life insurance, and any other similar payments directed by the budget
11 agency.

12

13 SECTION 29. [EFFECTIVE JULY 1, 2023]

14

15 Subject to SECTION 24 of this act as it relates to the budget committee, the
16 budget agency with the approval of the governor may withhold allotments of any
17 or all appropriations contained in this act for the biennium, if it is considered
18 necessary to do so in order to prevent a deficit financial situation.

19

20 SECTION 30. [EFFECTIVE JULY 1, 2023]

21

22 CONSTRUCTION

23

24 For the 2023-2025 biennium, the following amounts, from the funds listed as follows,
25 are appropriated to provide for the construction, reconstruction, rehabilitation, repair,
26 purchase, rental, and sale of state properties, capital lease rentals, and the purchase and
27 sale of land, including equipment for these properties and other projects as specified.

28

29 State General Fund - Lease Rentals

30 145,281,411

31 State General Fund - Construction

32 1,330,224,253

33 Employment Security Special Fund

34 500,000

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

36 4,325,000

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

38 4,750,000

39 Veterans' Home Building Fund (IC 10-17-9-7)

40 2,125,000

41 State Construction Fund (IC 9-13-2-173.1)

42 134,145,032

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

44 52,716,000

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

46 2,000,000

47 Pokagon Band Tribal-State Compact Fund (IC 4-12-1-20)

48 1,500,000

49



1 **TOTAL** **1,677,566,696**

2
3
4
5
6
7
8

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:

9 **A. GENERAL GOVERNMENT**

10
11

FOR THE STATE BUDGET AGENCY - LEASES

12	Stadium Lease Rental	43,096,463	43,296,713
13	Convention Center Lease Rental	16,934,762	17,182,512
14	STATE BUDGET AGENCY		
15	Indiana Motorsports Commission	7,000,000	7,000,000
16	Water Infrastructure Assistance	20,000,000	20,000,000
17	Residential Housing Infrastr. Assistance	50,000,000	25,000,000
18	Lake Michigan Erosion Study	1,000,000	0
19	Airport Improvement	26,000,000	0
20	NW Indiana Law Enforcement Academy	5,000,000	0
21	Public Broadcasting Equip. Upgrades	10,000,000	0
22	Enterprise Financial System Planning	1,000,000	0
23	Amateur Sports Facility	0	89,000,000
24	Judicial Building A&E	5,000,000	0

25 The budget agency shall submit the judicial building A&E study to the state budget
26 committee upon completion.

27
28

Pokagon Band Tribal-State Compact Fund (IC 4-12-1-20)

29	South Bend Sports Complex	1,500,000	0
30	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
31	Enterprise Grant Management System	3,000,000	0

32

DEPARTMENT OF LOCAL GOVERNMENT FINANCE

33	PPOP-IN Ongoing Funding	135,000	135,000
34	Budget Form Application	440,000	0
35	State Distribution PP App	175,000	0
36	Technical Debt Resolution	243,000	243,000
37	Property Tax Billing Model	470,000	0

38

DEPARTMENT OF ADMINISTRATION

39	Preventive Maintenance	6,471,634	7,026,466
40	Repair and Rehabilitation	38,984,801	26,956,996
41	State Construction Fund (IC 9-13-2-173.1)		
42	Re-Entry Ed Facility Demolition	1,500,000	0
43	IGC Campus Safety Modernization	3,000,000	0
44	Demolition Fund	5,000,000	0

45

DEPARTMENT OF ADMINISTRATION - LEASES

46	Neuro-Diagnostic Inst Capital Lease	12,385,420	12,385,541
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47

OFFICE OF ADMINISTRATIVE LAW PROCEEDINGS

48	Case Management System	190,000	0
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49



1	B. PUBLIC SAFETY		
2			
3	(1) LAW ENFORCEMENT		
4			
5	INDIANA STATE POLICE		
6	Preventive Maintenance	1,588,022	2,205,674
7	Law Enforcement Radios	23,250,000	0
8	State Construction Fund (IC 9-13-2-173.1)		
9	Repair and Rehabilitation	3,105,000	4,110,000
10	LAW ENFORCEMENT TRAINING BOARD		
11	Preventive Maintenance	230,000	230,000
12	FF&E for Renovated Academy	0	5,000,000
13	State Construction Fund (IC 9-13-2-173.1)		
14	Repair and Rehabilitation	172,700	310,000
15	CRIMINAL JUSTICE INSTITUTE		
16	Victim's Compensation System Upgrade	800,000	0
17	ADJUTANT GENERAL		
18	Preventive Maintenance	1,941,079	1,941,079
19	State Construction Fund (IC 9-13-2-173.1)		
20	Repair and Rehabilitation	4,801,544	4,629,053
21	Hamilton County RC Phase II	3,786,946	0
22	Columbus RC Modernization	5,975,000	0
23	Bloomington RC Modernization	3,474,500	0
24	LaPorte RC Modernization	0	2,373,500
25	Vincennes RC Modernization	0	2,603,000
26	ALCOHOL & TOBACCO COMMISSION		
27	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
28	Law Enforcement Radios	850,000	0
29	INTEGRATED PUBLIC SAFETY COMMISSION		
30	Preventive Maintenance	500,000	500,000
31	Repair and Rehabilitation	5,409,308	457,600
32	Integrated Public Safety Communications Fund (IC 5-26-4-1)		
33	IPSC Radios	1,000,000	1,000,000
34			
35	(2) CORRECTIONS		
36			
37	DEPARTMENT OF CORRECTION		
38	Agency Wide Technology Upgrade	5,196,103	5,196,103
39	STATE PRISON		
40	Preventive Maintenance	537,625	537,625
41	Repair and Rehabilitation	0	1,200,000
42	PENDLETON CORRECTIONAL FACILITY		
43	Preventive Maintenance	635,375	635,375
44	Repair and Rehabilitation	4,220,000	0
45	WOMEN'S PRISON		
46	Preventive Maintenance	175,950	175,950
47	Repair and Rehabilitation	1,066,356	0
48	NEW CASTLE CORRECTIONAL FACILITY		
49	Preventive Maintenance	805,000	805,000



		<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	Repair and Rehabilitation	0	300,000	
2	PUTNAMVILLE CORRECTIONAL FACILITY			
3	Preventive Maintenance	430,100	430,100	
4	Repair and Rehabilitation	10,083,300	0	
5	BRANCHVILLE CORRECTIONAL FACILITY			
6	Preventive Maintenance	193,545	193,545	
7	Repair and Rehabilitation	0	202,000	
8	WESTVILLE CORRECTIONAL FACILITY			
9	Preventive Maintenance	508,300	508,300	
10	ROCKVILLE CORRECTIONAL FACILITY			
11	Preventive Maintenance	244,375	244,375	
12	PLAINFIELD CORRECTIONAL FACILITY			
13	Preventive Maintenance	305,469	305,469	
14	Repair and Rehabilitation	0	3,177,410	
15	RECEPTION AND DIAGNOSTIC CENTER			
16	Preventive Maintenance	102,638	102,638	
17	Repair and Rehabilitation	0	231,000	
18	CORRECTIONAL INDUSTRIAL FACILITY			
19	Preventive Maintenance	293,250	293,250	
20	Repair and Rehabilitation	0	477,662	
21	WABASH VALLEY CORRECTIONAL FACILITY			
22	Preventive Maintenance	296,406	296,406	
23	CHAIN O' LAKES CORRECTIONAL FACILITY			
24	Preventive Maintenance	58,650	58,650	
25	MADISON CORRECTIONAL FACILITY			
26	Preventive Maintenance	542,512	542,512	
27	Repair and Rehabilitation	0	190,000	
28	MIAMI CORRECTIONAL FACILITY			
29	Preventive Maintenance	439,875	439,875	
30	LAPORTE JUVENILE CORRECTIONAL FACILITY			
31	Preventive Maintenance	39,100	39,100	
32	EDINBURGH CORRECTIONAL FACILITY			
33	Preventive Maintenance	39,100	39,100	
34	PENDLETON JUVENILE CORRECTIONAL FACILITY			
35	Preventive Maintenance	146,625	146,625	
36	NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY			
37	Preventive Maintenance	58,650	58,650	
38	Repair and Rehabilitation	0	405,000	
39	SOUTH BEND WORK RELEASE CENTER			
40	Preventive Maintenance	48,875	48,875	
41	HERITAGE TRAIL CORRECTIONAL FACILITY			
42	Preventive Maintenance	219,938	219,938	
43	Repair and Rehabilitation	1,305,000	350,000	
44				
45	(3) REGULATORY & LICENSING			
46				
47	PROFESSIONAL LICENSING AGENCY			
48	Call Center Build-Out	160,000	0	
49	MOTOR VEHICLES COMMISION			

EH 1001—LS 7401/DI 125



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	Bureau of Motor Vehicles Commission Fund (IC 9-14-14-1)		
2	Repair and Rehabilitation	2,250,000	2,000,000
3	BMVC System Planning	500,000	0
4	DEPARTMENT OF HOMELAND SECURITY		
5	Local Firefighter Training Facilities	13,100,000	0
6	Indiana Sheriff's Youth Ranch	3,400,000	0
7			
8	The above appropriation may be used for capital improvements and up to \$550,000 may		
9	be used for existing mortgage repayment.		
10			
11	C. CONSERVATION AND ENVIRONMENT		
12			
13	DEPARTMENT OF NATURAL RESOURCES - GENERAL ADMINISTRATION		
14	Preventive Maintenance	108,500	108,500
15	Division of Water Database Upgrade	1,300,000	0
16	Trails	30,000,000	0
17	State Construction Fund (IC 9-13-2-173.1)		
18	Repair and Rehabilitation	4,100,917	4,100,917
19	FISH AND WILDLIFE		
20	Preventive Maintenance	1,705,000	1,705,000
21	FORESTRY		
22	Preventive Maintenance	1,677,500	1,677,500
23	State Construction Fund (IC 9-13-2-173.1)		
24	Repair and Rehabilitation	4,500,000	0
25	NATURE PRESERVES		
26	Preventive Maintenance	645,275	645,275
27	STATE PARKS AND RESERVOIR MANAGEMENT		
28	Preventive Maintenance	4,490,000	4,490,000
29	State Construction Fund (IC 9-13-2-173.1)		
30	Repair and Rehabilitation	2,240,000	1,000,000
31	Lincoln Amphitheater	4,600,000	0
32	ENGINEERING DIVISION		
33	Preventive Maintenance	30,000	30,000
34	State Construction Fund (IC 9-13-2-173.1)		
35	Repair and Rehabilitation	900,000	450,000
36	DIVISION OF WATER		
37	Preventive Maintenance	30,000	30,000
38	State Construction Fund (IC 9-13-2-173.1)		
39	Repair and Rehabilitation	0	645,000
40	ENFORCEMENT		
41	Preventive Maintenance	297,000	297,000
42	State Construction Fund (IC 9-13-2-173.1)		
43	Repair and Rehabilitation	0	360,000
44	ENTOMOLOGY		
45	Preventive Maintenance	151,250	151,250
46	INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION		
47	Preventive Maintenance	645,029	709,532
48	Capital Fundraising Match - R & R	1,000,000	1,000,000
49	Repair and Rehabilitation	1,584,400	433,000



	<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	WAR MEMORIALS COMMISSION		
2	Preventive Maintenance	1,200,000	1,200,000
3	State Construction Fund (IC 9-13-2-173.1)		
4	Repair and Rehabilitation	12,830,000	10,006,550
5	WHITE RIVER STATE PARK		
6	Preventive Maintenance	469,250	469,250
7	Repair and Rehabilitation	2,500,000	0
8	DEPARTMENT OF ENVIRONMENTAL MANAGEMENT		
9	IDEM Technology Imp Projects	5,500,000	0
10	MAUMEE RIVER BASIN COMMISSION		
11	Repair and Rehabilitation	550,000	150,000
12			
13	D. ECONOMIC AND WORKFORCE DEVELOPMENT		
14			
15	INDIANA ECONOMIC DEVELOPMENT CORPORATION		
16	Collaborative Communities		500,000,000
17	Site Acquisition Strategies	150,000,000	0
18			
19	If the corporation sells a property acquired with funds from the above appropriation,		
20	the proceeds from the sale shall be deposited in the general fund. The budget agency		
21	may, after budget committee review, transfer the proceeds from a sale to a revolving		
22	fund for future site acquisitions by the corporation.		
23			
24	Busseron Creek Conservation Project	1,900,000	0
25			
26	INDIANA STATE FAIR		
27	Preventive Maintenance	1,201,750	1,201,750
28	Repair and Rehabilitation	6,421,800	3,458,636
29	State Construction Fund (IC 9-13-2-173.1)		
30	Fairgrounds Entry and Indoor Track	19,797,627	0
31	Perimeter Fence Line Project	17,903,838	0
32	DEPARTMENT OF WORKFORCE DEVELOPMENT		
33	Applied Workforce Data Initiative	4,000,000	4,000,000
34	Employment Security Special Fund		
35	Preventive Maintenance	250,000	250,000
36			
37	E. TRANSPORTATION		
38			
39	INDOT LAND AND AERIAL SURVEY OFFICE		
40	InCORS System		900,000
41			
42	DEPARTMENT OF TRANSPORTATION - BUILDINGS AND GROUNDS		
43	State Highway Fund (IC 8-23-9-54)		
44	Preventive Maintenance	2,548,000	2,548,000
45	Repair and Rehabilitation	16,130,000	5,000,000
46	A&E Fee Gary Unit/Salt Bldg	580,000	0
47	Const. of the Gary Unit/Salt Bldg	0	11,600,000
48	A&E Fee Frankfort Subdistrict Renv.	0	510,000
49	A&E Fee for Jasper Unit/Salt Bldg	0	500,000



		<i>FY 2023-2024 Appropriation</i>	<i>FY 2024-2025 Appropriation</i>	<i>Biennial Appropriation</i>
1	Const. of the Roselawn Unit/Salt Bldg	9,800,000	0	
2	Capital Land Purchase	250,000	250,000	
3	INDOT Radios	3,000,000	0	
4				
5	F. FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS			
6				
7	(1) FAMILY AND SOCIAL SERVICES ADMINISTRATION			
8				
9	FSSA - DIVISION OF MENTAL HEALTH			
10	Repair and Rehabilitation	3,018,010	0	
11	EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER			
12	Preventive Maintenance	36,500	36,500	
13	EVANSVILLE STATE HOSPITAL			
14	Preventive Maintenance	391,162	391,162	
15	Repair and Rehabilitation	454,780	261,200	
16	LOGANSPORT STATE HOSPITAL			
17	Preventive Maintenance	491,572	491,572	
18	Repair and Rehabilitation	908,993	1,097,214	
19	State Construction Fund (IC 9-13-2-173.1)			
20	LSH Steam Plant Decommissioning	0	5,868,940	
21	MADISON STATE HOSPITAL			
22	Preventive Maintenance	464,104	464,104	
23	Repair and Rehabilitation	0	249,900	
24	RICHMOND STATE HOSPITAL			
25	Preventive Maintenance	550,000	550,000	
26	Repair and Rehabilitation	1,535,000	610,000	
27	NEURODIAGNOSTIC INSTITUTE			
28	Preventive Maintenance	475,810	475,810	
29				
30	(2) PUBLIC HEALTH			
31				
32	DEPARTMENT OF HEALTH			
33	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
34	Public Health Emergency Radios	475,000	0	
35	SCHOOL FOR THE DEAF			
36	Preventive Maintenance	750,000	750,000	
37	SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED			
38	Preventive Maintenance	750,000	750,000	
39				
40	(3) VETERANS' AFFAIRS			
41				
42	DEPARTMENT OF VETERANS' AFFAIRS			
43	Preventive Maintenance	69,700	69,700	
44	INDIANA VETERANS' HOME			
45	Veterans' Home Building Fund (IC 10-17-9-7)			
46	Preventive Maintenance	637,500	637,500	
47	Repair and Rehabilitation	250,000	250,000	
48	Key Card Access System	350,000	0	
49				



1 **G. EDUCATION**

2

3 **HIGHER EDUCATION**

4

5 **COMMISSION FOR HIGHER EDUCATION**

6

College Success Program	5,000,000	5,000,000
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7

8 **The above appropriations shall be used for college success programs including capital**
 9 **investments for minority and first generation low income students attending a public**
 10 **or private four year post secondary educational institution with a physical presence**
 11 **in Indiana subject to budget committee review.**

12

Heartland/Anderson Scholar House		2,000,000
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13

14 **INDIANA UNIVERSITY - TOTAL SYSTEM**

15

Repair and Rehabilitation	18,886,280	18,886,280
----------------------------------	-------------------	-------------------

16

Regional Deferred Maintenance	0	9,775,862
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17

18 **PURDUE UNIVERSITY - TOTAL SYSTEM**

19

Repair and Rehabilitation	15,101,111	15,101,111
----------------------------------	-------------------	-------------------

20

Regional Deferred Maintenance	0	4,224,138
--------------------------------------	----------	------------------

21

22 **INDIANA STATE UNIVERSITY**

23

Repair and Rehabilitation	1,932,790	1,932,790
----------------------------------	------------------	------------------

24

25 **UNIVERSITY OF SOUTHERN INDIANA**

26

Repair and Rehabilitation	1,483,291	1,483,291
----------------------------------	------------------	------------------

27

28 **BALL STATE UNIVERSITY**

29

Repair and Rehabilitation	3,921,090	3,921,090
----------------------------------	------------------	------------------

30

31 **VINCENNES UNIVERSITY**

32

Repair and Rehabilitation	1,227,440	1,227,440
----------------------------------	------------------	------------------

33

34 **SECTION 31. [EFFECTIVE JULY 1, 2023]**

35

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

39

40 **SECTION 32. [EFFECTIVE UPON PASSAGE]**

41

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

47

48 **SECTION 33. [EFFECTIVE JULY 1, 2023]**

49

50 **The budget agency may retain balances in the mental health fund at the end of any**
 51 **fiscal year to ensure there are sufficient funds to meet the service needs of the**



1 **developmentally disabled and the mentally ill in any year.**

2
3 **SECTION 34. [EFFECTIVE JULY 1, 2023]**

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

11 SECTION 35. IC 2-5-3.2-2, AS ADDED BY P.L.36-2015, SECTION 2, IS AMENDED TO READ
12 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. (a) As used in this section, "tax expenditure" means
13 a tax exemption, tax deduction, tax credit, preferential tax rate, or tax provision that reduces a person's
14 state tax liability.

15 (b) The legislative services agency shall, before November 1 of each even numbered year, prepare and
16 publish a tax expenditure report.

17 (c) The tax expenditure report must include at least the following:

18 (1) A listing and explanation of each tax expenditure.

19 (2) The history of each tax expenditure.

20 (3) An estimate for each state fiscal year of the next biennial budget of the cost of each tax
21 expenditure.

22 (4) A discussion of the criteria used to determine whether a tax provision is or is not a tax
23 expenditure.

24 (d) The legislative services agency shall submit the tax expenditure report to:

25 (1) the legislative council;

26 (2) the interim study committee on fiscal policy established by IC 2-5-1.3-4; and

27 (3) the chairpersons and ranking minority members of:

28 (A) the house committee on ways and means; and

29 (B) the senate committee on appropriations;

30 for use in the preparation of and consideration of the state biennial budget.

31 ~~(e) This section expires December 31, 2023.~~

32 SECTION 36. IC 3-11-17-6, AS AMENDED BY P.L.74-2017, SECTION 55, IS AMENDED TO
33 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 6. (a) The voting system technical oversight
34 program account is established ~~with~~ **within** the state general fund to provide money for administering and
35 enforcing IC 3-11-7, IC 3-11-7.5, IC 3-11-15, IC 3-11-16, and this chapter.

36 (b) The ~~election division secretary of state~~ shall administer the account. With the approval of the
37 budget agency, funds in the account are available to augment and supplement the funds appropriated to
38 the ~~election division secretary of state~~ for the purposes described in this section.

39 (c) The expenses of administering the account shall be paid from the money in the account.

40 (d) The account consists of the following:

41 (1) All civil penalties collected under this chapter.

42 (2) Fees collected under IC 3-11-15-4.

43 (3) Contributions to the account made in accordance with a settlement agreement executed with a
44 voting system vendor.

45 (4) Money appropriated by the general assembly for the voting system technical oversight program.

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

47 SECTION 37. IC 4-1-6-8.6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]:



1 Sec. 8.6. (a) **Except as prohibited under any applicable federal law**, in cases where access to
2 confidential records containing personal information is desired **by a researcher** for research purposes,
3 the agency shall grant access if:

4 (1) the ~~requestor~~ **researcher** states in writing to the agency the purpose, including any intent to
5 publish findings, the nature of the data sought, what personal information will be required, and what
6 safeguards, **including reasonable de-identification methods**, will be taken to protect the identity
7 of the data subjects;

8 (2) the proposed safeguards are **determined by the agency to be** adequate to prevent the identity
9 of an individual data subject from being known;

10 (3) the researcher executes ~~an agreement on a form, approved by the oversight committee on public~~
11 ~~records, with the agency, a data sharing agreement or similar agreement with the agency that~~
12 **is approved by the management performance hub established by IC 4-3-26-8**, which
13 incorporates such safeguards for protection of individual data subjects, defines the scope of the
14 research project, and informs the researcher that failure to abide by conditions of the approved
15 agreement constitutes a breach of contract, **could result in the researcher not obtaining further**
16 **records from the agency**, and could result in civil litigation by the data subject or subjects;

17 (4) the researcher agrees to pay all direct or indirect costs of the research; and

18 (5) the agency maintains a copy of the agreement or contract for a period equivalent to the life of the
19 record.

20 (b) Improper disclosure of confidential information by a state employee is cause for action to dismiss
21 the employee.

22 SECTION 38. IC 4-3-26-5, AS ADDED BY P.L.269-2017, SECTION 5, IS AMENDED TO READ
23 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. As used in this chapter, "person" ~~has the meaning~~
24 ~~set forth in IC 5-22-2-20.~~ **means an individual or entity that is not described in section 2 of this**
25 **chapter.**

26 SECTION 39. IC 4-3-26-14, AS ADDED BY P.L.269-2017, SECTION 5, IS AMENDED TO READ
27 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 14. (a) The MPH shall prescribe a form to be used to
28 memorialize the ~~sharing of data under this chapter:~~ **exchange of electronically recorded information,**
29 **including government information.**

30 (b) The form prescribed under subsection (a) must be:

31 (1) completed by the executive state agency or person ~~described in section 15 of this chapter;~~ **that**
32 **is a party to the agreement;** and

33 (2) signed by the administrative head of the executive state agency or person.

34 (c) A data sharing form completed and signed under subsection (b) constitutes the agreement required
35 by any statutory or administrative law **or rule** that governs the data. No additional documentation may
36 be required to ~~share data~~ **exchange electronically recorded information, including government**
37 **information,** under this chapter.

38 SECTION 40. IC 4-3-26-15, AS ADDED BY P.L.269-2017, SECTION 5, IS AMENDED TO READ
39 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 15. **Subject to IC 4-1-6-8.6 and this chapter,** the
40 MPH may ~~accept~~ **exchange** electronically recorded information, **including government information,**
41 ~~from~~ **with** any person. The MPH may analyze and exchange electronically recorded information in
42 carrying out the powers and duties of the OMB and the powers and duties of the ~~entity~~ **person** sharing
43 the electronically recorded information. ~~Title to any electronically recorded information received by the~~
44 ~~MPH under this section is vested in the MPH.~~

45 SECTION 41. IC 4-6-15-4, AS AMENDED BY P.L.72-2022, SECTION 3, IS AMENDED TO READ
46 AS FOLLOWS [EFFECTIVE JULY 1, 2022 (RETROACTIVE)]: Sec. 4. (a) **Except as provided by any**
47 **bankruptcy court order or bankruptcy settlement, and subject to subsection (g),** funds received from



1 opioid litigation settlements that resolve existing state and political subdivision litigation lawsuits as of
2 January 1, 2021, shall be distributed **in a minimum of two (2) payments per year** in the following
3 manner:

4 (1) Fifteen percent (15%) to the ~~agency settlement fund established by IC 4-12-16-2~~ **state**
5 **unrestricted opioid settlement account established by IC 4-12-16.2-5(1)** for the benefit of the
6 state.

7 (2) Fifteen percent (15%) to the ~~agency settlement fund established by IC 4-12-16-2~~ **local**
8 **unrestricted opioid settlement account established by IC 4-12-16.2-5(2)** for distribution as
9 **reimbursement** to cities, counties, and towns according to a weighted distribution formula
10 identified in settlement documents that accounts for opioid impacts in communities.

11 (3) Thirty-five percent (35%) to the ~~agency settlement fund established by IC 4-12-16-2~~ **state**
12 **abatement opioid settlement account established by IC 4-12-16.2-5(3)** to be used for statewide
13 treatment, education, and prevention programs for opioid use disorder and any co-occurring
14 substance use disorder or mental health issues as defined or required by the settlement documents
15 or court order.

16 (4) Thirty-five percent (35%) to the ~~agency settlement fund established by IC 4-12-16-2~~ **local**
17 **abatement opioid settlement account established by IC 4-12-16.2-5(4)** for distribution to cities,
18 counties, and towns according to a weighted distribution formula identified in settlement documents
19 that accounts for opioid impacts in communities. However, if a city's or town's annual distribution
20 under this subdivision is:

21 **(A) for a distribution made before July 1, 2023, less than one thousand dollars (\$1,000); or**

22 **(B) for a distribution made after June 30, 2023, less than five thousand dollars (\$5,000);**

23 the city's or town's annual distribution must instead be distributed to the county in which the city or
24 town is located. Distributions under this subdivision may be used only for programs of treatment,
25 prevention, and care that are best practices as defined or required by the settlement documents or
26 court order.

27 **(b) Any attorney's fees or costs required to be paid by the state, including any amount in a**
28 **settlement designated for payment of state attorney's fees or costs, shall be deducted from the**
29 **distribution described in subsection (a)(1), even if the funds have not been deposited in the agency**
30 **settlement fund.**

31 ~~(b) (c)~~ **(c)** The amounts distributed to the ~~agency settlement fund~~ under subsection (a)(2) and (a)(4) are
32 annually appropriated to the office of the attorney general to make the distributions described under
33 subsection (a)(2) and (a)(4).

34 ~~(c) (d)~~ **(d)** Funds received from the settlement may not be distributed to a city, county, or town that has
35 opted out of the settlement under section 2(b) of this chapter. The settlement funds that are not distributed
36 to the cities, counties, or towns that have opted out of the settlement must be distributed in the manner
37 set forth under subsection (a)(2) and (a)(4) to the cities, counties, or towns that have opted into the
38 settlement.

39 ~~(d)~~ **(e)** The amount distributed to the ~~agency settlement fund~~ under subsection (a)(3) is annually
40 appropriated to the office of the secretary of family and social services for treatment, education, and
41 prevention programs for opioid use disorder and any co-occurring substance use disorder or mental health
42 issues as defined or required by the settlement documents or court order. Before the thirty-five percent
43 (35%) of the funds received under this subsection may be distributed, the office of the secretary of family
44 and social services shall submit a distribution plan to the budget committee for review.

45 **(e)** All entities receiving **opioid** settlement funds to be used for treatment, education, and prevention
46 programs for opioid use disorder and any co-occurring substance use disorder or mental health issues
47 shall monitor the use of those funds and provide an annual report to the office of the secretary of family



1 and social services not later than a date determined by the office of the secretary of family and social
2 services.

3 (f) The office of the secretary of family and social services shall compile and submit an annual
4 comprehensive report of the information received under subsection (e) to the general assembly in an
5 electronic format under IC 5-14-6 not later than October 1 of each year identifying all funds committed
6 and used as specified by any settlement documents or court order.

7 (g) **If any settlement documents or court order, assurance of voluntary compliance, or other**
8 **form of agreement related to opioids requires at least seventy percent (70%) of the settlement**
9 **proceeds to be used for treatment, education, recovery, enforcement, or prevention programs, any**
10 **amount of settlement funds in addition to those distributed under subsection (a)(3) and (a)(4) that**
11 **are needed to meet the terms must first come from funds that would otherwise be distributed under**
12 **subsection (a)(1).**

13 (h) Any city, county, or town receiving a distribution under subsection (a)(2) or (a)(4) may
14 transfer all or part of its distribution to another city, county, or town to be used for the benefit of
15 both communities.

16 (i) Upon a majority vote of the legislative body, a city, county, or town receiving a distribution
17 under subsection (a)(2) or (a)(4) may sell for cash or other consideration the right to receive the
18 distribution. However, the proceeds from the sale of a distribution received under subsection (a)(2)
19 must be used for the purposes allowed for a distribution under subsection (a)(2), and the proceeds
20 from the sale of a distribution received under subsection (a)(4) must be used for the purposes
21 allowed for a distribution under subsection (a)(4). A city, county, or town may pledge, grant a lien
22 on, or grant a security interest in a distribution to effectuate a sale under this subsection. The
23 legislative body's approval of the sale is conclusive as to the adequacy of the consideration for the
24 sale.

25 SECTION 42. IC 4-6-15-5, AS ADDED BY P.L. 72-2022, SECTION 4, IS AMENDED TO READ AS
26 FOLLOWS [EFFECTIVE JULY 1, 2022 (RETROACTIVE)]: Sec. 5. Before distributing funds to a city,
27 county, or town that has opted back into a settlement under section 2(d) of this chapter, the ~~budget agency~~
28 **office of the attorney general** shall:

29 (1) withhold from distribution to the city, county, or town the funds owed to the private legal counsel
30 of the city, county, or town; ~~in the amount set forth in the agreement between the city, county, or~~
31 ~~town and private legal counsel;~~ and

32 (2) distribute the attorney's fees and costs to the private legal counsel of the city, county, or town.
33 ~~in the amount set forth in the agreement between the city, county, or town and private legal counsel.~~

34 SECTION 43. IC 4-6-16 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
35 AS FOLLOWS [EFFECTIVE JANUARY 1, 2023 (RETROACTIVE)]:

36 **Chapter 16. Attorney General Contingency Fee Fund**

37 **Sec. 1. This chapter applies to state funds received after December 31, 2022.**

38 **Sec. 2. As used in this chapter, "contingency fee" means a fee for legal services:**

- 39 (1) performed by an attorney or attorneys employed within the attorney general's office;
40 (2) that are contingent upon attainment of a settlement agreement or court order in a civil
41 case; and
42 (3) from which money is received that would otherwise be deposited as state funds in the
43 agency settlement fund under IC 4-12-16-3(a).

44 **Sec. 3. As used in this chapter, "fund" means the attorney general contingency fee fund**
45 **established by section 6 of this chapter.**

46 **Sec. 4. (a) Subject to section 5 of this chapter, the attorney general is entitled to a contingency**
47 **fee equal to:**



1 (1) the amount of state funds that are received in a settlement agreement or court order
2 described in IC 4-12-16-3(a); multiplied by

3 (2) the applicable contingency fee percentage under subsection (b).

4 (b) The applicable contingency fee percentage for purposes of subsection (a) shall not exceed the
5 aggregate contingency fee sum of the following:

6 (1) Twenty-five percent (25%) of any recovery that exceeds two million dollars (\$2,000,000)
7 and that is not more than ten million dollars (\$10,000,000).

8 (2) Twenty percent (20%) of any part of a recovery of more than ten million dollars
9 (\$10,000,000) and not more than fifteen million dollars (\$15,000,000).

10 (3) Fifteen percent (15%) of any part of a recovery of more than fifteen million dollars
11 (\$15,000,000) and not more than twenty million dollars (\$20,000,000).

12 (4) Ten percent (10%) of any part of a recovery of more than twenty million dollars
13 (\$20,000,000) and not more than twenty-five million dollars (\$25,000,000).

14 (5) Five percent (5%) of any part of a recovery of more than twenty-five million dollars
15 (\$25,000,000).

16 (c) Money recovered as a contingency fee shall be deposited in the fund. The contingency fee
17 amount shall first be deposited in the fund before the remaining recovered state funds are deposited
18 in the agency settlement fund under IC 4-12-16-3(a).

19 Sec. 5. (a) The attorney general is not entitled to a contingency fee if the attorney general hired
20 private attorneys as outside counsel to litigate the case.

21 (b) The amount of money deposited in the fund each state fiscal year under this chapter may not
22 exceed two million five hundred thousand dollars (\$2,500,000). However, after review by the budget
23 committee, the amount of money deposited in the fund in a given state fiscal year may exceed two
24 million five hundred thousand dollars (\$2,500,000).

25 Sec. 6. (a) The attorney general contingency fee fund is established for the purposes of paying
26 litigation costs of the attorney general's office.

27 (b) The fund consists of:

28 (1) money deposited in the fund under section 4 of this chapter; and

29 (2) all earnings on investments of the funds.

30 (c) The attorney general shall administer the fund.

31 (d) Subject to subsection (e), money in the fund may be used to fund future litigation and
32 consumer education initiatives.

33 (e) Money deposited in the fund must be used in accordance with any settlement requirements
34 imposed for its use as determined by court order.

35 (f) The expenses of administering the fund shall be paid from the money in the fund.

36 (g) The treasurer of state shall invest the money in the fund not currently needed to meet the
37 obligations of the fund in the same manner as other public money may be invested.

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

39 SECTION 44. IC 4-7-1-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

40 Sec. 1. (a) The individual elected as auditor of state shall take office on January 1 following the
41 individual's election.

42 (b) The auditor of state, before entering upon the duties of office shall execute an official bond, for the
43 sum of ten thousand dollars (\$10,000), to be approved by the governor.

44 (c) The auditor of state shall also be known as the state comptroller. After June 30, 2023, the
45 auditor of state's office shall use the title "state comptroller" in conducting state business, in all
46 contracts, on business cards, on stationery, and with other means of communication as necessary.
47 The change in title under this subsection does not invalidate any documents or transactions



1 **conducted in the name of the auditor of state.**

2 SECTION 45. IC 4-12-1-9, AS AMENDED BY P.L.108-2019, SECTION 57, IS AMENDED TO
3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 9. (a) The budget agency shall assist the budget
4 committee in the preparation of the budget report and the budget bill, using the recommendations and
5 estimates prepared by the budget agency and the information obtained through investigation and
6 presented at hearings. The budget committee shall consider the data, information, recommendations and
7 estimates before it and, to the extent that there is agreement on items, matters, and amounts between the
8 budget agency and a majority of the members of the budget committee, the committee shall organize and
9 assemble a budget report and a budget bill or budget bills. In the event the budget agency and a majority
10 of the members of the budget committee shall differ upon any item, matter, or amount to be included in
11 such report and bills, the recommendation of the budget agency shall be included in the budget bill or
12 bills, and the particular item, matter, or amount, and the extent of and reasons for the differences between
13 the budget agency and the budget committee shall be stated fully in the budget report. The budget
14 committee shall submit the budget report and the budget bill or bills to the governor **on or** before:

- 15 (1) the second Monday of January in the year immediately following the calendar year in which the
16 budget report and budget bill or bills are prepared, if the budget report and budget bill or bills are
17 prepared in a calendar year other than a calendar year in which a gubernatorial election is held; or
18 (2) the third Monday of January, if the budget report and budget bill or bills are prepared in the same
19 calendar year in which a gubernatorial election is held.

20 The governor shall deliver to the house members of the budget committee such bill or bills for
21 introduction into the house of representatives.

22 (b) Whenever during the period beginning thirty (30) days prior to a regular session of the general
23 assembly the budget report and budget bill or bills have been completed and printed and are available for
24 distribution, upon the request of a member of the general assembly an informal distribution of one (1)
25 copy of each such document shall be made by the budget committee to such members. During business
26 hours, and as may be otherwise required during sessions of the general assembly, the budget agency shall
27 make available to the members of the general assembly so much as they shall require of its accumulated
28 staff information, analyses and reports concerning the fiscal affairs of the state and the current budget
29 report and budget bill or bills.

30 (c) The budget report shall include at least the following parts:

- 31 (1) A statement of budget policy, including but not limited to recommendations with reference to
32 the fiscal policy of the state for the coming budget period, and describing the important features of
33 the budget.
34 (2) A general budget summary setting forth the aggregate figures of the budget to show the total
35 proposed expenditures and the total anticipated income, and the surplus or deficit.
36 (3) The detailed data on actual receipts and expenditures for the previous fiscal year or two (2) fiscal
37 years depending upon the length of the budget period for which the budget bill or bills is proposed,
38 the estimated receipts and expenditures for the current year, and for the ensuing budget period, and
39 the anticipated balances at the end of the current fiscal year and the ensuing budget period. Such
40 data shall be supplemented with necessary explanatory schedules and statements, including a
41 statement of any differences between the recommendations of the budget agency and of the budget
42 committee.
43 (4) A description of the capital improvement program for the state and an explanation of its relation
44 to the budget.
45 (5) The budget bills.
46 (6) The tax expenditure report prepared by the legislative services agency under IC 2-5-3.2-2.
47 (7) For each appropriation in the governor's recommended budget bill that is made to a state



1 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,
2 a summary and justification for the workforce related program.

3 (d) The budget report shall cover and include all special and dedicated revenue funds as well as the
4 general revenue fund and shall include the estimated amounts of federal aids, for whatever purpose
5 provided, together with estimated expenditures therefrom.

6 (e) The budget agency shall furnish the governor with any further information required concerning the
7 budget, and upon request shall attend hearings of committees of the general assembly on the budget bills.

8 SECTION 46. IC 4-12-16-3, AS AMENDED BY P.L.141-2021, SECTION 2, IS AMENDED TO
9 READ AS FOLLOWS [EFFECTIVE JULY 1, 2022 (RETROACTIVE)]: Sec. 3. (a) The fund consists
10 of:

11 (1) except as provided in subsections (b) and (c) **and IC 4-12-16.2**, all funds received by the state,
12 **less any amount owed for outside counsel attorney's fees, costs, or expenses**, under:

13 (A) multistate and Indiana specific settlements;

14 (B) assurances of voluntary compliance accepted by the attorney general; and

15 (C) any other form of agreement that:

16 (i) is enforceable by a court; and

17 (ii) settles litigation between the state and another party; and

18 (2) all money recovered as court costs or costs related to litigation.

19 (b) Any amount of restitution that is:

20 (1) awarded to an individual or institution under a settlement or assurance of voluntary compliance;

21 (2) unclaimed by an individual or institution;

22 (3) received by a state agency; and

23 (4) determined to be abandoned property under IC 32-34-1.5;

24 must be deposited in the abandoned property fund under IC 32-34-1.5-42.

25 (c) The fund does not include the following:

26 (1) Funds received by the state department of revenue.

27 (2) Funds required to be deposited in the securities division enforcement account (IC 23-19-6-1).

28 (3) Funds received as the result of a civil forfeiture under IC 34-24-1.

29 (4) Funds received as a civil penalty or as part of an enforcement or collection action by an agency
30 authorized to impose a civil penalty or engage in an enforcement or collection action, if the funds
31 are required to be deposited in the general fund or another fund by statute.

32 (5) Funds recovered by the Medicaid fraud control unit in actions to recover money inappropriately
33 paid out of or obtained from the state Medicaid program.

34 (6) Amounts required to be paid as consumer restitution or refunds in settlements specified in this
35 chapter.

36 (7) Amounts received under the Master Settlement Agreement (as defined in IC 24-3-3-6).

37 **(8) Amounts received as a result of opioid litigation settlements that are required to be**
38 **distributed as provided in IC 4-6-15-4.**

39 **(9) Amounts deposited in the attorney general contingency fee fund under IC 4-6-16.**

40 SECTION 47. IC 4-12-16-5, AS ADDED BY P.L.217-2017, SECTION 39, IS AMENDED TO READ
41 AS FOLLOWS [EFFECTIVE JULY 1, 2022 (RETROACTIVE)]: Sec. 5. (a) A state agency may use the
42 money in the fund after appropriation of the money in the fund by the general assembly.

43 ~~(b) A state agency may, not later than November 1 of each even-numbered calendar year, submit to~~
44 ~~the budget committee and the legislative council in an electronic format under IC 5-14-6 a list of proposed~~
45 ~~projects; including the estimated cost of each project, for consideration of the general assembly in making~~
46 ~~appropriations during the biennial budget process.~~

47 **(b) The budget agency shall report to the budget committee on each request for augmentation**



1 the budget agency receives that is for an amount that exceeds one hundred thousand dollars
2 (\$100,000).

3 (c) The proceeds of a particular settlement, assurance of voluntary compliance, or other form of
4 agreement that are deposited in the fund must be used by the state agency according to any court order
5 that applies to the settlement, assurance of voluntary compliance, or other form of agreement.

6 SECTION 48. IC 4-12-16.2 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
7 AS FOLLOWS [EFFECTIVE JULY 1, 2022 (RETROACTIVE)]:

8 **Chapter 16.2. Opioid Settlement Fund**

9 **Sec. 1. As used in this chapter, "fund" means the opioid settlement fund established by section**
10 **2 of this chapter.**

11 **Sec. 2. The opioid settlement fund is established.**

12 **Sec. 3. The fund consists of:**

13 (1) all funds received by the state under:

14 (A) multi-state and Indiana specific opioid litigation settlements described in IC 4-6-15; and

15 (B) any other form of opioid litigation agreement that:

16 (i) is enforceable by a court; and

17 (ii) settles litigation between the state and another party;

18 (2) all money recovered as court costs or costs related to opioid litigation; and

19 (3) interest that accrues to the fund under section 7 of this chapter.

20 **Sec. 4. The fund shall be administered by the budget agency.**

21 **Sec. 5. The following accounts are established within the fund:**

22 (1) The state unrestricted opioid settlement account. The account consists of money distributed
23 to the account under IC 4-6-15-4(a)(1) and any interest earnings that accrue to the fund under
24 section 7 of this chapter. Expenditures from the account may be made only after appropriation
25 of the money in the account by the general assembly. Money in the account must be used by
26 the state for oversight and administration of programs for treatment, education, recovery,
27 enforcement, and prevention of opioid use disorder and any co-occurring substance use
28 disorders or mental health issues.

29 (2) The local unrestricted opioid settlement account. The account consists of money distributed
30 to the account under IC 4-6-15-4(a)(2). Money in the account is continuously appropriated to
31 the office of the attorney general to make the distributions described in IC 4-6-15-4(a)(2).

32 (3) The state abatement opioid settlement account. The account consists of money distributed
33 to the account under IC 4-6-15-4(a)(3) and the balance of any opioid litigation settlements
34 remaining prior to the passage of P.L.72-2022. Money in the account is continuously
35 appropriated to the office of the secretary of family and social services for treatment,
36 education, recovery, enforcement, and prevention programs for opioid use disorder and any
37 co-occurring substance use disorder or mental health issues as defined or required by the
38 settlement documents or court order. Before the funds received under this subdivision may be
39 distributed, the office of the secretary of family and social services shall submit a distribution
40 plan to the budget committee for review.

41 (4) The local abatement opioid settlement account. The account consists of money distributed
42 to the account under IC 4-6-15-4(a)(4). Money in the account is continuously appropriated to
43 the office of the attorney general to make the distributions described in IC 4-6-15-4(a)(4).

44 **Sec. 6. The expenses of administering the fund shall be paid from money in the state unrestricted**
45 **opioid settlement account established by section 5(1) of this chapter.**

46 **Sec. 7. The treasurer of state shall invest the money in the fund not currently needed to meet the**
47 **obligations of the fund in the same manner as other public money may be invested. Interest that**



1 accrues from the investments shall be deposited in the state unrestricted opioid settlement account
2 established by section 5(1) of this chapter.

3 **Sec. 8. Money in the fund at the end of a state fiscal year does not revert to the state general**
4 **fund.**

5 SECTION 49. IC 4-33-13-4 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 4. Sufficient funds are~~
6 ~~annually appropriated to the commission from the state gaming fund to administer this article.~~

7 SECTION 50. IC 4-33-13-5, AS AMENDED BY P.L.178-2022(ts), SECTION 2, IS AMENDED TO
8 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. (a) This subsection does not apply to tax
9 revenue remitted by an operating agent operating a riverboat in a historic hotel district. ~~After funds are~~
10 ~~appropriated under section 4 of this chapter,~~ **Excluding funds that are appropriated in the biennial**
11 **budget act from the state gaming fund to the commission for purposes of administering this article,**
12 each month the auditor of state shall distribute the tax revenue deposited in the state gaming fund under
13 this chapter to the following:

14 (1) An amount equal to the following shall be set aside for revenue sharing under subsection (d):

15 (A) Before July 1, 2021, the first thirty-three million dollars (\$33,000,000) of tax revenues
16 collected under this chapter shall be set aside for revenue sharing under subsection (d).

17 (B) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling
18 games authorized under this article during the preceding state fiscal year is equal to or greater
19 than the total adjusted gross receipts received by licensees from gambling games authorized
20 under this article during the state fiscal year ending June 30, 2020, the first thirty-three million
21 dollars (\$33,000,000) of tax revenues collected under this chapter shall be set aside for revenue
22 sharing under subsection (d).

23 (C) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling
24 games authorized under this article during the preceding state fiscal year is less than the total
25 adjusted gross receipts received by licensees from gambling games authorized under this article
26 during the state year ending June 30, 2020, an amount equal to the first thirty-three million
27 dollars (\$33,000,000) of tax revenues collected under this chapter multiplied by the result of:

28 (i) the total adjusted gross receipts received by licensees from gambling games authorized
29 under this article during the preceding state fiscal year; divided by

30 (ii) the total adjusted gross receipts received by licensees from gambling games authorized
31 under this article during the state fiscal year ending June 30, 2020;

32 shall be set aside for revenue sharing under subsection (d).

33 (2) Subject to subsection (c), twenty-five percent (25%) of the remaining tax revenue remitted by
34 each licensed owner shall be paid:

35 (A) to the city in which the riverboat is located or that is designated as the home dock of the
36 riverboat from which the tax revenue was collected, in the case of:

37 (i) a city described in IC 4-33-12-6(b)(1)(A);

38 (ii) a city located in Lake County; or

39 (iii) Terre Haute; or

40 (B) to the county that is designated as the home dock of the riverboat from which the tax revenue
41 was collected, in the case of a riverboat that is not located in a city described in clause (A) or
42 whose home dock is not in a city described in clause (A).

43 (3) The remainder of the tax revenue remitted by each licensed owner shall be paid to the state
44 general fund. In each state fiscal year, the auditor of state shall make the transfer required by this
45 subdivision on or before the fifteenth day of the month based on revenue received during the
46 preceding month for deposit in the state gaming fund. Specifically, the auditor of state may transfer
47 the tax revenue received by the state in a month to the state general fund in the immediately



1 following month according to this subdivision.

2 (b) This subsection applies only to tax revenue remitted by an operating agent operating a riverboat
3 in a historic hotel district after June 30, 2019. ~~After funds are appropriated under section 4 of this chapter,~~
4 **Excluding funds that are appropriated in the biennial budget act from the state gaming fund to the**
5 **commission for purposes of administering this article**, each month the auditor of state shall distribute
6 the tax revenue remitted by the operating agent under this chapter as follows:

7 (1) For state fiscal years beginning after June 30, 2019, but ending before July 1, 2021, fifty-six and
8 five-tenths percent (56.5%) shall be paid to the state general fund.

9 (2) For state fiscal years beginning after June 30, 2021, fifty-six and five-tenths percent (56.5%)
10 shall be paid as follows:

11 (A) Sixty-six and four-tenths percent (66.4%) shall be paid to the state general fund.

12 (B) Thirty-three and six-tenths percent (33.6%) shall be paid to the West Baden Springs historic
13 hotel preservation and maintenance fund established by IC 36-7-11.5-11(b). However, if:

14 (i) at any time the balance in that fund exceeds twenty-five million dollars (\$25,000,000); or

15 (ii) in any part of a state fiscal year in which the operating agent has received at least one
16 hundred million dollars (\$100,000,000) of adjusted gross receipts;

17 the amount described in this clause shall be paid to the state general fund for the remainder of
18 the state fiscal year.

19 (3) Forty-three and five-tenths percent (43.5%) shall be paid as follows:

20 (A) Twenty-two and four-tenths percent (22.4%) shall be paid as follows:

21 (i) Fifty percent (50%) to the fiscal officer of the town of French Lick.

22 (ii) Fifty percent (50%) to the fiscal officer of the town of West Baden Springs.

23 (B) Fourteen and eight-tenths percent (14.8%) shall be paid to the county treasurer of Orange
24 County for distribution among the school corporations in the county. The governing bodies for
25 the school corporations in the county shall provide a formula for the distribution of the money
26 received under this clause among the school corporations by joint resolution adopted by the
27 governing body of each of the school corporations in the county. Money received by a school
28 corporation under this clause must be used to improve the educational attainment of students
29 enrolled in the school corporation receiving the money. Not later than the first regular meeting
30 in the school year of a governing body of a school corporation receiving a distribution under this
31 clause, the superintendent of the school corporation shall submit to the governing body a report
32 describing the purposes for which the receipts under this clause were used and the improvements
33 in educational attainment realized through the use of the money. The report is a public record.

34 (C) Thirteen and one-tenth percent (13.1%) shall be paid to the county treasurer of Orange
35 County.

36 (D) Five and three-tenths percent (5.3%) shall be distributed quarterly to the county treasurer of
37 Dubois County for appropriation by the county fiscal body after receiving a recommendation
38 from the county executive. The county fiscal body for the receiving county shall provide for the
39 distribution of the money received under this clause to one (1) or more taxing units (as defined
40 in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after
41 receiving a recommendation from the county executive.

42 (E) Five and three-tenths percent (5.3%) shall be distributed quarterly to the county treasurer of
43 Crawford County for appropriation by the county fiscal body after receiving a recommendation
44 from the county executive. The county fiscal body for the receiving county shall provide for the
45 distribution of the money received under this clause to one (1) or more taxing units (as defined
46 in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after
47 receiving a recommendation from the county executive.



1 (F) Six and thirty-five hundredths percent (6.35%) shall be paid to the fiscal officer of the town
2 of Paoli.

3 (G) Six and thirty-five hundredths percent (6.35%) shall be paid to the fiscal officer of the town
4 of Orleans.

5 (H) Twenty-six and four-tenths percent (26.4%) shall be paid to the Indiana economic
6 development corporation established by IC 5-28-3-1 for transfer as follows:

7 (i) Beginning after December 31, 2017, ten percent (10%) of the amount transferred under this
8 clause in each calendar year shall be transferred to the South Central Indiana Regional
9 Economic Development Corporation or a successor entity or partnership for economic
10 development for the purpose of recruiting new business to Orange County as well as promoting
11 the retention and expansion of existing businesses in Orange County.

12 (ii) The remainder of the amount transferred under this clause in each calendar year shall be
13 transferred to Radius Indiana or a successor regional entity or partnership for the development
14 and implementation of a regional economic development strategy to assist the residents of
15 Orange County and the counties contiguous to Orange County in improving their quality of life
16 and to help promote successful and sustainable communities.

17 To the extent possible, the Indiana economic development corporation shall provide for the
18 transfer under item (i) to be made in four (4) equal installments. However, an amount sufficient
19 to meet current obligations to retire or refinance indebtedness or leases for which tax revenues
20 under this section were pledged before January 1, 2015, by the Orange County development
21 commission shall be paid to the Orange County development commission before making
22 distributions to the South Central Indiana Regional Economic Development Corporation and
23 Radius Indiana or their successor entities or partnerships. The amount paid to the Orange County
24 development commission shall proportionally reduce the amount payable to the South Central
25 Indiana Regional Economic Development Corporation and Radius Indiana or their successor
26 entities or partnerships.

27 (c) This subsection does not apply to tax revenue remitted by an inland casino operating in Vigo
28 County. For each city and county receiving money under subsection (a)(2), the auditor of state shall
29 determine the total amount of money paid by the auditor of state to the city or county during the state
30 fiscal year 2002. The amount determined is the base year revenue for the city or county. The auditor of
31 state shall certify the base year revenue determined under this subsection to the city or county. The total
32 amount of money distributed to a city or county under this section during a state fiscal year may not
33 exceed the entity's base year revenue. For each state fiscal year, the auditor of state shall pay that part of
34 the riverboat wagering taxes that:

35 (1) exceeds a particular city's or county's base year revenue; and

36 (2) would otherwise be due to the city or county under this section;

37 to the state general fund instead of to the city or county.

38 (d) Except as provided in subsections (k) and (l), before August 15 of each year, the auditor of state
39 shall distribute the wagering taxes set aside for revenue sharing under subsection (a)(1) to the county
40 treasurer of each county that does not have a riverboat according to the ratio that the county's population
41 bears to the total population of the counties that do not have a riverboat. Except as provided in subsection
42 (g), the county auditor shall distribute the money received by the county under this subsection as follows:

43 (1) To each city located in the county according to the ratio the city's population bears to the total
44 population of the county.

45 (2) To each town located in the county according to the ratio the town's population bears to the total
46 population of the county.

47 (3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be



1 retained by the county.

2 (e) Money received by a city, town, or county under subsection (d) or (g) may be used for any of the
3 following purposes:

4 (1) To reduce the property tax levy of the city, town, or county for a particular year (a property tax
5 reduction under this subdivision does not reduce the maximum levy of the city, town, or county
6 under IC 6-1.1-18.5).

7 (2) For deposit in a special fund or allocation fund created under IC 8-22-3.5, IC 36-7-14,
8 IC 36-7-14.5, IC 36-7-15.1, and IC 36-7-30 to provide funding for debt repayment.

9 (3) To fund sewer and water projects, including storm water management projects.

10 (4) For police and fire pensions.

11 (5) To carry out any governmental purpose for which the money is appropriated by the fiscal body
12 of the city, town, or county. Money used under this subdivision does not reduce the property tax levy
13 of the city, town, or county for a particular year or reduce the maximum levy of the city, town, or
14 county under IC 6-1.1-18.5.

15 (f) This subsection does not apply to an inland casino operating in Vigo County. Before July 15 of each
16 year, the auditor of state shall determine the total amount of money distributed to an entity under
17 IC 4-33-12-6 or IC 4-33-12-8 during the preceding state fiscal year. If the auditor of state determines that
18 the total amount of money distributed to an entity under IC 4-33-12-6 or IC 4-33-12-8 during the
19 preceding state fiscal year was less than the entity's base year revenue (as determined under
20 IC 4-33-12-9), the auditor of state shall make a supplemental distribution to the entity from taxes collected
21 under this chapter and deposited into the state general fund. Except as provided in subsection (h), the
22 amount of an entity's supplemental distribution is equal to:

23 (1) the entity's base year revenue (as determined under IC 4-33-12-9); minus

24 (2) the sum of:

25 (A) the total amount of money distributed to the entity and constructively received by the entity
26 during the preceding state fiscal year under IC 4-33-12-6 or IC 4-33-12-8; plus

27 (B) the amount of any admissions taxes deducted under IC 6-3.1-20-7.

28 (g) This subsection applies only to Marion County. The county auditor shall distribute the money
29 received by the county under subsection (d) as follows:

30 (1) To each city, other than the consolidated city, located in the county according to the ratio that
31 the city's population bears to the total population of the county.

32 (2) To each town located in the county according to the ratio that the town's population bears to the
33 total population of the county.

34 (3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be paid
35 in equal amounts to the consolidated city and the county.

36 (h) This subsection does not apply to an inland casino operating in Vigo County. This subsection
37 applies to a supplemental distribution made after June 30, 2017. The maximum amount of money that
38 may be distributed under subsection (f) in a state fiscal year is equal to the following:

39 (1) Before July 1, 2021, forty-eight million dollars (\$48,000,000).

40 (2) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling
41 games authorized under this article during the preceding state fiscal year is equal to or greater than
42 the total adjusted gross receipts received by licensees from gambling games authorized under this
43 article during the state fiscal year ending June 30, 2020, the maximum amount is forty-eight million
44 dollars (\$48,000,000).

45 (3) After June 30, 2021, if the total adjusted gross receipts received by licensees from gambling
46 games authorized under this article during the preceding state fiscal year is less than the total
47 adjusted gross receipts received by licensees from gambling games authorized under this article



1 during the state fiscal year ending June 30, 2020, the maximum amount is equal to the result of:

2 (A) forty-eight million dollars (\$48,000,000); multiplied by

3 (B) the result of:

4 (i) the total adjusted gross receipts received by licensees from gambling games authorized
5 under this article during the preceding state fiscal year; divided by

6 (ii) the total adjusted gross receipts received by licensees from gambling games authorized
7 under this article during the state fiscal year ending June 30, 2020.

8 If the total amount determined under subsection (f) exceeds the maximum amount determined under this
9 subsection, the amount distributed to an entity under subsection (f) must be reduced according to the ratio
10 that the amount distributed to the entity under IC 4-33-12-6 or IC 4-33-12-8 bears to the total amount
11 distributed under IC 4-33-12-6 and IC 4-33-12-8 to all entities receiving a supplemental distribution.

12 (i) This subsection applies to a supplemental distribution, if any, payable to Lake County, Hammond,
13 Gary, or East Chicago under subsections (f) and (h). Beginning in July 2016, the auditor of state shall,
14 after making any deductions from the supplemental distribution required by IC 6-3.1-20-7, deduct from
15 the remainder of the supplemental distribution otherwise payable to the unit under this section the lesser
16 of:

17 (1) the remaining amount of the supplemental distribution; or

18 (2) the difference, if any, between:

19 (A) three million five hundred thousand dollars (\$3,500,000); minus

20 (B) the amount of admissions taxes constructively received by the unit in the previous state fiscal
21 year.

22 The auditor of state shall distribute the amounts deducted under this subsection to the northwest Indiana
23 redevelopment authority established under IC 36-7.5-2-1 for deposit in the development authority revenue
24 fund established under IC 36-7.5-4-1.

25 (j) Money distributed to a political subdivision under subsection (b):

26 (1) must be paid to the fiscal officer of the political subdivision and may be deposited in the political
27 subdivision's general fund (in the case of a school corporation, the school corporation may deposit
28 the money into either the education fund (IC 20-40-2) or the operations fund (IC 20-40-18)) or
29 riverboat fund established under IC 36-1-8-9, or both;

30 (2) may not be used to reduce the maximum levy under IC 6-1.1-18.5 of a county, city, or town or
31 the maximum tax rate of a school corporation, but, except as provided in subsection (b)(3)(B), may
32 be used at the discretion of the political subdivision to reduce the property tax levy of the county,
33 city, or town for a particular year;

34 (3) except as provided in subsection (b)(3)(B), may be used for any legal or corporate purpose of the
35 political subdivision, including the pledge of money to bonds, leases, or other obligations under
36 IC 5-1-14-4; and

37 (4) is considered miscellaneous revenue.

38 Money distributed under subsection (b)(3)(B) must be used for the purposes specified in subsection
39 (b)(3)(B).

40 (k) After June 30, 2020, the amount of wagering taxes that would otherwise be distributed to South
41 Bend under subsection (d) shall be deposited as being received from all riverboats whose supplemental
42 wagering tax, as calculated under IC 4-33-12-1.5(b), is over three and five-tenths percent (3.5%). The
43 amount deposited under this subsection, in each riverboat's account, is proportionate to the supplemental
44 wagering tax received from that riverboat under IC 4-33-12-1.5 in the month of July. The amount
45 deposited under this subsection must be distributed in the same manner as the supplemental wagering tax
46 collected under IC 4-33-12-1.5. This subsection expires June 30, 2021.

47 (l) After June 30, 2021, the amount of wagering taxes that would otherwise be distributed to South



1 Bend under subsection (d) shall be withheld and deposited in the state general fund.
2 SECTION 51. IC 5-10-8-7.4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ
3 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 7.4. The state personnel department shall, when**
4 **contracting for the self-insurance program under section 7(b) of this chapter or prepaid health care**
5 **delivery under section 7(c) of this chapter, require the use of value based coverage as part of the**
6 **contract.**

7 SECTION 52. IC 5-10-8-8.5, AS AMENDED BY P.L.92-2021, SECTION 4, IS AMENDED TO
8 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 8.5. (a) The retiree health benefit trust fund
9 is established to provide funding for a retiree health benefit plan developed under IC 5-10-8.5.

10 (b) The trust fund shall be administered by the INPRS. The expenses of administering the trust fund
11 shall be paid from money in the trust fund. The trust fund consists of cigarette tax revenues deposited in
12 the fund under ~~IC 6-7-1-28.1(7)~~ **IC 6-7-1-28.1(6)** and other appropriations, revenues, or transfers to the
13 trust fund under IC 4-12-1.

14 (c) The INPRS shall invest the money in the trust fund not currently needed to meet the obligations
15 of the trust fund in the same manner and with the same limitations described in IC 5-10.5-4-1 and
16 IC 5-10.5-5-1.

17 (d) The trust fund is considered a trust fund for purposes of IC 4-9.1-1-7. Money may not be
18 transferred, assigned, or otherwise removed from the trust fund by the state board of finance, the budget
19 agency, or any other state agency.

20 (e) The trust fund shall be established and administered in a manner that complies with Internal
21 Revenue Code requirements concerning health reimbursement arrangement (HRA) trusts. Contributions
22 by the state to the trust fund are irrevocable. All assets held in the trust fund must be held for the exclusive
23 benefit of participants of the retiree health benefit plan developed under IC 5-10-8.5 and their
24 beneficiaries. All assets in the trust fund:

25 (1) are dedicated exclusively to providing benefits to participants of the plan and their beneficiaries
26 according to the terms of the plan; and

27 (2) are exempt from levy, sale, garnishment, attachment, or other legal process.

28 (f) Money in the trust fund does not revert to the state general fund at the end of any state fiscal year.

29 (g) The money in the trust fund is appropriated to the INPRS for providing the retiree health benefit
30 plan developed under IC 5-10-8.5.

31 (h) The budget agency may transfer appropriations from federal or dedicated funds to the retiree health
32 benefit trust fund.

33 SECTION 53. IC 5-10-9.8-3 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 3: If the amount of~~
34 ~~money available in the fund during a state fiscal year is insufficient to pay death benefit claims under the~~
35 ~~statutes specified in section 2(a) of this chapter, there is annually appropriated to the board from the state~~
36 ~~general fund an amount equal to the deficiency for its purpose in administering the fund.~~

37 SECTION 54. IC 5-10.2-4-8.2, AS AMENDED BY P.L.27-2019, SECTION 3, IS AMENDED TO
38 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 8.2. (a) Notwithstanding section 8 of this
39 chapter, if a member who is receiving retirement benefits is elected or appointed to an elected position
40 covered by this article, the member shall file a written, irrevocable election with the board to continue or
41 discontinue retirement benefits while the member holds the elected position.

42 (b) If a member:

43 (1) is elected or appointed to an elected position and:

44 (A) becomes at least fifty-five (55) years of age; and

45 (B) completes at least twenty (20) years of service; or

46 (2) is serving in any other position covered by this article and:

47 (A) becomes:



1 (i) before July 1, 2023, at least seventy (70) years of age; and
2 (ii) after June 30, 2023, at least sixty-five (65) years of age; and

3 (B) completes at least twenty (20) years of service;
4 while holding the position, the member may file a written, irrevocable election to begin receiving, while
5 holding the position, retirement benefits to which the member would be entitled by age and service. A
6 member who does not make the irrevocable election while holding the position continues to accrue
7 service credit for any period from the date the member qualifies to make the election under this subsection
8 to the date on which the member files a retirement application or the date on which the member ceases
9 to hold the position, whichever occurs first.

10 (c) The form and content of an election shall be prescribed by the board. If the member elects to
11 discontinue receiving retirement benefits, the member shall make contributions as required in
12 IC 5-10.2-3-2. If the member elects to continue or begin receiving benefits:

13 (1) the member may continue to make contributions under IC 5-10.2-3-2 but is not required to do
14 so; and

15 (2) the member waives the accrual of service credit and the right to any supplemental benefit from
16 service in the position, except to the extent that the value of the accrual of additional service credit
17 and any supplemental benefit exceeds the actuarial value of the benefits received under this chapter
18 and that were continued or begun pursuant to an election under this section.

19 (d) Except to the extent of the liability for any additional benefit accrued under subsection (c)(2), the
20 employer shall make the employer's contribution only for past service liability based on the salary for the
21 position of a member who elects under subsection (a) or (b) to continue or begin receiving retirement
22 benefits.

23 (e) Section 10 of this chapter applies to a member who elects under subsection (a) to discontinue
24 receiving retirement benefits. Section 10 of this chapter does not apply, while the member holds a position
25 covered by this article, to a member who elects under subsection (a) or (b) to continue or begin receiving
26 retirement benefits.

27 SECTION 55. IC 5-10.3-11-1, AS AMENDED BY P.L.23-2011, SECTION 20, IS AMENDED TO
28 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 1. There is created within the public
29 employees' retirement fund a separate account known as the pension relief fund. This fund is administered
30 by the board of trustees of the Indiana public retirement system, referred to as the "state board" in this
31 chapter. The pension relief fund consists of revenues received under ~~IC 6-7-1-28.1(4)~~, IC 6-7-1-28.1(3),
32 IC 7.1-4-12-1, any appropriations to the fund, and earnings on these revenues.

33 SECTION 56. IC 5-11-4-3, AS AMENDED BY P.L.165-2021, SECTION 62, IS AMENDED TO
34 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. (a) The expense of examination and
35 investigation of accounts shall be paid by each municipality or entity as provided in this chapter.

36 (b) The state examiner shall ~~not certify more often than monthly~~ to the auditor of each county the
37 amount chargeable to each taxing unit within the county for the expense of its examinations as provided
38 in this chapter. Immediately upon receipt of the certified statement, the county auditor shall issue a
39 warrant on the county treasurer payable to the treasurer of state out of the general fund of the county for
40 the amount stated in the certificate. The county auditor shall reimburse the county general fund, except
41 for the expense of examination and investigation of county offices, out of the money due the taxing units
42 at the next semiannual settlement of the collection of taxes.

43 (c) If the county to which a claim is made is not in possession or has not collected the funds due or to
44 be due to any examined municipality, then the certificate must be filed with and the warrant shall be
45 drawn by the officer of the municipality having authority to draw warrants upon its funds. The
46 municipality shall pay the warrant immediately to the treasurer of state. The money, when received by the
47 treasurer of state, shall be deposited in the examinations fund created by subsection ~~(g)~~: (h).



1 (d) Except as otherwise provided in this chapter, each:
2 (1) taxing unit; and
3 (2) soil and water conservation district;
4 shall be charged at the rate of one hundred seventy-five dollars (\$175) per day an amount equal to fifty
5 percent (50%) of the actual direct and indirect cost of performing an examination for each field
6 examiner, private examiner, expert, or employee of the state board of accounts who is engaged in making
7 examinations or investigations carried out under this article, **but not to exceed four hundred dollars**
8 **(\$400) per day.** Audited entities described in subdivisions (1) and (2) shall be charged the actual direct
9 and indirect allowable cost under 2 CFR 200.425 of performing the audit. Except as provided in
10 subsection ~~(h)~~; **(i)**, all other audited entities shall be charged the actual direct and indirect cost of
11 performing the examination or investigation.

12 **(e) The audit committee shall annually review the amounts charged under subsection (d) to**
13 **ensure that the cost of performing an audit does not exceed an amount equal to eighty percent**
14 **(80%) of the market rate cost. The state board of accounts shall provide an annual report to the**
15 **audit committee comparing the state board of accounts' rates to the prevailing market rates to**
16 **assist in the audit committee's review.**

17 ~~(e)~~ **(f)** The state examiner shall certify, as necessary, to the proper disbursing officer the total amount
18 of expense incurred for the examination of:

- 19 (1) any unit of state government or entity that is required by law to bear the costs of its own
20 examination and operating expense; or
- 21 (2) any utility owned or operated by any municipality or any department of the municipality, if the
22 utility is operated from revenues or receipts other than taxation.

23 Upon receipt of the state examiner's certificate the unit of state government, entity, or utility shall
24 immediately pay to the treasurer of state the amount charged. The money, when received by the treasurer
25 of state, shall be deposited in the examinations fund created by subsection ~~(g)~~; **(h)**.

26 ~~(f)~~ **(g)** In addition to other charges provided in this chapter, the state examiner may charge a reasonable
27 fee for technology and processing costs related to completing reports of examination and processing
28 reports of examination in the same manner as other charges are made under this chapter. The fees shall
29 be deposited in the examinations fund created by subsection ~~(g)~~; **(h)**.

30 ~~(g)~~ **(h)** There is created a dedicated fund known as the examinations fund in the hands of the state
31 examiner to be used by the state examiner for the payment of the expense of examinations under this
32 article. All fees charged for examinations under this article shall be deposited into the examinations fund.
33 Money remaining in the fund at the end of the state fiscal year does not revert to the state general fund.

34 ~~(h)~~ **(i)** A municipality that contracts for services with a volunteer fire department may pay the cost of
35 an examination or investigation of the volunteer fire department under this chapter.

36 ~~(i)~~ **(j)** An audit of a county shall include, but not be limited to, an audit of that county's soil and water
37 conservation district established under IC 14-32.

38 SECTION 57. IC 5-13-12-11, AS AMENDED BY P.L.4-2005, SECTION 27, IS AMENDED TO
39 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 11. (a) In addition to the authority given the
40 board for depositories in section 7 of this chapter, the board may lend, from that part of the insurance fund
41 reserved for economic development, to any commuter transportation district that is established under
42 IC 8-5-15 an amount not to exceed two million six hundred thousand dollars (\$2,600,000).

43 (b) The board of trustees of a district that receives a loan under this section shall do the following:

- 44 (1) Use the loan proceeds only for paying or reimbursing the following costs and expenses of the
45 district:
 - 46 (A) Property and casualty insurance premiums.
 - 47 (B) Trackage lease payments.



1 (C) Traction power expenses.
2 (D) Conducting a study of commuter transportation within the district under P.L.48-1986.
3 (E) Any expenses incurred by the district in the ordinary course of providing commuter rail
4 service.

5 (2) Develop a financial plan for commuter rail service within the district for each year during the
6 loan period. The financial plan must contain the elements prescribed in, and be subject to review and
7 approval under, subsection (c).

8 (3) Repay the loan in eight (8) annual installments on dates determined by the board for depositories,
9 subject to the following conditions:

10 (A) The first payment must be made on July 1, 1988.
11 (B) Each annual payment must equal one-eighth (1/8) of the principal of the loan plus interest
12 at a rate determined by the board for depositories. The rate of interest must not be:

13 (i) lower than the lowest interest rate set by the state board of finance for a loan under
14 IC 4-4-8-8 (transferred to IC 5-28-9-15) before April 1, 1986; or
15 (ii) greater than the average yield on investments made by the board in January, February, and
16 March of 1986.

17 (4) As required by subsection (d), report annually to the board for depositories on compliance with
18 the financial plan developed under subsection (c).

19 (5) Notwithstanding subdivision (3), pledge to repay the balance of the loan plus interest at a time
20 and in a manner specified by the board for depositories whenever the board for depositories
21 determines that one (1) of the following has occurred:

22 (A) The board of trustees of the district has failed to develop a financial plan that substantially
23 complies with subsection (c).
24 (B) There has not been substantial compliance with a financial plan.
25 (C) The board of trustees of the district has failed to make a payment on the date established
26 under subdivision (3).

27 If repayment is required under this subdivision, the treasurer of state shall transfer the amount
28 necessary to the insurance fund from the allocation to the district from the ~~public mass transportation~~
29 ~~fund~~ **state general fund** for the remainder of the state fiscal year in which the repayment is required.
30 If the amount transferred from the allocation is insufficient, the balance shall be transferred from the
31 commuter rail service fund until the repayment is complete.

32 (c) Before December 1 of each year, the board of trustees of a district receiving a loan under this
33 section shall submit to the board for depositories, the Indiana department of transportation, and the budget
34 committee a financial plan for the following calendar year. The plan must provide for an annual operating
35 budget under which expenses do not exceed revenues from all sources. The financial plan may identify
36 supplemental revenue sources from within the district that will be dedicated during the year to commuter
37 rail service in the district. Within sixty (60) days after the plan is submitted, the board for depositories
38 shall determine if the financial plan complies with this subsection. In making its determination, the board
39 for depositories shall consider the recommendations of the budget committee, which shall base its
40 recommendations on the department of transportation's evaluation of the financial plan.

41 (d) Before April 1 of the second calendar year after a loan under this section is made and before April
42 1 of each year thereafter, the board of trustees of a district receiving a loan shall submit to the board for
43 depositories, the Indiana department of transportation, and the budget committee a report covering the
44 preceding calendar year. The report must summarize the district's compliance with the financial plan
45 submitted under subsection (c) and must contain other information as the board for depositories may
46 require. Before July 1 of that year, the board for depositories shall determine if the district has
47 substantially complied with the financial plan. In making its determination, the board for depositories



1 shall consider the recommendations of the budget committee, which shall base its recommendations on
2 the Indiana department of transportation's evaluation of the report.

3 (e) After January 1, 1988, the board for depositories and the board of trustees of a district receiving
4 a loan under this section may agree to an early repayment of the loan. If an early repayment is agreed to,
5 the board for depositories may guarantee a loan obtained by the board of trustees under conditions
6 established by the board for depositories. These conditions may include the requirement that the district
7 pledge to repay from its allocations from the ~~public mass transportation fund~~ **state general fund** and the
8 commuter rail fund service any loss sustained by the insurance fund as a result of the guarantee.

9 SECTION 58. IC 5-28-5-6, AS ADDED BY P.L.4-2005, SECTION 34, IS AMENDED TO READ AS
10 FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 6. The board ~~shall~~ **may** establish an advisory committee
11 to advise the board and the corporation on issues determined by the board. The advisory committee ~~must~~:
12 **may**:

13 (1) have members that represent diverse geographic areas and economic sectors of Indiana; and

14 (2) include members or representatives of local economic development organizations.

15 SECTION 59. IC 5-28-6-9, AS ADDED BY P.L.135-2022, SECTION 3, IS AMENDED TO READ
16 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 9. (a) **Subject to subsection (c)**, the aggregate amount
17 of applicable tax credits that the corporation may ~~award~~ **certify** for a state fiscal year for all taxpayers is
18 ~~three hundred million dollars (\$300,000,000)~~. **two hundred fifty million dollars (\$250,000,000)**.

19 (b) For purposes of determining the amount of applicable tax credits that have been ~~awarded~~ **certified**
20 for a state fiscal year, the following apply:

21 (1) An applicable tax credit is considered awarded in the state fiscal year in which the taxpayer can
22 first claim the credit, determined without regard to any carryforward period or carryback period.

23 (2) An applicable tax credit awarded by the corporation before July 1, 2022, shall be counted toward
24 the aggregate credit limitation under this section.

25 (3) If an accelerated credit is awarded under IC 6-3.1-26-15, the amount counted toward the
26 aggregate credit limitation under this section for a state fiscal year shall be the amount of the credit
27 for the taxable year described in subdivision (1) prior to any discount.

28 **(c) Notwithstanding subsection (a), if the corporation determines that:**

29 **(1) an applicable tax credit should be certified in a state fiscal year; and**

30 **(2) certification of the applicable tax credit will result in an aggregate amount of applicable**
31 **tax credits certified for that state fiscal year that exceeds the maximum amount provided in**
32 **subsection (a);**

33 **the corporation may, after review by the budget committee, certify the applicable tax credit to the**
34 **taxpayer.**

35 SECTION 60. IC 5-28-8-5, AS ADDED BY P.L.4-2005, SECTION 34, IS AMENDED TO READ AS
36 FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. (a) The economic development fund is established
37 within the state treasury. The fund is a revolving fund to provide grants and loans for economic
38 development activities in Indiana for the purposes of this chapter.

39 (b) The fund consists of appropriations from the general assembly and loan repayments.

40 (c) The corporation shall administer the fund. The following may be paid from money in the fund:

41 (1) Expenses of administering the fund.

42 (2) Nonrecurring administrative expenses incurred to carry out the purposes of this chapter.

43 (d) Earnings from loans made under this chapter shall be deposited in the fund.

44 (e) The money in the fund at the end of a state fiscal year does not revert to the state general fund but
45 remains in the fund.

46 **(f) Money in the fund is continuously appropriated for the purposes of this chapter.**

47 SECTION 61. IC 5-28-41-18 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO



1 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 18. This chapter expires June 30, 2026.**
2 SECTION 62. IC 5-28-43 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
3 AS FOLLOWS [EFFECTIVE UPON PASSAGE]:
4 **Chapter 43. Capital for Collaborative Communities**
5 **Sec. 1. This chapter applies beginning July 1, 2023.**
6 **Sec. 2. As used in this chapter, "collaborative communities program" refers to the capital for**
7 **collaborative communities program under this chapter.**
8 **Sec. 3. As used in this chapter, "collaborative communities strategy" refers to:**
9 (1) a development plan prepared by a development authority under IC 36-7.5-3-4,
10 IC 36-7.6-3-5, or IC 36-7.7-3-4; and
11 (2) a multi-year comprehensive strategic plan developed by an eligible collaborative
12 community organization.
13 **Sec. 4. As used in this chapter, "development authority" includes:**
14 (1) the northwest Indiana regional development authority established by IC 36-7.5-2-1;
15 (2) a regional development authority established under IC 36-7.6-2-3;
16 (3) a regional development authority established under IC 36-7.7-3-1;
17 (4) the northeast Indiana strategic development commission established by IC 36-7-39-3; and
18 (5) any other regional development authority established.
19 **Sec. 5. As used in this chapter, "eligible collaborative community organization" means:**
20 (1) a development authority; and
21 (2) a qualified nonprofit organization.
22 **Sec. 6. As used in this chapter, "fund" refers to the collaborative communities fund established**
23 **by section 8 of this chapter.**
24 **Sec. 7. As used in this chapter, "qualified nonprofit organization" means a private, nonprofit**
25 **entity formed as a partnership between local units (as defined in IC 4-4-32.2-9), private sector**
26 **businesses, or community or philanthropic organizations to develop and implement a regional**
27 **economic acceleration and development strategy that has an organizational structure that conforms**
28 **with the requirements of a policy developed by the corporation under section 17 of this chapter.**
29 **Sec. 8. The collaborative communities fund is established within the state treasury to do the**
30 **following:**
31 (1) Support the corporation's capital for collaborative communities program.
32 (2) Provide grants or loans to support proposals for capital for collaborative communities
33 program projects.
34 **Sec. 9. The fund consists of:**
35 (1) appropriations from the general assembly;
36 (2) grants, gifts, and donations intended for deposit in the fund;
37 (3) interest deposited into the fund under section 11 of this chapter; and
38 (4) loan repayments.
39 **Sec. 10. The corporation shall administer the fund. The following may be paid from money in**
40 **the fund:**
41 (1) Expenses of administering the fund.
42 (2) Administrative expenses incurred to carry out the purposes of this chapter.
43 **Sec. 11. The treasurer of state shall invest the money in the fund not currently needed to meet**
44 **the obligations of the fund in the same manner as other public funds may be invested. Interest that**
45 **accrues from these investments shall be deposited in the state general fund. Interest from loans**
46 **made under this chapter shall be deposited in the fund.**
47 **Sec. 12. (a) Money in the fund at the end of a state fiscal year does not revert to the state general**



1 fund.

2 (b) Money in the fund is continuously appropriated for the purposes of this chapter.

3 Sec. 13. The board has the following powers:

4 (1) To accept, analyze, approve, and deny applications under this chapter.

5 (2) To do the following:

6 (A) Provide assistance to applicants that wish to apply for a grant or loan from the fund.

7 (B) Analyze proposals.

8 (C) Work with experts engaged by the board.

9 (D) Prepare reports and recommendations for the board.

10 Sec. 14. (a) The board may form a strategic review committee to review applications that are
11 submitted under this chapter.

12 (b) The board may invite employees of state agencies and outside experts to:

13 (1) sit on the strategic review committee; or

14 (2) present analysis or opinions about any aspect of an application under review.

15 An employee of a state agency who sits on the strategic review committee or otherwise participates
16 in the review of an application may not receive compensation for the employee's service on the
17 strategic review committee or participation with the strategic review committee.

18 Sec. 15. (a) The board shall consider the following when reviewing applications for a grant or
19 loan from the fund:

20 (1) Recommendations from the board's strategic review committee described in section 14 of
21 this chapter.

22 (2) Which projects have the greatest economic development potential.

23 (3) Which applications focus on rural areas of Indiana.

24 (4) The degree of regional collaboration.

25 (5) The application's alignment with the state's economic development priorities.

26 (6) Any other criteria as determined by the board.

27 (b) The board shall make final funding determinations for applications for a grant or loan from
28 the fund.

29 (c) The board may not approve an application for a grant or loan from the fund unless the board
30 finds that approving the application will have an overall positive return on investment for the state.

31 Sec. 16. (a) An eligible collaborative community organization may submit an application to the
32 corporation for a grant or loan from the fund.

33 (b) An application for a grant or loan from the fund must be made on an application form
34 prescribed by the board.

35 (c) An applicant shall provide all information required by this chapter.

36 (d) All applications for a grant or loan from the fund must include a collaborative communities
37 strategy that complies with the requirements of a policy established under section 17 of this chapter
38 and contain at least the following:

39 (1) A multi-year strategic plan and timeline.

40 (2) A detailed financial analysis that includes the commitment of resources and a return on
41 investment analysis.

42 (3) A demonstration of the expected impact of the grant or loan on the region and state.

43 (4) Any other information the board considers appropriate.

44 (e) An applicant for a grant or loan from the fund may request that information that may be
45 excepted from disclosure under IC 5-14-3 that is submitted by the applicant be kept confidential.

46 Sec. 17. (a) Before implementation, the corporation shall develop a policy that establishes the
47 framework for a capital for collaborative communities program.



- 1 (b) The policy developed by the corporation shall include detailed information outlining:
2 (1) the entities that are eligible to submit applications for a grant or loan from the fund;
3 (2) the elements of a collaborative communities strategy, and the information a collaborative
4 communities strategy must contain in order to make capital projects to implement the strategy
5 eligible for a grant or loan from the fund;
6 (3) the types of capital and infrastructure projects that are eligible for financial support from
7 the fund; and
8 (4) the criteria that will be used by a strategic review committee and the board to analyze
9 applications for a grant or loan from the fund.

10 (c) The capital for collaborative communities program, fund, and policy framework may only
11 be used by eligible collaborative community organizations for capital or infrastructure projects.

12 The policy must:

- 13 (1) provide for a required funding match;
14 (2) provide for awards to eligible collaborative community organizations at a higher amount
15 for regional development authorities than for a qualified nonprofit organization; and
16 (3) provide a period of time to allow a county to change a regional development authority
17 boundary before implementing the policy.

18 (d) The policy developed by the corporation must be approved by the board after review by the
19 budget committee.

20 **Sec. 18. This chapter expires July 1, 2026.**

21 SECTION 63. IC 6-3.1-34-18, AS AMENDED BY P.L.135-2022, SECTION 17, IS AMENDED TO
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 18. (a) Except as provided in subsection (b),
23 if the corporation awards a tax credit to a taxpayer under this chapter that exceeds twenty million dollars
24 (\$20,000,000), the corporation shall include in an agreement entered into under section 17 of this chapter
25 a provision that requires the taxpayer to repay to the corporation the portion of the credit that exceeds
26 twenty million dollars (\$20,000,000) with interest. **Notwithstanding the date on which a tax credit is
27 awarded under this chapter, any repayment of any part of a credit awarded under this chapter shall
28 be deposited in the state general fund.**

29 (b) Notwithstanding subsection (a), the corporation may exclude from its agreement entered into under
30 section 17 of this chapter a repayment provision for any portion of the credit if the award is for a qualified
31 redevelopment site subject to a proposal that will result in a qualified investment of at least one hundred
32 million dollars (\$100,000,000).

33 (c) If the corporation enters into an agreement with a taxpayer under section 17 of this chapter that
34 includes a repayment provision under subsection (a), the corporation shall include in the repayment
35 provision a provision establishing the interest rate that will be applied. The interest rate shall be
36 determined by the board and approved by the budget agency.

37 (d) This subsection applies to an active multi-phased project occurring on a defined footprint for which
38 the taxpayer has received approval for at least the first phase of the active multi-phased project from the
39 corporation's board before July 1, 2018, for a tax credit under IC 6-3.1-11 (industrial recovery tax credit)
40 before its expiration. The following apply to a project described in this subsection:

- 41 (1) Only qualified investments that are made after June 30, 2021, are eligible for a credit award
42 under this chapter.
43 (2) The annual amount of credits awarded under this chapter for the project may not exceed five
44 million dollars (\$5,000,000).
45 (3) The corporation may not include a repayment provision as part of an agreement entered into
46 under section 17 of this chapter for the credits awarded for the project.

47 (e) **The part of any credit that is subject to a repayment provision under this section must be**



1 included in the calculation of the aggregate amount of applicable tax credits that the corporation
2 may certify for a state fiscal year under IC 5-28-6-9.

3 SECTION 64. IC 6-3.1-39.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO
4 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2024]:

5 **Chapter 39.5. Employer Child Care Expenditure Credits**

6 **Sec. 1. As used in this chapter, "Indiana qualified child care facility" means a facility that is:**

7 (1) a qualified child care facility (as defined in Section 45F of the Internal Revenue Code);

8 (2) located in Indiana;

9 (3) licensed by the division of family resources under IC 12-17.2; and

10 (4) operated:

11 (A) by a taxpayer;

12 (B) by a taxpayer jointly with one (1) or more other individuals or entities; or

13 (C) under a contract described in Section 45F(c)(1)(A)(iii) of the Internal Revenue Code
14 with the taxpayer.

15 **Sec. 2. As used in this chapter, "pass through entity" means:**

16 (1) a corporation that is exempt from the adjusted gross income tax under IC 6-3-2-2.8(2);

17 (2) a partnership;

18 (3) a trust;

19 (4) an estate;

20 (5) a limited liability company; or

21 (6) a limited liability partnership.

22 **Sec. 3. As used in this chapter, "qualified child care expenditure" means an expenditure:**

23 (1) for the acquisition, construction, rehabilitation, or expansion of property used as part of
24 an Indiana qualified child care facility of a taxpayer that is operated for the taxpayer's
25 employees;

26 (2) incurred under a contract between a taxpayer and an Indiana qualified child care facility
27 to provide for the acquisition, construction, rehabilitation, or expansion of property used as
28 part of the Indiana qualified child care facility; or

29 (3) for purposes of complying with the qualified child care facility licensure requirements
30 under IC 12-17.2, as part of the taxpayer acquiring or constructing an Indiana qualified child
31 care facility.

32 **Sec. 4. As used in this chapter, "qualified expenditure" means a qualified child care expenditure.**

33 **Sec. 5. As used in this chapter, "recapture event" means:**

34 (1) the cessation of the operation of the Indiana qualified child care facility as an Indiana
35 qualified child care facility;

36 (2) subject to section 12(c) of this chapter, a change in ownership of an Indiana qualified child
37 care facility for which a credit was allowed under this chapter, unless the person acquiring an
38 interest agrees to assume the recapture liability of the person disposing of an interest; or

39 (3) the use of an Indiana qualified child care facility for the enrollment of a child from any
40 individual who is not an employee of the taxpayer.

41 The term does not include a cessation of operation or change in ownership due to accident or
42 casualty.

43 **Sec. 6. As used in this chapter, "state tax liability" means the taxpayer's total tax liability that
44 is incurred under:**

45 (1) IC 6-3-1 through IC 6-3-7 (the adjusted gross income tax);

46 (2) IC 27-1-18-2 (the insurance premiums tax) or IC 6-8-15 (the nonprofit agricultural
47 organization health coverage tax); and



1 (3) IC 6-5.5 (the financial institutions tax);
2 as computed after the application of the credits that, under IC 6-3.1-1-2, are to be applied before
3 the credit provided by this chapter.

4 Sec. 7. As used in this chapter, "taxpayer" means any person, corporation, limited liability
5 company, partnership, or other entity that has any state tax liability and employs one hundred (100)
6 individuals or less. The term includes a pass through entity. However, the term does not include a
7 taxpayer who is in the business of operating a child care facility prior to making qualified
8 expenditures.

9 Sec. 8. (a) A taxpayer that makes a qualified expenditure in a taxable year is entitled to a credit
10 against the taxpayer's state tax liability for the taxable year.

11 (b) Subject to section 9 of this chapter, the maximum amount of the credit to which a taxpayer
12 is entitled in a particular taxable year is equal to the lesser of:

- 13 (1) fifty percent (50%) of the employer's qualified expenditures in the taxable year; or
- 14 (2) one hundred thousand dollars (\$100,000).

15 Sec. 9. If a pass through entity is entitled to a credit under this chapter but does not have state
16 tax liability against which the tax credit may be applied, an individual who is a shareholder,
17 partner, beneficiary, or member of the pass through entity is entitled to a tax credit equal to:

- 18 (1) the tax credit determined for the pass through entity for the taxable year; multiplied by
- 19 (2) the percentage of the pass through entity's distributive income to which the shareholder,
20 partner, beneficiary, or member is entitled.

21 The credit provided under this section is in addition to a tax credit to which a shareholder, partner,
22 beneficiary, or member of a pass through entity is entitled. However, a pass through entity and an
23 individual who is a shareholder, partner, beneficiary, or member of a pass through entity may not
24 claim more than one (1) credit.

25 Sec. 10. (a) If the amount of the credit determined under section 8(b) of this chapter for a
26 taxpayer in a taxable year exceeds the taxpayer's state tax liability for that taxable year, the
27 taxpayer may carry the excess credit over for a period not to exceed the eligible taxpayer's
28 following three (3) taxable years. The amount of the credit carryover from a taxable year shall be
29 reduced to the extent that the carryover is used by the taxpayer to obtain a credit under this
30 chapter for any subsequent taxable year. A taxpayer is not entitled to a carryback or a refund of
31 any unused credit amount.

32 (b) A taxpayer may not assign any part of a credit to which the taxpayer is entitled under this
33 chapter.

34 Sec. 11. To obtain a credit under this chapter, a taxpayer must claim the credit on the taxpayer's
35 annual state tax return in the manner prescribed by the department. The taxpayer shall submit to
36 the department all information that the department determines is necessary to calculate the credit
37 provided by this chapter.

38 Sec. 12. (a) If a recapture event occurs with respect to an Indiana qualified child care facility
39 within five (5) years after the end of the taxable year in which a credit was allowed, the taxpayer
40 is responsible for payment to the department of a recapture amount. The recapture amount is equal
41 to the following:

- 42 (1) Twenty percent (20%) of the credit after the end of the first taxable year in which the
43 credit was allowed.
- 44 (2) Forty percent (40%) of the credit after the end of the second taxable year in which the
45 credit was allowed.
- 46 (3) Sixty percent (60%) of the credit after the end of the third taxable year in which the credit
47 was allowed.



1 (4) Eighty percent (80%) of the credit after the end of the fourth taxable year in which the
2 credit was allowed.

3 (5) One hundred percent (100%) of the credit after the end of the fifth taxable year in which
4 the credit was allowed.

5 (b) Any recapture tax liability must be reported by the taxpayer on the taxpayer's annual state
6 income tax return for the taxable year during which the use was converted.

7 (c) A recapture event is not considered to have occurred as a result of a change in ownership of
8 an Indiana qualified child care facility for which a credit was allowed under this chapter if, before
9 the change in ownership transaction is completed, the person acquiring an interest in the facility
10 agrees in writing to assume the liability of the taxpayer for any recapture amount that becomes
11 owed. In the event of such an assumption, the person acquiring the interest in the facility shall be
12 treated as the taxpayer for purposes of assessing any recapture liability that becomes owed due to
13 a subsequent recapture event, computed as if there had been no change in ownership, and is
14 responsible for payment to the department of the recapture amount.

15 Sec. 13. A taxpayer that claims a credit under this chapter is not liable for any act or omission
16 occurring at an Indiana qualified child care facility that contracts with the taxpayer to provide
17 child care services to employees of the taxpayer if the Indiana qualified child care facility is not
18 owned or operated by the taxpayer.

19 Sec. 14. (a) The maximum aggregate amount of tax credits allowed under this chapter may not
20 exceed two million five hundred thousand dollars (\$2,500,000) in each state fiscal year.

21 (b) The department shall record the time of filing of each return claiming a tax credit under this
22 chapter and shall approve the tax credits, if they otherwise qualify for a tax credit under this
23 chapter, in the chronological order in which the returns are filed in the state fiscal year.

24 Sec. 15. This chapter expires July 1, 2025.

25 SECTION 65. IC 6-6-1.1-201, AS AMENDED BY P.L.159-2021, SECTION 30, IS AMENDED TO
26 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 201. (a) A license tax is imposed on the use
27 of all gasoline used in Indiana at the applicable rate specified in subsection (b), except as otherwise
28 provided by this chapter. The distributor shall initially pay the tax on the billed gallonage of all gasoline
29 the distributor receives in this state, less any deductions authorized by this chapter. The distributor shall
30 then add the per gallon amount of tax to the selling price of each gallon of gasoline sold in this state and
31 collected from the purchaser so that the ultimate consumer bears the burden of the tax.

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

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

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

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

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

37 (3) Beginning July 1, 2018, and each July 1 through July 1, ~~2024~~, 2025, the department shall
38 determine an applicable rate equal to the product of:

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

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

41 The rate shall be rounded to the nearest cent (\$0.01). After June 30, 2018, the new applicable rate may
42 not exceed the rate in effect on June 30 plus one cent (\$0.01). However, the new rate may not be less than
43 the rate in effect on June 30. If the calculation of a new rate would produce a rate that is less than the rate
44 in effect on June 30, the new rate shall be the rate in effect on June 30. The department shall publish the
45 rate that will take effect on July 1 on the department's ~~Internet web site~~ website not later than June 1.

46 SECTION 66. IC 6-6-1.6-3, AS AMENDED BY P.L.159-2021, SECTION 31, IS AMENDED TO
47 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. (a) The department shall calculate an annual



1 index factor to be used for the rate to take effect each July 1 beginning in 2018 through July 1, ~~2024~~.
2 **2025**. The department shall determine the index factor before June 1 of each year using the method
3 described in subsection (b).

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

5 STEP ONE: Divide the annual CPI-U for the year preceding the determination year by the annual
6 CPI-U for the year immediately preceding that year.

7 STEP TWO: Divide the annual IPI for the year preceding the determination year by the annual IPI
8 for the year immediately preceding that year.

9 STEP THREE: Add:

10 (A) the STEP ONE result; and

11 (B) the STEP TWO result.

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

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

15 SECTION 67. IC 6-6-2.5-28, AS AMENDED BY P.L.159-2021, SECTION 32, IS AMENDED TO
16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 28. (a) A license tax is imposed on all special
17 fuel sold or used in producing or generating power for propelling motor vehicles, except fuel used under
18 section 30(a)(8) or 30.5 of this chapter, at the applicable rate specified in subsection (b). The tax shall be
19 paid at those times, in the manner, and by those persons specified in this section and section 35 of this
20 chapter.

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

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

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

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

26 (B) twenty-six cents (\$0.26).

27 (3) For July 1, 2018, through June 30, 2019, the product of:

28 (A) the sum of:

29 (i) the rate in effect on June 30; and

30 (ii) twenty-one cents (\$0.21); multiplied by

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

32 (4) Beginning July 1, 2019, and each July 1 through July 1, ~~2024~~, **2025**, the department shall
33 determine an applicable rate equal to the product of:

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

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

36 The rate shall be rounded to the nearest cent (\$0.01). However, after June 30, 2018, and before July 1,
37 2019, the new applicable rate may not exceed the rate in effect on June 30 plus twenty-three cents (\$0.23).

38 After June 30, 2019, the new applicable rate may not exceed the rate in effect on June 30 plus two cents
39 (\$0.02). However, the new rate may not be less than the rate in effect on June 30. If the calculation of a
40 new rate would produce a rate that is less than the rate in effect on June 30, the new rate shall be the rate
41 in effect on June 30. The department shall publish the rate that will take effect on July 1 on the
42 department's ~~Internet web site~~ **website** not later than June 1.

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

45 (d) Except as provided in subsection (e), the tax imposed on special fuel by subsection (a) shall be
46 measured by invoiced gallons (or diesel or gasoline gallon equivalents in the case of a special fuel
47 described in section 22.5(2) or 22.5(3) of this chapter) of nonexempt special fuel received by a licensed



1 supplier in Indiana for sale or resale in Indiana or with respect to special fuel subject to a tax precollection
2 agreement under section 35(j) of this chapter, such special fuel removed by a licensed supplier from a
3 terminal outside of Indiana for sale for export or for export to Indiana and in any case shall generally be
4 determined in the same manner as the tax imposed by Section 4081 of the Internal Revenue Code and
5 Code of Federal Regulations.

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

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

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

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

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

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

24 (1) violates; or

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

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

29 SECTION 68. IC 6-7-1-17, AS AMENDED BY P.L.191-2016, SECTION 6, IS AMENDED TO
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 17. (a) Distributors who hold certificates and
31 retailers shall be agents of the state in the collection of the taxes imposed by this chapter and the amount
32 of the tax levied, assessed, and imposed by this chapter on cigarettes sold, exchanged, bartered, furnished,
33 given away, or otherwise disposed of by distributors or to retailers. Distributors who hold certificates shall
34 be agents of the department to affix the required stamps and shall be entitled to purchase the stamps from
35 the department at a discount of ~~one and three-tenths~~ **two and one-half** cents (~~\$0.013~~) (**\$0.025**) per
36 individual package of cigarettes as compensation for their labor and expense.

37 (b) The department may permit distributors who hold certificates and who are admitted to do business
38 in Indiana to pay for revenue stamps within thirty (30) days after the date of purchase. However, the
39 privilege is extended upon the express condition that:

40 (1) except as provided in subsection (c), a bond or letter of credit satisfactory to the department, in
41 an amount not less than the sales price of the stamps, is filed with the department;

42 (2) proof of payment is made of all property taxes, excise taxes, and listed taxes (as defined in
43 IC 6-8.1-1-1) for which any such distributor may be liable; and

44 (3) payment for the revenue stamps must be made by electronic funds transfer (as defined in
45 IC 4-8.1-2-7).

46 The bond or letter of credit, conditioned to secure payment for the stamps, shall be executed by the
47 distributor as principal and by a corporation duly authorized to engage in business as a surety company



1 or financial institution in Indiana.

2 (c) If a distributor has at least five (5) consecutive years of good credit standing with the state, the
3 distributor shall not be required to post a bond or letter of credit under subsection (b).

4 SECTION 69. IC 6-7-1-28.1, AS AMENDED BY P.L.213-2015, SECTION 90, IS AMENDED TO
5 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 28.1. The taxes, registration fees, fines, or
6 penalties collected under this chapter shall be deposited in the following manner:

7 (1) Four and twenty-two hundredths percent (4.22%) of the money shall be deposited in a fund to
8 be known as the cigarette tax fund.

9 ~~(2) Six-tenths percent (0.6%) of the money shall be deposited in a fund to be known as the mental
10 health centers fund.~~

11 ~~(3) (2)~~ The following amount of the money shall be deposited in the state general fund:

12 (A) After June 30, 2011, and before July 1, 2013, sixty and twenty-four hundredths percent
13 (60.24%).

14 (B) After June 30, 2013, **and before July 1, 2023**, fifty-six and twenty-four hundredths percent
15 (56.24%).

16 **(C) After June 30, 2023, fifty-six and eighty-four hundredths percent (56.84%).**

17 ~~(4) (3)~~ Five and forty-three hundredths percent (5.43%) of the money shall be deposited into the
18 pension relief fund established in IC 5-10.3-11.

19 ~~(5) (4)~~ Twenty-seven and five hundredths percent (27.05%) of the money shall be deposited in the
20 healthy Indiana plan trust fund established by IC 12-15-44.2-17.

21 ~~(6) (5)~~ Two and forty-six hundredths percent (2.46%) of the money shall be deposited in the state
22 general fund for the purpose of paying appropriations for Medicaid—Current Obligations, for
23 provider reimbursements.

24 ~~(7) (6)~~ The following amount of the money shall be deposited in the state retiree health benefit trust
25 fund established by IC 5-10-8-8.5 as follows:

26 (A) Before July 1, 2011, five and seventy-four hundredths percent (5.74%).

27 (B) After June 30, 2011, and before July 1, 2013, zero percent (0%).

28 (C) After June 30, 2013, four percent (4%).

29 The money in the cigarette tax fund, ~~the mental health centers fund~~, the healthy Indiana plan trust fund,
30 or the pension relief fund at the end of a fiscal year does not revert to the state general fund. However,
31 if in any fiscal year, the amount allocated to a fund under subdivision (1) ~~or (2)~~ is less than the amount
32 received in fiscal year 1977, then that fund shall be credited with the difference between the amount
33 allocated and the amount received in fiscal year 1977, and the allocation for the fiscal year to the fund
34 under subdivision ~~(3) (2)~~ shall be reduced by the amount of that difference. Money deposited under
35 subdivisions ~~(6) (5)~~ through ~~(7) (6)~~ may not be used for any purpose other than the purpose stated in the
36 subdivision.

37 SECTION 70. IC 6-7-1-32.1 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 32.1: (a) The money~~
38 ~~in the mental health centers fund is annually appropriated to the division of mental health and addiction:~~

39 ~~(b) The division may use the money:~~

40 ~~(1) to pay the state's share of the cost of acquiring sites for, constructing, remodeling, equipping, or~~
41 ~~operating community mental health centers; and~~

42 ~~(2) to provide grants for a partial facility if there is a reasonable assurance that the facility will~~
43 ~~provide community mental health services within five (5) years after it provides any partial service~~
44 ~~to the public:~~

45 SECTION 71. IC 7.1-2-2-13, AS AMENDED BY P.L.114-2022, SECTION 12, IS AMENDED TO
46 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 13. (a) The alcohol and tobacco commission
47 shall categorize salaries of enforcement officers within each rank based upon the rank held and the



1 number of years of service in the commission through the twentieth year. The salary ranges that the board
2 assigns to each rank shall be divided into a base salary and ~~twenty (20)~~ **fifteen (15)** increments above the
3 base salary with:

4 (1) the base salary in the rank paid to a person with less than one (1) year of service in the
5 commission; and

6 (2) the highest salary in the rank paid to a person with at least ~~twenty (20)~~ **fifteen (15)** years of
7 service in the commission.

8 (b) The salary matrix prescribed by this section shall be reviewed and approved by the budget agency
9 biennially in even-numbered years before implementation.

10 (c) The salary matrix prescribed by this section must have parity with the salary matrix prescribed by
11 the natural resources commission under IC 14-9-8 for conservation officers of the department of natural
12 resources. The budget agency shall approve a salary matrix that meets the parity requirement of this
13 subsection.

14 SECTION 72. IC 8-23-3-8 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 8: (a) The public mass~~
15 ~~transportation fund is established for the purpose of promoting and developing public mass transportation~~
16 ~~in Indiana. The fund shall be administered by the department.~~

17 (b) ~~The treasurer of state may invest the money in the fund in the same manner as other public funds~~
18 ~~may be invested.~~

19 (c) ~~Money in the fund at the end of a fiscal year does not revert to the state general fund.~~

20 (d) ~~This subsection applies to a calendar year beginning after December 31 of a calendar year in which~~
21 ~~an eligible county (as defined by IC 8-25-1-4) begins to carry out a public transportation project approved~~
22 ~~under IC 8-25. The distribution formula established by the department is subject to approval by the budget~~
23 ~~director to ensure that a public mass transportation system located in a county other than an eligible~~
24 ~~county is not adversely affected by a public transportation project carried out under IC 8-25.~~

25 SECTION 73. IC 8-25-2-11, AS ADDED BY P.L.153-2014, SECTION 17, IS AMENDED TO READ
26 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 11. No general tax revenues of the state may be used
27 to pay for a transportation project or service under this article. However, this section does not apply to
28 distributions from the public mass transportation fund **(before its repeal)**.

29 SECTION 74. IC 9-18.5-23-3, AS AMENDED BY P.L.118-2022, SECTION 15, IS AMENDED TO
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. (a) The fees for a first responder license
31 plate are as follows:

32 (1) An annual supplemental fee of fifteen dollars (\$15) under IC 9-18.5-12-16.

33 (2) An annual fee of not more than twenty-five dollars (\$25) as provided in IC 9-18.5-12-14(d)(2)
34 or IC 9-18.5-12-15(b).

35 (b) The annual fee referred to in subsection (a)(2) shall be collected by the bureau and deposited in
36 the **regional public safety training** fund established ~~under IC 10-15-3-1~~ **by IC 10-19-9.1-1**.

37 (c) The bureau shall distribute at least one (1) time each month the money from the fund collected
38 under subsection (b).

39 SECTION 75. IC 10-11-2-13, AS AMENDED BY P.L.114-2022, SECTION 14, IS AMENDED TO
40 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 13. (a) The board shall categorize salaries of
41 police employees within each rank based upon the rank held and the number of years of service in the
42 department through the ~~twentieth~~ **fifteenth** year. The salary ranges the board assigns to each rank shall
43 be divided into a base salary and ~~twenty (20)~~ **fifteen (15)** increments above the base salary, with:

44 (1) the base salary in the rank paid to a person with less than one (1) year of service in the
45 department; and

46 (2) the highest salary in the rank paid to a person with at least ~~twenty (20)~~ **fifteen (15)** years of
47 service in the department.



1 (b) The salary matrix prescribed by this section shall be reviewed and approved by the budget agency
2 biennially in even-numbered years before implementation.

3 SECTION 76. IC 10-12-3-7, AS AMENDED BY P.L.189-2007, SECTION 1, IS AMENDED TO
4 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 7. (a) Benefits provided under this section are
5 subject to IC 10-12-2-3.

6 (b) The basic monthly pension amount may not exceed by more than twenty dollars (\$20) one-half
7 (1/2) the amount of the employee beneficiary's average monthly wage (excluding payments for overtime
8 and determined without regard to any salary reduction agreement established under Section 125 of the
9 Internal Revenue Code) received during the highest paid consecutive twelve (12) months before
10 retirement. Salary that exceeds the monthly wage received by a police employee in the grade of trooper
11 at the beginning of the trooper's ~~sixth~~ **fourth** year of service may not be considered when the basic
12 pension amount is computed.

13 (c) An employee beneficiary in the active service of the department who has completed twenty (20)
14 years of service after July 1, 1937, and who continues after July 1, 1937, in the service of the department
15 is entitled to add to the basic monthly pension amount, at retirement, the following:

16 (1) Two percent (2%) of the basic amount for each of the next two (2) full years of service over
17 twenty (20) years.

18 (2) Three percent (3%) of the basic amount for each of the next two (2) full years over twenty-two
19 (22) years.

20 (3) Four percent (4%) of the basic amount for each of the next two (2) full years over twenty-four
21 (24) years.

22 (4) Five percent (5%) of the basic amount for each of the next two (2) full years over twenty-six (26)
23 years.

24 (5) Six percent (6%) of the basic amount for each of the next two (2) full years over twenty-eight
25 (28) years.

26 (6) Seven percent (7%) of the basic amount for each of the next two (2) full years over thirty (30)
27 years.

28 (7) Eight percent (8%) of the basic amount for each of the next two (2) full years over thirty-two (32)
29 years.

30 However, the total of the additional amount may not exceed seventy percent (70%) of the basic pension
31 amount. These additional benefits are subject to the compulsory retirement age provided by the pension
32 trust.

33 SECTION 77. IC 10-12-5-3, AS AMENDED BY P.L.5-2008, SECTION 1, IS AMENDED TO READ
34 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. (a) The pension advisory board that administers the
35 pension under IC 10-12-3 shall direct and supervise the supplemental benefits provided in this chapter.

36 (b) The pension advisory board shall:

37 (1) annually provide a schedule showing the number of retirees receiving pension benefits under
38 IC 10-12-3; and

39 (2) meet at least one (1) time each year to add to the regular pension benefit or annuity and any
40 previously granted supplemental benefit the amount described in subsection (c) or (d).

41 (c) This subsection applies only to a retiree who is eligible for the first time under section 2 of this
42 chapter to receive a supplemental benefit. The supplemental benefit referred to in subsection (b)(2) for
43 a retiree in the first year the retiree is eligible for a supplemental benefit is the sum of:

44 (1) the difference between:

45 (A) the retiree's pension benefit; and

46 (B) the pension benefit:

47 (i) received by an employee retiring in that year from the department with twenty (20) years



1 of active service; and
2 (ii) computed on the day the pension advisory board meets as required under subsection (b)(2);
3 plus

4 (2) any amount computed under subsection (d) after the date the retiree reaches fifty-five (55) years
5 of age.

6 (d) This subsection applies to a retiree who is eligible under section 2 of this chapter to receive a
7 supplemental benefit, but whose supplemental benefit is not computed under subsection (c). The
8 supplemental benefit referred to in subsection (b)(2) is equal to fifty percent (50%) of the difference
9 between:

10 (1) the pension benefits to be received by an employee retiring from the department with twenty (20)
11 years of active service the day after a change in the monthly wage received by a police employee in
12 the grade of trooper at the beginning of the trooper's ~~sixth~~ **fourth** year of service; and

13 (2) the pension benefit received by an employee retiring from the department with twenty (20) years
14 of active service the day before a change in the monthly wage received by a police employee in the
15 grade of trooper at the beginning of the trooper's ~~sixth~~ **fourth** year of service.

16 SECTION 78. IC 10-15-3-12, AS AMENDED BY P.L.78-2013, SECTION 7, IS AMENDED TO
17 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 12. (a) The regional public safety training fund
18 is established for the purpose of providing regional and advanced training for public safety service
19 providers, including fire investigation training. The department shall administer the fund. The fund
20 consists of the following:

21 (1) Public safety fees deposited under IC 22-11-14-12(c)(1).

22 (2) Money transferred from the statewide arson investigation financial assistance fund under
23 IC 22-12-6-2(e) (before its expiration).

24 (3) Money appropriated to the fund by the general assembly.

25 (4) Donations, gifts, and money received from any other source, including transfers from other funds
26 or accounts.

27 Money described in subdivision (2) must be used for fire investigation training.

28 (b) The expenses of administering the fund shall be paid from money in the fund.

29 (c) The treasurer of state shall invest the money in the fund not currently needed to meet the
30 obligations of the fund in the same manner as other public money may be invested. Interest that accrues
31 from these investments shall be deposited in the fund.

32 (d) Money in the fund at the end of a state fiscal year does not revert to the state general fund. ~~Any~~
33 ~~amount remaining in the fund at the end of a state fiscal year that has not been encumbered shall be~~
34 ~~transferred to the fire training infrastructure fund established by IC 22-14-6-2.~~

35 SECTION 79. IC 10-19-1-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ
36 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 6. "Fund", for purposes of IC 10-19-9.1, refers to
37 the regional public safety training fund established by IC 10-19-9.1-1.

38 SECTION 80. IC 10-19-9.1 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
39 AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

40 **Chapter 9.1. Regional Public Safety Training Fund**

41 **Sec. 1. (a) The regional public safety training fund is established to:**

42 (1) provide regional and advanced training for public safety service providers, including fire
43 investigation training;

44 (2) fund the design, procurement, and construction of firefighter training facilities;

45 (3) provide scholarships for students enrolled in postsecondary courses focused on public
46 safety; or

47 (4) purchase equipment to enhance emergency preparedness and response capabilities of:



- 1 (A) a public safety agency (as defined in IC 10-10.5-1-5); or
 2 (B) an emergency medical services provider organization certified by the Indiana
 3 emergency medical services commission under rules adopted under IC 16-31-3.
- 4 (b) The department shall administer the fund. The expenses of administering the fund shall be
 5 paid from money in the fund.
- 6 (c) The fund consists of the following:
- 7 (1) Money appropriated by the general assembly.
 8 (2) Donations, gifts, and money received from any other source, including transfers from other
 9 funds or accounts.
 10 (3) Money transferred from the fire training infrastructure fund established by IC 22-14-6-2
 11 (before its repeal).
- 12 (d) The treasurer of state shall invest the money in the fund not currently needed to meet the
 13 obligations of the fund in the same manner as other public money may be invested. Interest that
 14 accrues from the investments shall be deposited in the fund.
- 15 (e) Money in the fund at the end of a state fiscal year does not revert to the state general fund.
- 16 SECTION 81. IC 10-21-1-2, AS AMENDED BY P.L.139-2022, SECTION 1, IS AMENDED TO
 17 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. (a) The Indiana secured school fund is
 18 established to provide:
- 19 (1) matching grants to enable school corporations, charter schools, and accredited nonpublic schools
 20 to establish programs under which a school corporation, charter school, or accredited nonpublic
 21 school (or a coalition of schools) may:
- 22 (A) employ a school resource officer, employ a law enforcement officer, or enter into a contract
 23 or a memorandum of understanding with a:
- 24 (i) local law enforcement agency;
 25 (ii) private entity; or
 26 (iii) nonprofit corporation;
 27 to employ a school resource officer or a law enforcement officer;
- 28 (B) conduct a threat assessment of the buildings within a school corporation or the buildings that
 29 are operated by a charter school or accredited nonpublic school;
- 30 (C) purchase equipment and technology to:
- 31 (i) restrict access to school property; or
 32 (ii) expedite notification of first responders; or
- 33 (D) implement a student and parent support services plan as described in section 4(a)(6) of this
 34 chapter; and
- 35 (2) one (1) time grants to enable school corporations, charter schools, and accredited nonpublic
 36 schools with the sheriff for the county in which the school corporation, charter school, or accredited
 37 nonpublic school is located, to provide the initial set up costs for an active event warning system.
- 38 (b) A school corporation or charter school may use money received under a matching grant for a
 39 purpose listed in subsection (a) to provide a response to a threat in a manner that the school corporation
 40 or charter school sees fit, including firearms training or other self-defense training.
- 41 (c) The fund shall be administered by the department of homeland security.
- 42 (d) The fund consists of:
- 43 (1) appropriations from the general assembly;
 44 (2) grants from the Indiana safe schools fund established by IC 5-2-10.1-2;
 45 (3) federal grants; ~~and~~
 46 (4) amounts deposited from any other public or private source; **and**
 47 (5) amounts deposited under IC 33-37-9-4.



1 (e) The expenses of administering the fund shall be paid from money in the fund.
2 (f) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations
3 of the fund in the same manner as other public money may be invested. Interest that accrues from these
4 investments shall be deposited in the fund.

5 (g) Money in the fund at the end of a state fiscal year does not revert to the state general fund.
6 SECTION 82. IC 11-12-11-2 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 2. As used in this~~
7 ~~chapter, "minimum allocation amount" refers to the amount of funding that applies to a county under~~
8 ~~section 6(a) of this chapter.~~

9 SECTION 83. IC 11-12-11-3, AS ADDED BY P.L.204-2016, SECTION 29, IS AMENDED TO
10 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. As used in this chapter, "multiplier" refers
11 to the number that applies to a county under section 6(b) 6 of this chapter.

12 SECTION 84. IC 11-12-11-6, AS AMENDED BY P.L.104-2022, SECTION 77, IS AMENDED TO
13 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 6. (a) ~~The minimum allocation amount under~~
14 ~~this chapter, which represents the dollar amount each county was entitled to receive under level 3 funding~~
15 ~~in state fiscal year 1998, is as follows:~~

16	Adams County	\$ 14,000
17	Allen County	129,500
18	Bartholomew County	35,000
19	Benton County	3,500
20	Blackford County	14,000
21	Boone County	14,000
22	Brown County	3,500
23	Carroll County	7,000
24	Cass County	17,500
25	Clark County	49,000
26	Clay County	7,000
27	Clinton County	17,500
28	Crawford County	3,500
29	Daviess County	7,000
30	Dearborn County	35,000
31	Decatur County	24,500
32	Dekalb County	24,500
33	Delaware County	35,000
34	Dubois County	45,500
35	Elkhart County	52,500
36	Fayette County	10,500
37	Floyd County	21,000
38	Fountain County	7,000
39	Franklin County	7,000
40	Fulton County	14,000
41	Gibson County	24,500
42	Grant County	28,000
43	Greene County	17,500
44	Hamilton County	28,000
45	Hancock County	10,500
46	Harrison County	24,500
47	Hendricks County	24,500



1	Henry County	17,500
2	Howard County	66,500
3	Huntington County	10,500
4	Jackson County	45,500
5	Jasper County	14,000
6	Jay County	7,000
7	Jefferson County	21,000
8	Jennings County	10,500
9	Johnson County	31,500
10	Knox County	14,000
11	Kosciusko County	42,000
12	LaGrange County	7,000
13	Lake County	234,500
14	LaPorte County	35,000
15	Lawrence County	52,500
16	Madison County	101,500
17	Marion County	294,000
18	Marshall County	35,000
19	Martin County	3,500
20	Miami County	24,500
21	Monroe County	35,000
22	Montgomery County	24,500
23	Morgan County	31,500
24	Newton County	7,000
25	Noble County	28,000
26	Ohio County	3,500
27	Orange County	7,000
28	Owen County	7,000
29	Parke County	7,000
30	Perry County	14,000
31	Pike County	10,500
32	Porter County	42,000
33	Posey County	14,000
34	Pulaski County	10,500
35	Putnam County	14,000
36	Randolph County	10,500
37	Ripley County	17,500
38	Rush County	7,000
39	St. Joseph County	112,000
40	Scott County	31,500
41	Shelby County	17,500
42	Spencer County	10,500
43	Starke County	10,500
44	Steuben County	14,000
45	Sullivan County	7,000
46	Switzerland County	7,000
47	Tippecanoe County	56,000

EH 1001—LS 7401/DI 125



1	Tipton County	3,500
2	Union County	3,500
3	Vanderburgh County	161,000
4	Vermillion County	14,000
5	Vigo County	42,000
6	Wabash County	21,000
7	Warren County	7,000
8	Warrick County	21,000
9	Washington County	31,500
10	Wayne County	38,500
11	Wells County	10,500
12	White County	14,000
13	Whitley County	17,500

(b) The multiplier under this chapter for each county, which represents each county's approximate proportion of the total state population, is as follows:

16	Adams County	.0053
17	Allen County	.0568
18	Bartholomew County	.0121
19	Benton County	.0013
20	Blackford County	.0018
21	Boone County	.0104
22	Brown County	.0023
23	Carroll County	.0030
24	Cass County	.0056
25	Clark County	.0178
26	Clay County	.0039
27	Clinton County	.0049
28	Crawford County	.0016
29	Daviess County	.0049
30	Dearborn County	.0075
31	Decatur County	.0039
32	Dekalb County	.0064
33	Delaware County	.0165
34	Dubois County	.0064
35	Elkhart County	.0310
36	Fayette County	.0034
37	Floyd County	.0119
38	Fountain County	.0024
39	Franklin County	.0034
40	Fulton County	.0030
41	Gibson County	.0049
42	Grant County	.0098
43	Greene County	.0045
44	Hamilton County	.0512
45	Hancock County	.0118
46	Harrison County	.0058
47	Hendricks County	.0258



1	Henry County	.0072
2	Howard County	.0123
3	Huntington County	.0054
4	Jackson County	.0068
5	Jasper County	.0048
6	Jay County	.0030
7	Jefferson County	.0049
8	Jennings County	.0041
9	Johnson County	.0238
10	Knox County	.0054
11	Kosciusko County	.0118
12	LaGrange County	.0060
13	Lake County	.0735
14	LaPorte County	.0166
15	Lawrence County	.0066
16	Madison County	.0192
17	Marion County	.1440
18	Marshall County	.0068
19	Martin County	.0014
20	Miami County	.0053
21	Monroe County	.0206
22	Montgomery County	.0056
23	Morgan County	.0106
24	Newton County	.0020
25	Noble County	.0070
26	Ohio County	.0009
27	Orange County	.0029
28	Owen County	.0031
29	Parke County	.0024
30	Perry County	.0028
31	Pike County	.0018
32	Porter County	.0255
33	Posey County	.0037
34	Pulaski County	.0018
35	Putnam County	.0054
36	Randolph County	.0036
37	Ripley County	.0043
38	Rush County	.0025
39	St. Joseph County	.0402
40	Scott County	.0034
41	Shelby County	.0066
42	Spencer County	.0029
43	Starke County	.0034
44	Steuben County	.0051
45	Sullivan County	.0031
46	Switzerland County	.0014
47	Tippecanoe County	.0274

EH 1001—LS 7401/DI 125



1	Tipton County	.0023
2	Union County	.0010
3	Vanderburgh County	.0266
4	Vermillion County	.0023
5	Vigo County	.0156
6	Wabash County	.0046
7	Warren County	.0012
8	Warrick County	.0094
9	Washington County	.0042
10	Wayne County	.0098
11	Wells County	.0042
12	White County	.0036
13	Whitley County	.0050

14 SECTION 85. IC 11-12-11-7, AS ADDED BY P.L.204-2016, SECTION 29, IS AMENDED TO
15 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 7. Before September 1 of each year after 2014,
16 the department shall deposit in the misdemeanor fund of each county the greatest of the following:

- 17 (1) the sum determined by multiplying the total amount appropriated for the county misdemeanor
- 18 fund by the county's multiplier.
- 19 (2) The minimum allocation amount assigned to the county under section 6(a) of this chapter.
- 20 (3) The amount deposited by the department in the misdemeanor fund for the county in state fiscal
- 21 year 1999.

22 SECTION 86. IC 11-12-11-8 IS REPEALED [EFFECTIVE JULY 1, 2023]. Sec. 8. (a)
23 Notwithstanding section 7 of this chapter, the department shall deposit funds in county misdemeanor
24 funds under this section if the funds appropriated to the department for county misdemeanor funds are
25 insufficient to meet the amounts required to be deposited under section 7 of this chapter:

26 (b) Before July 16 of each year, the commissioner shall send a notice to each county executive and
27 sheriff. The notice must contain the following:

- 28 (1) The amount of money appropriated for all county misdemeanor funds in Indiana.
- 29 (2) The amount that will be deposited in the county misdemeanor funds.
- 30 (c) The notice required under subsection (b) must be in the following form:
- 31 "Notice Concerning County Misdemeanant Funds
- 32 The amount appropriated for July 1 (fill in year) to June 30 (fill in year) for county misdemeanor
- 33 funds is \$ (fill in dollar amount). The amount your county misdemeanor fund will receive is \$ (fill
- 34 in dollar amount)."

35 SECTION 87. IC 12-12.7-2-22 IS REPEALED [EFFECTIVE JULY 1, 2023]. Sec. 22. Notwithstanding
36 any other law, any appropriation made to a program established under this chapter and 20 U.S.C. 1431
37 through 1444 (first steps program) that exceeds eleven million three hundred thirty-nine thousand
38 sixty-three dollars (\$11,339,063) in a state fiscal year must be distributed by the office of the secretary
39 of family and social services as follows:

- 40 (1) Not more than ten percent (10%) to the division of disability and rehabilitative services for
- 41 infrastructure expenses.
- 42 (2) Not less than forty percent (40%) to systems point of entry contracts.
- 43 (3) Not less than fifty percent (50%) to rates of providers who provide services under this chapter
- 44 and 20 U.S.C. 1431 through 1444.

45 SECTION 88. IC 12-14-1-1.2, AS ADDED BY P.L.14-2020, SECTION 1, IS AMENDED TO READ
46 AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 1.2. (a) Except as otherwise provided by federal law,
47 income that an individual earns for:



- 1 (1) employment in a paid internship;
- 2 (2) employment in a work based learning course (as defined in ~~IC 20-43-8-0.7~~; **IC 20-18-2-26.5**);
- 3 or
- 4 (3) paid postsecondary work experience that allows the individual to apply for a related
- 5 apprenticeship (as defined by ~~IC 20-43-8-0.3~~; **IC 20-18-2-1.6**);
- 6 may not be considered as a resource, asset, or income in determining an applicant's or recipient's
- 7 eligibility for assistance under TANF.

8 (b) The division shall apply for any plan amendment, waiver, or any other federal approval necessary
9 to implement this section. Upon approval, the division shall implement this section not later than thirty
10 (30) days from receipt of the federal approval.

11 SECTION 89. IC 12-14-2-1, AS AMENDED BY P.L.83-2022, SECTION 3, IS AMENDED TO
12 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 1. (a) After the investigation under
13 IC 12-14-1-6, the county office shall decide the following:

- 14 (1) Whether the child is eligible for assistance under this article.
- 15 (2) The amount of assistance.
- 16 (3) The date assistance begins.
- 17 (b) The county office may not consider:
 - 18 (1) money in an individual development account under IC 4-4-28 that belongs to the child or a
 - 19 member of the child's family;
 - 20 (2) the value of the real property that is the child's primary residence;
 - 21 (3) twenty thousand dollars (\$20,000) of total equity value (as defined in 470 IAC 10.3-4-2) in motor
 - 22 vehicles that belong to one (1) or more members of the child's family;
 - 23 (4) a Holocaust victim's settlement payment received by the child or a member of the child's family;
 - 24 or
 - 25 (5) money earned by the child or a member of the child's family as a student participating in:
 - 26 (A) a paid internship;
 - 27 (B) a work based learning course (as defined in ~~IC 20-43-8-0.7~~; **IC 20-18-2-26.5**); or
 - 28 (C) paid postsecondary work experience that allows the individual to apply for a related
 - 29 apprenticeship (as defined by ~~IC 20-43-8-0.3~~; **IC 20-18-2-1.6**);

30 when determining whether the individual is eligible for assistance under this article.

31 SECTION 90. IC 12-14-2-3, AS AMENDED BY P.L.168-2021, SECTION 4, IS AMENDED TO
32 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 3. (a) Except as provided in subsection (b),
33 when determining the amount of assistance, an accounting must be taken of any income or property of
34 the child that the child may receive from another source.

35 (b) The following may not be considered as income or property of the child when determining the
36 amount of assistance for the child:

- 37 (1) Money in an individual development account established under IC 4-4-28 that belongs to a child
- 38 or a member of the child's family.
- 39 (2) A Holocaust victim's settlement payment received by the child or a member of the child's family.
- 40 (3) Money earned by the child or a member of the child's family as a student participating in:
 - 41 (A) a paid internship;
 - 42 (B) a work based learning course (as defined in ~~IC 20-43-8-0.7~~; **IC 20-18-2-26.5**); or
 - 43 (C) paid postsecondary work experience that allows the individual to apply for a related
 - 44 apprenticeship (as defined by ~~IC 20-43-8-0.3~~; **IC 20-18-2-1.6**).
- 45 (4) Annual income of up to fifteen thousand dollars (\$15,000) that is earned by an individual in the
- 46 child's household, if the income is earned by an individual who:
 - 47 (A) resides in the household;



1 (B) is less than twenty-four (24) years of age; and
2 (C) earns the additional annual income while the individual is a student participating in or
3 pursuing:

- 4 (i) a postsecondary degree;
- 5 (ii) a workforce certificate;
- 6 (iii) a pre-apprenticeship; or
- 7 (iv) an apprenticeship.

8 SECTION 91. IC 12-14-30-5, AS ADDED BY P.L.14-2020, SECTION 5, IS AMENDED TO READ
9 AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 5. (a) Except as otherwise provided by federal law,
10 income that an individual earns for:

- 11 (1) employment in a paid internship;
- 12 (2) employment in a work based learning course (as defined in ~~IC 20-43-8-0.7~~; **IC 20-18-2-26.5**);
- 13 or
- 14 (3) paid postsecondary work experience that allows the individual to apply for a related
- 15 apprenticeship (as defined by ~~IC 20-43-8-0.3~~; **IC 20-18-2-1.6**);

16 may not be considered as a resource, asset, or income in determining an applicant's or recipient's
17 eligibility for SNAP assistance.

18 (b) The division shall apply for any plan amendment, waiver, or any other federal approval necessary
19 to implement this section. Upon approval, the division shall implement this section not later than thirty
20 (30) days from receipt of the federal approval.

21 SECTION 92. IC 12-15-1-23 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 23. (a) Not later than November 1, 2023, the**
23 **office shall:**

- 24 **(1) develop a schedule for the periodic review of Medicaid reimbursement rates for each**
- 25 **category of service that does not have a rate review frequency in state or federal code; and**
- 26 **(2) provide the schedule developed under subdivision (1) to the budget committee.**

27 **The office may determine the frequency of review of each service category's Medicaid**
28 **reimbursement rates according to the schedule. However, each service category's Medicaid**
29 **reimbursement rates must be reviewed at least once every four (4) years.**

30 **(b) The review of the first set of Medicaid reimbursement rates to be reviewed according to the**
31 **schedule developed under subsection (a)(1) must be completed not later than November 1, 2024.**

32 **(c) The office shall provide the findings of each review of each service category's Medicaid**
33 **reimbursement rates to the budget committee as reviews are completed according to the schedule.**

34 SECTION 93. IC 12-15-2-17.5, AS ADDED BY P.L.14-2020, SECTION 7, IS AMENDED TO READ
35 AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 17.5. (a) This section applies beginning on the date
36 on which the United States Department of Health and Human Services approves the request for changes
37 by the office under this section.

38 (b) This subsection applies to applicants or recipients who are exempt from the use of modified
39 adjusted gross income (MAGI) as described in 42 U.S.C. 1396a(e)(14)(D) in determining eligibility. The
40 office may not consider income earned by an applicant, a recipient, or a member of the applicant's or
41 recipient's family for participating in:

- 42 (1) a work based learning course (as defined in ~~IC 20-43-8-0.7~~; **IC 20-18-2-26.5**); or
- 43 (2) paid postsecondary work experience that allows the individual to apply for a related
- 44 apprenticeship (as defined by ~~IC 20-43-8-0.3~~; **IC 20-18-2-1.6**);

45 as income in determining the applicant's or recipient's eligibility for Medicaid.

46 (c) For an applicant or recipient for whom the modified adjusted gross income (MAGI) is applicable,
47 the office shall elect to apply a reasonable method to include a prorated portion of reasonably predictable



1 future income as a factor concerning the income earned by the applicant or recipient by participating in
2 a work based learning course, as set forth in 42 CFR 435.603(h)(3).

3 (d) The office shall apply for any state plan amendment or Medicaid waiver necessary to implement
4 this section.

5 SECTION 94. IC 12-15-44.5-5, AS AMENDED BY P.L.152-2017, SECTION 34, IS AMENDED TO
6 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. (a) A managed care organization that
7 contracts with the office to provide health coverage, dental coverage, or vision coverage to an individual
8 who participates in the plan:

9 (1) is responsible for the claim processing for the coverage;

10 (2) shall reimburse providers at a rate that is not less than the rate established by the secretary; ~~The~~
11 ~~rate set by the secretary must be based on a reimbursement formula that is:~~

12 ~~(A) comparable to the federal Medicare reimbursement rate for the service provided by the~~
13 ~~provider; or~~

14 ~~(B) one hundred thirty percent (130%) of the Medicaid reimbursement rate for a service that does~~
15 ~~not have a Medicare reimbursement rate; and~~

16 (3) may not deny coverage to an eligible individual who has been approved by the office to
17 participate in the plan.

18 (b) A managed care organization that contracts with the office to provide health coverage under the
19 plan must incorporate cultural competency standards established by the office. The standards must
20 include standards for non-English speaking, minority, and disabled populations.

21 SECTION 95. IC 12-17.2-7.2-1, AS AMENDED BY P.L.268-2019, SECTION 1, IS AMENDED TO
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 1. As used in this chapter, "eligible child"
23 refers to an individual who:

24 (1) is at least four (4) years of age and less than five (5) years of age on August 1 of the state fiscal
25 year for which a grant is sought under the prekindergarten pilot program;

26 (2) is a resident of Indiana or otherwise has legal settlement in Indiana, as determined under
27 IC 20-26-11;

28 (3) is a member of a household with an annual income that does not exceed ~~one hundred~~
29 ~~twenty-seven percent (127%)~~ **one hundred fifty percent (150%)** of the federal poverty level;

30 (4) receives qualified early education services from an eligible provider, as determined by the office;

31 (5) has a parent or guardian who participates in a parental engagement and involvement component
32 provided by the eligible provider;

33 (6) has a parent or guardian who agrees to ensure that the child meets the attendance requirements
34 determined by the office; and

35 (7) meets the requirements under section 7.2(a) and 7.2(c) of this chapter.

36 SECTION 96. IC 12-22-2-11, AS AMENDED BY P.L.143-2011, SECTION 26, IS AMENDED TO
37 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 11. (a) An entity, other than a psychiatric
38 residential treatment facility, may not operate or hold itself out as operating a group home for individuals
39 with serious mental illness (SMI), serious emotional disturbance (SED), or chronic addiction (CA) unless
40 the entity is licensed or certified by the division.

41 (b) The division of mental health and addiction shall investigate a report of:

42 (1) an unlicensed facility housing a community residential program described in section 3.5 of this
43 chapter;

44 (2) an uncertified operator of a community residential program described in section 3.5 of this
45 chapter; or

46 (3) a licensed or certified entity's noncompliance with this article;

47 and report the division's findings to the attorney general.



- 1 (c) The attorney general may do the following:
- 2 (1) Seek the issuance of a search warrant to assist in an investigation under this section.
- 3 (2) File an action for injunctive relief to stop the operation of a facility described in subsection (b)
- 4 if there is reasonable cause to believe that:
- 5 (A) the facility or the operator of a community residential program described in subsection (b)
- 6 is operating without a required license or certification; or
- 7 (B) a licensed or certified entity's actions or omissions create an immediate danger of serious
- 8 bodily injury to an individual with a mental illness or an imminent danger to the health of an
- 9 individual with a mental illness.
- 10 (3) Seek in a civil action a civil penalty of not more than one hundred dollars (\$100) a day for each
- 11 day a facility is operating:
- 12 (A) without a license or certification required by law; or
- 13 (B) with a license or certification required under this chapter, but is not in compliance with this
- 14 article, IC 12-21-2-3, or rules adopted under this article or IC 12-21-2-3.
- 15 (d) The division of mental health and addiction may provide for the removal of individuals with a
- 16 mental illness from facilities for individuals with a mental illness described in subsection (c).
- 17 (e) There must be an opportunity for an informal meeting with the division of mental health and
- 18 addiction after injunctive relief is ordered under this section.
- 19 (f) The civil penalties collected under this section must be deposited in the ~~mental health centers fund~~
- 20 ~~(IC 6-7-1-32.1):~~ **state general fund.**

21 SECTION 97. IC 12-23-2-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

22 Sec. 3. The money in the fund does not revert to ~~any other fund~~ **the state general fund** at the close of a

23 state fiscal year. ~~but remains in the fund unless the money is appropriated by the general assembly under~~

24 ~~section 5 of this chapter.~~

25 SECTION 98. IC 12-29-2-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

26 Sec. 14. (a) An entity may not:

- 27 (1) hold itself out to be a community mental health center; or
- 28 (2) use the term "community mental health center";
- 29 unless the entity is certified by the division of mental health and addiction.
- 30 (b) The division of mental health and addiction shall investigate a report that an entity is operating as
- 31 a community mental health center without the approval of the division of mental health and addiction and
- 32 report the division's findings to the attorney general.

33 (c) Upon receiving a report made under subsection (b), the attorney general may do the following:

- 34 (1) Seek the issuance of a search warrant to assist in the investigation.
- 35 (2) File an action for injunctive relief to stop the operation of the entity that is the subject of the
- 36 report if there is reasonable cause to believe that the entity is operating without the required approval
- 37 of the division of mental health and addiction.
- 38 (3) File an action for injunctive relief to stop the entity that is the subject of the report from using
- 39 the term "community mental health center".
- 40 (4) Seek in a civil action a civil penalty of not more than one hundred dollars (\$100) a day for each
- 41 day an entity is operating without the required approval of the division of mental health and
- 42 addiction.

43 (d) An opportunity for an informal meeting with the division of mental health and addiction must be

44 provided after the injunctive relief is ordered.

45 (e) The civil penalties collected under this section must be deposited in the ~~mental health centers fund~~

46 ~~(IC 6-7-1-32.1):~~ **state general fund.**

47 SECTION 99. IC 14-9-8-28, AS AMENDED BY P.L.114-2022, SECTION 25, IS AMENDED TO



1 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 28. (a) The natural resources commission shall
2 categorize salaries of enforcement officers within each rank based upon the rank held and the number of
3 years of service in the department through the twentieth year. The salary ranges that the commission
4 assigns to each rank shall be divided into a base salary and ~~twenty (20)~~ **fifteen (15)** increments above the
5 base salary with:

6 (1) the base salary in the rank paid to a person with less than one (1) year of service in the
7 department; and
8 (2) the highest salary in the rank paid to a person with at least ~~twenty (20)~~ **fifteen (15)** years of
9 service in the department.

10 (b) The salary matrix prescribed by this section shall be reviewed and approved by the state budget
11 agency biennially in even-numbered years before implementation.

12 (c) The salaries for law enforcement officers of the law enforcement division of the department must
13 be equal to the salaries of police employees of the state police department under IC 10-11-2-13, based
14 upon years of service in the department and rank held.

15 (d) The requirement of subsection (c) does not affect:

16 (1) any rights or liabilities accrued; or
17 (2) any proceedings begun;

18 on or before June 30, 1999. Those rights, liabilities, and proceedings continue and shall be imposed and
19 enforced under prior civil law and procedure as if the requirement of subsection (c) had not been enacted.

20 SECTION 100. IC 15-16-10-13, AS AMENDED BY P.L.27-2015, SECTION 3, IS AMENDED TO
21 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2023]: Sec. 13. This chapter expires July 1, ~~2023~~. **2031**.

22 SECTION 101. IC 16-18-2-35 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 35: "Bedding"; for~~
23 ~~purposes of IC 16-41-32; has the meaning set forth in IC 16-41-32-5.~~

24 SECTION 102. IC 16-18-2-129 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 129: "Filling~~
25 ~~material"; for purposes of IC 16-41-32; has the meaning set forth in IC 16-41-32-6.~~

26 SECTION 103. IC 16-18-2-215 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 215:~~
27 ~~"Manufacture"; for purposes of IC 16-41-32; has the meaning set forth in IC 16-41-32-7.~~

28 SECTION 104. IC 16-18-2-241 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 241: "Motor fuel";~~
29 ~~for purposes of IC 16-44-3; has the meaning set forth in IC 16-44-3-2.~~

30 SECTION 105. IC 16-18-2-242 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 242: "Motor fuel~~
31 ~~outlet"; for purposes of IC 16-44-3; has the meaning set forth in IC 16-44-3-3.~~

32 SECTION 106. IC 16-18-2-248 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 248: "New"; for~~
33 ~~purposes of IC 16-41-32; has the meaning set forth in IC 16-41-32-8.~~

34 SECTION 107. IC 16-18-2-316 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 316: "Renovate";~~
35 ~~for purposes of IC 16-41-32; has the meaning set forth in IC 16-41-32-9.~~

36 SECTION 108. IC 16-18-2-325 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 325:~~
37 ~~"Secondhand"; for purposes of IC 16-41-32; has the meaning set forth in IC 16-41-32-10.~~

38 SECTION 109. IC 16-18-2-327 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 327: "Sell"; for~~
39 ~~purposes of IC 16-41-32; has the meaning set forth in IC 16-41-32-11.~~

40 SECTION 110. IC 16-18-2-345 IS REPEALED [EFFECTIVE JANUARY 1, 2024]. ~~Sec. 345: "Supply~~
41 ~~dealer"; for purposes of IC 16-41-32; has the meaning set forth in IC 16-41-32-12.~~

42 SECTION 111. IC 16-18-2-374, AS AMENDED BY P.L.28-2009, SECTION 3, IS AMENDED TO
43 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 374. (a) "Wholesaler", for purposes of
44 IC 16-42-11, has the meaning set forth in IC 16-42-11-1.1.

45 (b) "Wholesaler", for purposes of IC 16-42-19 and IC 16-42-21, has the meaning set forth in
46 IC 16-42-19-10.

47 (c) "Wholesaler", for purposes of IC 16-41-32, has the meaning set forth in IC 16-41-32-13.



1 SECTION 112. IC 16-19-7-4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
2 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 4. This chapter expires July 1, 2023.**

3 SECTION 113. IC 16-21-10-21, AS AMENDED BY P.L.165-2021, SECTION 146, IS AMENDED
4 TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 21. This chapter expires June 30, ~~2023~~
5 **2025.**

6 SECTION 114. IC 16-28-15-14, AS AMENDED BY P.L.165-2021, SECTION 147, IS AMENDED
7 TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 14. This chapter expires June 30, ~~2023~~
8 **2025.**

9 SECTION 115. IC 16-41-32-32 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
10 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 32. This chapter expires July 1, 2023.**

11 SECTION 116. IC 16-44-3-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
12 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 12. This chapter expires July 1, 2023.**

13 SECTION 117. IC 20-18-2-1.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
14 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: **Sec. 1.6. "Apprenticeship" or "apprenticeship
15 program" means an apprenticeship program registered under the federal National Apprenticeship
16 Act (29 U.S.C. 50 et seq.) or another federal apprenticeship program administered by the United
17 States Department of Labor.**

18 SECTION 118. IC 20-18-2-26.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
19 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: **Sec. 26.5. "Work based learning course" means
20 a program, delivered in an employment relationship, that provides a worker with paid or
21 meaningful work experience and corresponding classroom instruction.**

22 SECTION 119. IC 20-20-38.5-1 IS REPEALED [EFFECTIVE JUNE 29, 2023]. ~~Sec. 1. As used in this
23 chapter, "work based learning course" has the meaning set forth in IC 20-43-8-0.7.~~

24 SECTION 120. IC 20-20-47.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO
25 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

26 **Chapter 47.5. Career Advising Grant Program and Fund**

27 **Sec. 1. As used in this chapter, "approved intermediary" means an intermediary that has been
28 approved and included on the list under IC 4-3-27-18.**

29 **Sec. 2. As used in this chapter, "fund" refers to the career advising grant program fund
30 established by section 8 of this chapter.**

31 **Sec. 3. As used in this chapter, "grant" refers to a grant awarded to an approved intermediary
32 or a career advising provider under this chapter.**

33 **Sec. 4. As used in this chapter, "program" refers to the career advising grant program
34 established by section 6 of this chapter.**

35 **Sec. 5. As used in this chapter, "school" means a:**

36 **(1) public school, including a charter school; or**

37 **(2) state accredited nonpublic school;**

38 **that provides instruction for any combination of grades 9 through 12.**

39 **Sec. 6. (a) The career advising grant program is established to provide grants to approved
40 intermediaries and career advising providers for the purposes of providing career advising for
41 students in grades 9 through 12.**

42 **(b) The department shall administer the program.**

43 **Sec. 7. (a) The department may award a grant each year under this chapter to an approved
44 intermediary or a career advising provider that:**

45 **(1) applies on a form and in a manner established by the department;**

46 **(2) applies by a date established by the department;**

47 **(3) submits a plan to the department that:**



1 (A) provides a description of how the approved intermediary or career advising provider
2 will implement career advising for students in grades 9 through 12; and

3 (B) includes career exploration, engagement, and experience; and

4 (4) partners with a school to provide career advising for students in grades 9 through 12
5 enrolled in the school.

6 (b) The department shall determine the grant amount awarded under subsection (a) to an
7 approved intermediary or a career advising provider based on available funding.

8 Sec. 8. (a) The career advising grant program fund is established for the purposes of
9 implementing the program.

10 (b) The fund consists of the following:

11 (1) Appropriations by the general assembly.

12 (2) Interest deposited in the fund under subsection (e).

13 (3) Gifts, grants, devises, or bequests made to the department to achieve the purposes of the
14 fund.

15 (c) The department shall administer the fund.

16 (d) The expenses of administering the fund shall be paid from money in the fund.

17 (e) The treasurer of state shall invest the money in the fund not currently needed to meet the
18 obligations of the fund in the same manner as other public funds may be invested. Interest that
19 accrues from these investments shall be deposited in the fund.

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

21 Sec. 9. Before the department may distribute any grant amounts that are awarded to approved
22 intermediaries or career advising providers under this chapter each year, the budget committee
23 must review the distribution of the grants to the approved intermediaries or career advising
24 providers.

25 Sec. 10. The department may adopt rules under IC 4-22-2 to implement this chapter.

26 SECTION 121. IC 20-23-18-3, AS AMENDED BY P.L. 125-2022, SECTION 1, IS AMENDED TO
27 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. (a) Except as provided in subsection (c), the
28 Muncie Community school corporation is subject to all applicable federal and state laws.

29 (b) If a provision of this chapter conflicts with any other law, including IC 20-23-4, the provision in
30 this chapter controls.

31 (c) Notwithstanding subsection (a), to provide all administrative and academic flexibility to implement
32 innovative strategies, the Muncie Community school corporation is subject only to the following IC 20
33 and IC 22 provisions:

34 (1) IC 20-26-5-10 (criminal history).

35 (2) **IC 20-26-12-1 (curricular material purchase and provision; public school students).**

36 (3) **IC 20-26-12-2 (curricular material purchase and rental).**

37 ~~(4)~~ (4) IC 20-28-5-8 (conviction of certain felonies or misdemeanors; notice and hearing; permanent
38 revocation of license; data base of school employees who have been reported).

39 ~~(5)~~ (5) IC 20-28-10-17 (school counselor immunity).

40 ~~(6)~~ (6) IC 20-29 (collective bargaining) to the extent required by subsection (e).

41 ~~(7)~~ (7) IC 20-30-3-2 and IC 20-30-3-4 (patriotic commemorative observances).

42 ~~(8)~~ (8) The following:

43 (A) IC 20-30-5-0.5 (display of the United States flag; Pledge of Allegiance).

44 (B) IC 20-30-5-1, IC 20-30-5-2, and IC 20-30-5-3 (the constitutions of Indiana and the United
45 States; writings, documents, and records of American history or heritage).

46 (C) IC 20-30-5-4 (system of government; American history).

47 (D) IC 20-30-5-5 (morals instruction).



1 (E) IC 20-30-5-6 (good citizenship instruction).
2 ~~(7)~~ **(9)** IC 20-32-4, concerning graduation requirements.
3 ~~(8)~~ **(10)** IC 20-32-5.1, concerning the Indiana's Learning Evaluation Assessment Readiness Network
4 (ILEARN) program.
5 ~~(9)~~ **(11)** IC 20-32-8.5 (IRead3).
6 ~~(10)~~ **(12)** IC 20-33-2 (compulsory school attendance).
7 ~~(11)~~ **(13)** IC 20-33-8-16 (firearms and deadly weapons).
8 ~~(12)~~ **(14)** IC 20-33-8-19, IC 20-33-8-21, and IC 20-33-8-22 (student due process and judicial
9 review).
10 ~~(13)~~ **(15)** IC 20-33-7 (parental access to education records).
11 ~~(14)~~ **(16)** IC 20-33-9 (reporting of student violations of law).
12 ~~(15)~~ **(17)** IC 20-34-3 (health and safety measures).
13 ~~(16)~~ **(18)** IC 20-35 (concerning special education).
14 ~~(17)~~ **(19)** IC 20-39 (accounting and financial reporting procedures).
15 ~~(18)~~ **(20)** IC 20-40 (government funds and accounts).
16 ~~(19)~~ **(21)** IC 20-41 (extracurricular funds and accounts).
17 ~~(20)~~ **(22)** IC 20-42 (fiduciary funds and accounts).
18 ~~(21)~~ **(23)** IC 20-42.5 (allocation of expenditures to student instruction and learning).
19 ~~(22)~~ **(24)** IC 20-43 (state tuition support).
20 ~~(23)~~ **(25)** IC 20-44 (property tax levies).
21 ~~(24)~~ **(26)** IC 20-46 (levies other than general fund levies).
22 ~~(25)~~ **(27)** IC 20-47 (related entities; holding companies; lease agreements).
23 ~~(26)~~ **(28)** IC 20-48 (borrowing and bonds).
24 ~~(27)~~ **(29)** IC 20-49 (state management of common school funds; state advances and loans).
25 ~~(28)~~ **(30)** IC 20-50 (concerning homeless children and foster care children).
26 ~~(29)~~ **(31)** IC 22-2-18, before its expiration on June 30, 2021 (limitation on employment of minors).
27 (d) The Muncie Community school corporation is subject to required audits by the state board of
28 accounts under IC 5-11-1-9.
29 (e) Except to the extent required under a collective bargaining agreement entered into before July 1,
30 2018, the Muncie Community school corporation is not subject to IC 20-29 unless the school corporation
31 voluntarily recognizes an exclusive representative under IC 20-29-5-2. If the school corporation
32 voluntarily recognizes an exclusive representative under IC 20-29-5-2, the school corporation may
33 authorize a school within the corporation to opt out of bargaining allowable subjects or discussing
34 discussion items by specifying the excluded items on the notice required under IC 20-29-5-2(b). The
35 notice must be provided to the education employment relations board at the time the notice is posted.
36 SECTION 122. IC 20-24-7-6.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
37 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 6.1. (a) This section applies to revenue**
38 **collected after June 30, 2023, from a tax levy imposed by a governing body under IC 20-46-8.**
39 **(b) Beginning in calendar year 2024, and each year thereafter, the county auditor shall distribute**
40 **money that is received as part of a tax levy collected under IC 20-46-8 to an eligible charter school,**
41 **excluding a virtual charter school and adult high school, for deposit in the charter school's**
42 **operations fund created under IC 20-40-18-1. The distributions shall be made at the same time that**
43 **tax levy revenue is required to be distributed to school corporations.**
44 SECTION 123. IC 20-24-7-13, AS AMENDED BY P.L.165-2021, SECTION 150, IS AMENDED TO
45 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 13. (a) After June 30, 2019, a virtual charter
46 school may only apply for authorization with any statewide authorizer in accordance with the authorizer's
47 guidelines. After June 30, 2019, a virtual charter school that has a charter on June 30, 2019, may renew



1 a charter only with a statewide authorizer. An authorizer described in IC 20-24-1-2.5(1) and
2 IC 20-24-1-2.5(3) is not considered a statewide authorizer.

3 (b) For each state fiscal year, a virtual charter school is entitled to receive funding in a month from the
4 state in an amount equal to:

5 (1) the quotient of:

6 (A) the school's basic tuition support determined under IC 20-43-6-3; divided by

7 (B) twelve (12); plus

8 (2) the total of any:

9 (A) special education grants under IC 20-43-7; **and**

10 ~~(B) career and technical education grants under IC 20-43-8; and~~

11 ~~(C) honor grants under IC 20-43-10;~~

12 **(B) non-English speaking program grants under IC 20-43-10-4;**

13 to which the virtual charter school is entitled for the month.

14 For each state fiscal year, a virtual charter school's special education grants under IC 20-43-7 shall be
15 calculated in the same manner as special education grants are calculated for other school corporations.

16 (c) The state board shall adopt rules under IC 4-22-2 to govern the operation of virtual charter schools.

17 (d) Each authorizer of a virtual charter school shall establish requirements or guidelines for virtual
18 charter schools authorized by the authorizer that include the following:

19 (1) Minimum requirements for the mandatory annual onboarding process and orientation required
20 under IC 20-24-5-4.5, which shall include a requirement that a virtual charter school must provide
21 to a parent of a student:

22 (A) the student engagement and attendance requirements or policies of the virtual charter school;
23 and

24 (B) notice that a person who knowingly or intentionally deprives a dependent of education
25 commits a violation under IC 35-46-1-4.

26 (2) Requirements relating to tracking and monitoring student participation and attendance.

27 (3) Ongoing student engagement and counseling policy requirements.

28 (4) Employee policy requirements, including professional development requirements.

29 (e) The department, with the approval of the state board, shall before December 1 of each year submit
30 an annual report to the budget committee concerning the program under this section.

31 (f) Each school year, at least sixty percent (60%) of the students who are enrolled in virtual charter
32 schools under this section for the first time must have been included in the state's fall count of ADM
33 conducted in the previous school year.

34 (g) Each virtual charter school shall report annually to the department concerning the following, on
35 a schedule determined by the department:

36 (1) Classroom size.

37 (2) The ratio of teachers per classroom.

38 (3) The number of student-teacher meetings conducted in person or by video conference.

39 (4) Any other information determined by the department.

40 The department shall provide this information annually to the state board and the legislative council in
41 an electronic format under IC 5-14-6.

42 (h) A virtual charter school shall adopt a student engagement policy. A student who regularly fails to
43 participate in courses may be withdrawn from enrollment under policies adopted by the virtual charter
44 school. The policies adopted by the virtual charter school must ensure that:

45 (1) adequate notice of the withdrawal is provided to the parent and the student; and

46 (2) an opportunity is provided, before the withdrawal of the student by the virtual charter school, for
47 the student or the parent to demonstrate that failure to participate in the course is due to an event that



1 would be considered an excused absence under IC 20-33-2.

2 (i) A student who is withdrawn from enrollment for failure to participate in courses pursuant to the
3 school's student engagement policy may not reenroll in that same virtual charter school for the school year
4 in which the student is withdrawn.

5 (j) An authorizer shall review and monitor whether a virtual charter school that is authorized by the
6 authorizer complies with the requirements described in subsections (h) and (i).

7 SECTION 124. IC 20-24-7-13.5, AS AMENDED BY P.L.165-2021, SECTION 151, IS AMENDED
8 TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 13.5. (a) This section applies to the
9 following charter schools:

10 (1) The Excel Centers for Adult Learners.

11 (2) The Christel House DORS centers.

12 (3) The Gary Middle College charter schools.

13 (b) Notwithstanding any other law, for a state fiscal year, a charter school described in subsection (a)
14 is entitled to receive funding from the state in an amount equal to the product of:

15 (1) the charter school's number of students who are Indiana residents (expressed as full-time
16 equivalents); multiplied by

17 (2) six thousand seven hundred fifty dollars (\$6,750) beginning July 1, 2017.

18 (c) However, in the case of the charter school described in subsection (a)(3), the funding under this
19 section applies only for those students who are twenty-two (22) years of age and older. In addition, the
20 total number of students (expressed as full-time equivalents) of all adult learners in charter schools
21 covered by this section may not exceed the following:

22 (1) For the ~~2021-2022~~ **2023-2024** state fiscal year:

23 (A) For the Christel House DORS centers, eight hundred twenty-five (825) adult learner students.

24 (B) For the Gary Middle College charter schools, two hundred fifty (250) adult learner students.

25 (C) For the Excel Centers for Adult Learners, four thousand nine hundred (4,900) adult learner
26 students.

27 (2) For the ~~2022-2023~~ **2024-2025** state fiscal year:

28 (A) For the Christel House DORS centers, eight hundred twenty-five (825) adult learner students.

29 (B) For the Gary Middle College charter schools, two hundred fifty (250) adult learner students.

30 (C) For the Excel Centers for Adult Learners, four thousand nine hundred (4,900) adult learner
31 students.

32 (d) A charter school described in subsection (a) is entitled to receive federal special education funding.

33 (e) The state funding under this section shall be paid each state fiscal year under a schedule set by the
34 budget agency and approved by the governor. However, the schedule shall provide for at least twelve (12)
35 payments, that one (1) payment shall be made at least every forty (40) days, and the aggregate of the
36 payments in each state fiscal year shall equal the amount required under this section. However, if the
37 appropriations for this purpose are insufficient, the distributions to each recipient shall be reduced
38 proportionately.

39 (f) A charter school that receives funding as provided in this section must report the following
40 information annually to the state board and (in an electronic format under IC 5-14-6) to the legislative
41 council, on a schedule specified by the state board:

42 (1) The number of adult learners enrolled in the charter school during the preceding year.

43 (2) The demographics of the adult learners enrolled in the charter school during the preceding year
44 (in a format requested by the state board).

45 (3) The graduation rates of the adult learners enrolled in the charter school during the preceding
46 year.

47 (4) The outcomes for adult learners enrolled in the charter school, as of graduation and as of two (2)



1 years after graduation. A charter school must include information concerning students' job placement
2 outcomes, information concerning students' matriculation into higher education, and any other
3 information concerning outcomes required by the state board.

4 (g) This section expires June 30, ~~2023~~: **2025**.

5 SECTION 125. IC 20-24-8-2, AS AMENDED BY P.L.38-2020, SECTION 3, IS AMENDED TO
6 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. (a) A charter school may not do the
7 following:

8 (1) Operate at a site or for grades other than as specified in the charter.

9 (2) Charge tuition to any student residing within the school corporation's geographic boundaries.

10 However, a charter school may charge tuition for:

11 (A) a preschool program, unless charging tuition for the preschool program is barred under
12 federal law; or

13 (B) a latch key program;

14 if the charter school provides those programs.

15 (3) Except as provided under IC 20-26-19 and except for a foreign exchange student who is not a
16 United States citizen, enroll a student who is not a resident of Indiana.

17 (4) Be located in a private residence.

18 (5) Provide solely home based instruction.

19 **(6) Except as provided in IC 20-26-12-1(b), assess a rental fee or require payment of any other**
20 **fee for a student's use of curricular material.**

21 (b) A charter school is not prohibited from delivering instructional services:

22 (1) through the Internet or another online arrangement; or

23 (2) in any manner by computer;

24 if the instructional services are provided to students enrolled in the charter school in a manner that
25 complies with any procedures adopted by the department concerning online and computer instruction in
26 public schools.

27 SECTION 126. IC 20-24-8-5, AS AMENDED BY P.L.126-2022, SECTION 1, IS AMENDED TO
28 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. The following statutes and rules and
29 guidelines adopted under the following statutes apply to a charter school:

30 (1) IC 5-11-1-9 (required audits by the state board of accounts).

31 (2) IC 20-39-1-1 (unified accounting system).

32 (3) IC 20-35 (special education).

33 (4) IC 20-26-5-10 (criminal history).

34 (5) IC 20-26-5-6 (subject to laws requiring regulation by state agencies).

35 (6) IC 20-28-10-12 (nondiscrimination for teacher marital status).

36 (7) IC 20-28-10-14 (teacher freedom of association).

37 (8) IC 20-28-10-17 (school counselor immunity).

38 (9) For conversion charter schools only if the conversion charter school elects to collectively bargain
39 under IC 20-24-6-3(b), IC 20-28-6, IC 20-28-7.5, IC 20-28-8, IC 20-28-9, and IC 20-28-10.

40 (10) IC 20-33-2 (compulsory school attendance).

41 (11) IC 20-33-8-19, IC 20-33-8-21, and IC 20-33-8-22 (student due process and judicial review).

42 (12) IC 20-33-8-16 (firearms and deadly weapons).

43 (13) IC 20-34-3 (health and safety measures).

44 (14) IC 20-33-9 (reporting of student violations of law).

45 (15) IC 20-30-3-2 and IC 20-30-3-4 (patriotic commemorative observances).

46 (16) IC 20-31-3, IC 20-32-4, IC 20-32-5 (for a school year ending before July 1, 2018), IC 20-32-5.1

47 (for a school year beginning after June 30, 2018), IC 20-32-8, and IC 20-32-8.5, as provided in



- 1 IC 20-32-8.5-2(b) (academic standards, accreditation, assessment, and remediation).
- 2 (17) IC 20-33-7 (parental access to education records).
- 3 (18) IC 20-31 (accountability for school performance and improvement).
- 4 (19) IC 20-30-5-19 (personal financial responsibility instruction).
- 5 (20) IC 20-26-5-37.3, before its expiration (career and technical education reporting).
- 6 (21) IC 20-35.5 (dyslexia screening and intervention).
- 7 (22) IC 22-2-18, before its expiration on June 30, 2021 (limitations on employment of minors).
- 8 **(23) IC 20-26-12-1 (curricular material purchase and provision; public school students).**
- 9 **(24) IC 20-26-12-2 (curricular material purchase and rental).**

10 SECTION 127. IC 20-24-13-6, AS AMENDED BY P.L.165-2021, SECTION 152, IS AMENDED TO
 11 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 6. The annual grant amount for a school for
 12 a state fiscal year is the following:

- 13 (1) For the state fiscal year beginning July 1, 2021:
- 14 (A) one thousand dollars (\$1,000); multiplied by
- 15 (B) the number of eligible pupils who are counted in the current ADM of the school.
- 16 (2) For the state fiscal year years beginning July 1, 2022, **and July 1, 2023: and each state fiscal**
 17 **year thereafter:**
- 18 (A) one thousand two hundred fifty dollars (\$1,250); multiplied by
- 19 (B) the number of eligible pupils who are counted in the current ADM of the school.
- 20 **(3) For the state fiscal year beginning July 1, 2024, and each state fiscal year thereafter:**
- 21 **(A) nine hundred thirty-seven dollars (\$937); multiplied by**
- 22 **(B) the number of eligible pupils who are counted in the current ADM of the school.**

23 SECTION 128. IC 20-25.7-5-2, AS AMENDED BY P.L.165-2021, SECTION 153, IS AMENDED
 24 TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 2. (a) The board may enter into an
 25 agreement with an organizer to reconstitute an eligible school as a participating innovation network
 26 charter school or to establish a participating innovation network charter school at a location selected by
 27 the board within the boundary of the school corporation. Notwithstanding IC 20-26-7.1, a participating
 28 innovation network charter school may be established within a vacant school building.

29 (b) The terms of the agreement entered into between the board and an organizer must specify the
 30 following:

- 31 (1) A statement that the organizer authorizes the department to include the charter school's
 32 performance assessment results under IC 20-31-8 when calculating the school corporation's
 33 performance assessment under rules adopted by the state board.
- 34 (2) The amount of state funding, including tuition support (if the participating innovation network
 35 charter school is treated in the same manner as a school operated by the school corporation under
 36 subsection (d)(2)), and money levied as property taxes that will be distributed by the school
 37 corporation to the organizer.
- 38 (3) The performance goals and accountability metrics agreed upon for the charter school in the
 39 charter agreement between the organizer and the authorizer.

40 (c) If an organizer and the board enter into an agreement under subsection (a), the organizer and the
 41 board shall notify the department that the agreement has been made under this section within thirty (30)
 42 days after the agreement is entered into.

43 (d) Upon receipt of the notification under subsection (c), for school years starting after the date of the
 44 agreement:

- 45 (1) the department shall include the participating innovation network charter school's performance
 46 assessment results under IC 20-31-8 when calculating the school corporation's performance
 47 assessment under rules adopted by the state board;



1 (2) the department shall treat the participating innovation network charter school in the same manner
2 as a school operated by the school corporation when calculating the total amount of state funding
3 to be distributed to the school corporation unless subsection (e) applies; and

4 (3) if requested by a participating innovation network charter school that reconstitutes an eligible
5 school, the department may use student growth as the state board's exclusive means to determine the
6 innovation network charter school's category or designation of school improvement under 511
7 IAC 6.2-10-10 for a period of three (3) years. Beginning with the 2019-2020 school year, the
8 department may not use student growth as the state board's exclusive means to determine an
9 innovation network charter school's category or designation of school improvement. This subdivision
10 expires July 1, 2023.

11 (e) If a participating innovation network school was established before January 1, 2016, and for the
12 current school year has a complexity index that is greater than the complexity index for the school
13 corporation that the innovation network school has contracted with, the innovation network school shall
14 be treated as a charter school for purposes of determining tuition support. This subsection expires June
15 30, ~~2023~~. **2025**.

16 SECTION 129. IC 20-26-5-4, AS AMENDED BY P.L.270-2019, SECTION 9, IS AMENDED TO
17 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 4. (a) In carrying out the school purposes of
18 a school corporation, the governing body acting on the school corporation's behalf has the following
19 specific powers:

20 (1) In the name of the school corporation, to sue and be sued and to enter into contracts in matters
21 permitted by applicable law. However, a governing body may not use funds received from the state
22 to bring or join in an action against the state, unless the governing body is challenging an adverse
23 decision by a state agency, board, or commission.

24 (2) To take charge of, manage, and conduct the educational affairs of the school corporation and to
25 establish, locate, and provide the necessary schools, school libraries, other libraries where permitted
26 by law, other buildings, facilities, property, and equipment.

27 (3) To appropriate from the school corporation's general fund (before January 1, 2019) or the school
28 corporation's operations fund (after December 31, 2018) an amount, not to exceed the greater of
29 three thousand dollars (\$3,000) per budget year or one dollar (\$1) per pupil, not to exceed twelve
30 thousand five hundred dollars (\$12,500), based on the school corporation's ADM of the previous
31 year (as defined in IC 20-43-1-7) to promote the best interests of the school corporation through:

32 (A) the purchase of meals, decorations, memorabilia, or awards;

33 (B) provision for expenses incurred in interviewing job applicants; or

34 (C) developing relations with other governmental units.

35 (4) To do the following:

36 (A) Acquire, construct, erect, maintain, hold, and contract for construction, erection, or
37 maintenance of real estate, real estate improvements, or an interest in real estate or real estate
38 improvements, as the governing body considers necessary for school purposes, including
39 buildings, parts of buildings, additions to buildings, rooms, gymnasiums, auditoriums,
40 playgrounds, playing and athletic fields, facilities for physical training, buildings for
41 administrative, office, warehouse, repair activities, or housing school owned buses, landscaping,
42 walks, drives, parking areas, roadways, easements and facilities for power, sewer, water,
43 roadway, access, storm and surface water, drinking water, gas, electricity, other utilities and
44 similar purposes, by purchase, either outright for cash (or under conditional sales or purchase
45 money contracts providing for a retention of a security interest by the seller until payment is
46 made or by notes where the contract, security retention, or note is permitted by applicable law),
47 by exchange, by gift, by devise, by eminent domain, by lease with or without option to purchase,



1 or by lease under IC 20-47-2, IC 20-47-3, or IC 20-47-5.

2 (B) Repair, remodel, remove, or demolish, or to contract for the repair, remodeling, removal, or
3 demolition of the real estate, real estate improvements, or interest in the real estate or real estate
4 improvements, as the governing body considers necessary for school purposes.

5 (C) Provide for conservation measures through utility efficiency programs or under a guaranteed
6 savings contract as described in IC 36-1-12.5.

7 (5) To acquire personal property or an interest in personal property as the governing body considers
8 necessary for school purposes, including buses, motor vehicles, equipment, apparatus, appliances,
9 books, furniture, and supplies, either by cash purchase or under conditional sales or purchase money
10 contracts providing for a security interest by the seller until payment is made or by notes where the
11 contract, security, retention, or note is permitted by applicable law, by gift, by devise, by loan, or by
12 lease with or without option to purchase and to repair, remodel, remove, relocate, and demolish the
13 personal property. All purchases and contracts specified under the powers authorized under
14 subdivision (4) and this subdivision are subject solely to applicable law relating to purchases and
15 contracting by municipal corporations in general and to the supervisory control of state agencies as
16 provided in section 6 of this chapter.

17 (6) To sell or exchange real or personal property or interest in real or personal property that, in the
18 opinion of the governing body, is not necessary for school purposes, in accordance with IC 20-26-7
19 and IC 20-26-7.1, to demolish or otherwise dispose of the property if, in the opinion of the governing
20 body, the property is not necessary for school purposes and is worthless, and to pay the expenses for
21 the demolition or disposition.

22 (7) To lease any school property for a rental that the governing body considers reasonable or to
23 permit the free use of school property for:

24 (A) civic or public purposes; or

25 (B) the operation of a school age child care program for children who are at least five (5) years
26 of age and less than fifteen (15) years of age that operates before or after the school day, or both,
27 and during periods when school is not in session;

28 if the property is not needed for school purposes. Under this subdivision, the governing body may
29 enter into a long term lease with a nonprofit corporation, community service organization, or other
30 governmental entity, if the corporation, organization, or other governmental entity will use the
31 property to be leased for civic or public purposes or for a school age child care program. However,
32 if payment for the property subject to a long term lease is made from money in the school
33 corporation's debt service fund, all proceeds from the long term lease must be deposited in the school
34 corporation's debt service fund so long as payment for the property has not been made. The
35 governing body may, at the governing body's option, use the procedure specified in IC 36-1-11-10
36 in leasing property under this subdivision.

37 (8) To do the following:

38 (A) Employ, contract for, and discharge superintendents, supervisors, principals, teachers,
39 librarians, athletic coaches (whether or not they are otherwise employed by the school
40 corporation and whether or not they are licensed under IC 20-28-5), business managers,
41 superintendents of buildings and grounds, janitors, engineers, architects, physicians, dentists,
42 nurses, accountants, teacher aides performing noninstructional duties, educational and other
43 professional consultants, data processing and computer service for school purposes, including
44 the making of schedules, the keeping and analyzing of grades and other student data, the keeping
45 and preparing of warrants, payroll, and similar data where approved by the state board of
46 accounts as provided below, and other personnel or services as the governing body considers
47 necessary for school purposes.



1 (B) Fix and pay the salaries and compensation of persons and services described in this
2 subdivision that are consistent with IC 20-28-9-1.5.

3 (C) Classify persons or services described in this subdivision and to adopt a compensation plan
4 with a salary range that is consistent with IC 20-28-9-1.5.

5 (D) Determine the number of the persons or the amount of the services employed or contracted
6 for as provided in this subdivision.

7 (E) Determine the nature and extent of the duties of the persons described in this subdivision.

8 The compensation, terms of employment, and discharge of teachers are, however, subject to and
9 governed by the laws relating to employment, contracting, compensation, and discharge of teachers.

10 The compensation, terms of employment, and discharge of bus drivers are subject to and governed
11 by laws relating to employment, contracting, compensation, and discharge of bus drivers.

12 (9) Notwithstanding the appropriation limitation in subdivision (3), when the governing body by
13 resolution considers a trip by an employee of the school corporation or by a member of the
14 governing body to be in the interest of the school corporation, including attending meetings,
15 conferences, or examining equipment, buildings, and installation in other areas, to permit the
16 employee to be absent in connection with the trip without any loss in pay and to reimburse the
17 employee or the member the employee's or member's reasonable lodging and meal expenses and
18 necessary transportation expenses. To pay teaching personnel for time spent in sponsoring and
19 working with school related trips or activities.

20 (10) Subject to IC 20-27-13, to transport children to and from school, when in the opinion of the
21 governing body the transportation is necessary, including considerations for the safety of the
22 children. The transportation must be otherwise in accordance with applicable law.

23 (11) To provide a lunch program for a part or all of the students attending the schools of the school
24 corporation, including the establishment of kitchens, kitchen facilities, kitchen equipment, lunch
25 rooms, the hiring of the necessary personnel to operate the lunch program, and the purchase of
26 material and supplies for the lunch program, charging students for the operational costs of the lunch
27 program, fixing the price per meal or per food item. To operate the lunch program as an
28 extracurricular activity, subject to the supervision of the governing body. To participate in a surplus
29 commodity or lunch aid program.

30 (12) To:

31 (A) purchase curricular materials **and** to furnish curricular materials without cost; ~~or to rent~~
32 ~~curricular materials to students, and to participate in a curricular materials aid program, all in~~
33 ~~accordance with applicable law; and~~

34 (B) **assess and collect a reasonable fee for lost or significantly damaged curricular**
35 **materials.**

36 (13) To accept students transferred from other school corporations and to transfer students to other
37 school corporations in accordance with applicable law.

38 (14) To make budgets, to appropriate funds, and to disburse the money of the school corporation in
39 accordance with applicable law. To borrow money against current tax collections and otherwise to
40 borrow money, in accordance with IC 20-48-1.

41 (15) To purchase insurance or to establish and maintain a program of self-insurance relating to the
42 liability of the school corporation or the school corporation's employees in connection with motor
43 vehicles or property and for additional coverage to the extent permitted and in accordance with
44 IC 34-13-3-20. To purchase additional insurance or to establish and maintain a program of
45 self-insurance protecting the school corporation and members of the governing body, employees,
46 contractors, or agents of the school corporation from liability, risk, accident, or loss related to school
47 property, school contract, school or school related activity, including the purchase of insurance or



1 the establishment and maintenance of a self-insurance program protecting persons described in this
2 subdivision against false imprisonment, false arrest, libel, or slander for acts committed in the course
3 of the persons' employment, protecting the school corporation for fire and extended coverage and
4 other casualty risks to the extent of replacement cost, loss of use, and other insurable risks relating
5 to property owned, leased, or held by the school corporation. In accordance with IC 20-26-17, to:

6 (A) participate in a state employee health plan under IC 5-10-8-6.7;

7 (B) purchase insurance; or

8 (C) establish and maintain a program of self-insurance;

9 to benefit school corporation employees, including accident, sickness, health, or dental coverage,
10 provided that a plan of self-insurance must include an aggregate stop-loss provision.

11 (16) To make all applications, to enter into all contracts, and to sign all documents necessary for the
12 receipt of aid, money, or property from the state, the federal government, or from any other source.

13 (17) To defend a member of the governing body or any employee of the school corporation in any
14 suit arising out of the performance of the member's or employee's duties for or employment with,
15 the school corporation, if the governing body by resolution determined that the action was taken in
16 good faith. To save any member or employee harmless from any liability, cost, or damage in
17 connection with the performance, including the payment of legal fees, except where the liability,
18 cost, or damage is predicated on or arises out of the bad faith of the member or employee, or is a
19 claim or judgment based on the member's or employee's malfeasance in office or employment.

20 (18) To prepare, make, enforce, amend, or repeal rules, regulations, and procedures:

21 (A) for the government and management of the schools, property, facilities, and activities of the
22 school corporation, the school corporation's agents, employees, and pupils and for the operation
23 of the governing body; and

24 (B) that may be designated by an appropriate title such as "policy handbook", "bylaws", or "rules
25 and regulations".

26 (19) To ratify and approve any action taken by a member of the governing body, an officer of the
27 governing body, or an employee of the school corporation after the action is taken, if the action could
28 have been approved in advance, and in connection with the action to pay the expense or
29 compensation permitted under IC 20-26-1 through IC 20-26-5, IC 20-26-7, **IC 20-26-12-1**,
30 IC 20-40-12, and IC 20-48-1 or any other law.

31 (20) To exercise any other power and make any expenditure in carrying out the governing body's
32 general powers and purposes provided in this chapter or in carrying out the powers delineated in this
33 section which is reasonable from a business or educational standpoint in carrying out school
34 purposes of the school corporation, including the acquisition of property or the employment or
35 contracting for services, even though the power or expenditure is not specifically set out in this
36 chapter. The specific powers set out in this section do not limit the general grant of powers provided
37 in this chapter except where a limitation is set out in IC 20-26-1 through IC 20-26-5, IC 20-26-7,
38 IC 20-40-12, IC 20-40-18 (after December 31, 2018), and IC 20-48-1 by specific language or by
39 reference to other law.

40 (b) A superintendent hired under subsection (a)(8):

41 (1) is not required to hold a teacher's license under IC 20-28-5; and

42 (2) is required to have obtained at least a master's degree from an accredited postsecondary
43 educational institution.

44 **SECTION 130. IC 20-26-5-38, AS ADDED BY P.L.94-2019, SECTION 1, IS AMENDED TO READ**
45 **AS FOLLOWS [EFFECTIVE JULY 1, 2023]:** Sec. 38. (a) As used in this section, "juvenile detention
46 facility" refers to the following:

47 (1) A juvenile detention facility under IC 31-31-8.



1 (2) A juvenile detention center under IC 31-31-9.

2 (3) A shelter care facility that is licensed to care for more than ten (10) children.

3 (b) As used in this section, "school materials" includes curricular materials and syllabi for a particular
4 grade level or course. The term does not include hardware that will be consumed, accessed, or used by
5 a single student during a semester or school year.

6 (c) If a child is or will be detained in a juvenile detention facility for more than seven (7) calendar
7 days, the school corporation shall, upon request by the juvenile detention facility or the child's parent,
8 provide to the juvenile detention facility the school materials for the grade level or courses in which the
9 child is enrolled or would be enrolled if the child were not detained. The school corporation may provide
10 the school materials in an electronic format.

11 (d) The school corporation shall, upon request by the juvenile detention facility or the child's parent,
12 deliver to the juvenile detention facility the school materials described in subsection (c) at least once
13 every seven (7) calendar days, excluding any days that are not student instructional days.

14 (e) ~~Except for the assessment of rental fees for curricular materials under IC 20-26-12,~~ The school
15 corporation is responsible for any costs associated with preparing and delivering school materials under
16 this section.

17 (f) The school corporation is not required to provide school materials that have been requested by a
18 juvenile detention facility or the child's parent under this section if the:

19 (1) child is released from the juvenile detention facility; or

20 (2) juvenile detention facility or the child's parent requests that the school corporation no longer
21 provide the school materials.

22 SECTION 131. IC 20-26-12-1, AS AMENDED BY P.L.233-2015, SECTION 150, IS AMENDED TO
23 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 1. (a) Except as provided in subsection (b) ~~and~~
24 **but** notwithstanding any other law, each governing body of a school corporation and each organizer
25 of a charter school shall purchase from a publisher, either individually or through a purchasing
26 cooperative of school corporations, **as applicable**, the curricular materials selected by the proper local
27 officials, and shall ~~rent~~ **provide at no cost** the curricular materials to each student enrolled in a ~~public~~
28 **the school corporation or charter school. that is:**

29 (1) ~~in compliance with the minimum certification standards of the state board; and~~

30 (2) ~~located within the attendance unit served by the governing body.~~

31 **Curricular materials provided to a student under this section remain the property of the governing**
32 **body of the school corporation or organizer of the charter school.**

33 (b) ~~This section does not prohibit a governing body from suspending the operation of this section under~~
34 ~~a contract entered into under IC 20-26-15:~~

35 (b) **This section does not prohibit a governing body of a school corporation or an organizer of**
36 **a charter school from assessing and collecting a reasonable fee for lost or significantly damaged**
37 **curricular materials in accordance with rules established by the state board under subsection (c).**
38 **Fees collected under this subsection must be deposited in the separate curricular materials account**
39 **established under IC 20-40-22-9 for the school in which the student was enrolled at the time the fee**
40 **was imposed.**

41 (c) **The state board shall adopt rules under IC 4-22-2, including emergency rules in the manner**
42 **provided in IC 4-22-2-37.1, to implement this section.**

43 SECTION 132. IC 20-26-12-2, AS AMENDED BY P.L.233-2015, SECTION 151, IS AMENDED TO
44 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. (a) A governing body **or an organizer of**
45 **a charter school** may purchase from a publisher any curricular material selected by the proper local
46 officials. The governing body **or the organizer of a charter school** may **not** rent the curricular materials
47 to students enrolled in any public ~~or nonpublic~~ school.



1 (b) A governing body may rent curricular materials to students enrolled in any nonpublic school
2 that is

- 3 (1) in compliance with the minimum certification standards of the state board; and
- 4 (2) located within the attendance unit served by the governing body.

5 The annual rental rate may not exceed twenty-five percent (25%) of the retail price of the curricular
6 materials. An organizer of a charter school may rent curricular materials to students enrolled in any
7 nonpublic school.

8 (b) Notwithstanding subsection (a), the governing body may not assess a rental fee of more than
9 twenty-five percent (25%) of the retail price of curricular materials that have been:

- 10 (1) extended for usage by students under section 24(e) of this chapter; and
- 11 (2) paid for through rental fees previously collected.

12 (c) A governing body or an organizer of a charter school may negotiate the rental rate for the
13 curricular materials rented to any nonpublic school under subsection (b).

14 (d) A governing body shall collect and deposit the amounts received from the rental of curricular
15 materials to a nonpublic school into the curricular materials account, in accordance with
16 IC 20-40-22-9, in equal amounts for each public school of the school corporation.

17 (e) An organizer of a charter school shall deposit all money received from the rental of
18 curricular materials to a nonpublic school into the charter school's curricular materials account
19 described in IC 20-40-22-9.

20 (e) (f) This section does not limit other laws.

21 SECTION 133. IC 20-26-12-26 IS REPEALED [EFFECTIVE JULY 1, 2023]. Sec. 26. If a family
22 moves during the school term from one (1) school corporation to another within the state, the corporation
23 from which they move shall:

- 24 (1) evaluate the affected children's curricular materials; and
- 25 (2) offer to purchase the curricular materials at a reasonable price for resale to any family that moves
26 into that corporation during a school term.

27 SECTION 134. IC 20-26-15-5, AS AMENDED BY P.L.92-2020, SECTION 35, IS AMENDED TO
28 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. Notwithstanding any other law, the
29 operation of the following is suspended for a freeway school corporation or a freeway school if the
30 governing body of the school corporation elects to have the specific statute or rule suspended in the
31 contract:

32 (1) The following statutes and rules concerning curriculum and instructional time:

- 33 IC 20-30-2-7
- 34 IC 20-30-5-8
- 35 IC 20-30-5-9
- 36 IC 20-30-5-11
- 37 511 IAC 6-7-6
- 38 511 IAC 6.1-5-0.5
- 39 511 IAC 6.1-5-1
- 40 511 IAC 6.1-5-2.5
- 41 511 IAC 6.1-5-3.5
- 42 511 IAC 6.1-5-4.

43 (2) The following rule concerning pupil/teacher ratios:

- 44 511 IAC 6.1-4-1.

45 (3) The following statutes and rules concerning curricular materials:

- 46 IC 20-26-12-24.
- 47 ~~IC 20-26-12-26~~



- 1 IC 20-26-12-1, **except for the provision of curricular materials at no cost to a student in a**
2 **public school.**
3 IC 20-26-12-2, **except for the prohibition of renting curricular materials to students enrolled**
4 **in a public school.**
5 511 IAC 6.1-5-5.
6 (4) 511 IAC 6-7, concerning graduation requirements.
7 (5) IC 20-31-4.1, concerning the performance based accreditation system.
8 (6) IC 20-32-5 (before its expiration on July 1, 2018), concerning the ISTEP program established
9 under IC 20-32-5-15, if an alternative locally adopted assessment program is adopted under section
10 6(4) of this chapter.
11 SECTION 135. IC 20-26.5-2-3, AS AMENDED BY P.L.126-2022, SECTION 4, IS AMENDED TO
12 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. (a) Notwithstanding any other law, the
13 following may be suspended for a coalition member in accordance with the coalition's plan:
14 (1) Subject to section 1(c) of this chapter, IC 20-30, concerning curriculum.
15 (2) The following statutes and rules concerning curricular materials:
16 IC 20-26-12-1, **except for the provision of curricular materials at no cost to a student in a**
17 **public school.**
18 IC 20-26-12-2, **except for the prohibition of renting curricular materials to students enrolled**
19 **in a public school.**
20 IC 20-26-12-24.
21 ~~IC 20-26-12-26.~~
22 511 IAC 6.1-5-5.
23 (3) The following rules concerning teacher licenses:
24 511 IAC 16.
25 511 IAC 17.
26 (4) Subject to subsection (c), IC 20-31-3 (concerning the adoption of academic standards).
27 (5) IC 20-31-4.1, concerning the performance based accreditation system.
28 (6) Except as provided in subsection (b), any other statute in IC 20 or rule in 511 IAC requested to
29 be suspended as part of the plan that is approved by the state board under section 1 of this chapter.
30 (b) A coalition member may not suspend under subsection (a)(6) any of the following:
31 (1) IC 20-26-5-10 (criminal history and child protection index check).
32 (2) IC 20-28 (school teachers).
33 (3) IC 20-29 (collective bargaining).
34 (4) IC 20-31 (accountability for performance and improvement), except for IC 20-31-3 and
35 IC 20-31-4.1.
36 (5) Subject to subsection (c), IC 20-32-4 (graduation requirements).
37 (6) IC 20-32-5.1 (Indiana's Learning Evaluation Assessment Readiness Network (ILEARN)
38 program).
39 (7) IC 20-33 (students).
40 (8) IC 20-34 (student health and safety measures).
41 (9) IC 20-35 (special education).
42 (10) IC 20-35.5 (dyslexia screening and intervention).
43 (11) IC 20-36 (high ability students).
44 (12) IC 20-39 (accounting and financial reporting procedures).
45 (13) IC 20-40 (government funds and accounts).
46 (14) IC 20-41 (extracurricular funds and accounts).
47 (15) IC 20-42 (fiduciary funds and accounts).



- 1 (16) IC 20-42.5 (allocation of expenditures to student instruction and learning).
- 2 (17) IC 20-43 (state tuition support).
- 3 (18) IC 20-44 (property tax levies).
- 4 (19) IC 20-46 (levies other than general fund levies).
- 5 (20) IC 20-47 (related entities; holding companies; lease agreements).
- 6 (21) IC 20-48 (borrowing and bonds).
- 7 (22) IC 20-49 (state management of common school funds; state advances and loans).
- 8 (23) IC 20-50 (homeless children and foster care children).

9 (c) A coalition member must comply with the postsecondary readiness competency requirements under
 10 IC 20-32-4-1.5(b)(1). However, notwithstanding any other law, a coalition member may replace high
 11 school courses on the high school transcript with courses on the same subject matter with equal or greater
 12 rigor to the required high school course and may count such a course as satisfying the equivalent diploma
 13 requirements established by IC 20 and any applicable state board administrative rules or requirements.
 14 If the coalition member school offers courses that are not aligned with requirements adopted by the state
 15 board under IC 20-30-10, a parent of a student and the student who intends to enroll in a course that is
 16 not aligned with requirements adopted by the state board under IC 20-30-10 must provide consent to the
 17 coalition member school to enroll in the course. The consent form used by the coalition, which shall be
 18 developed in collaboration with the commission for higher education, must notify the parent and the
 19 student that enrollment in the course may affect the student's ability to attend a particular postsecondary
 20 educational institution or enroll in a particular course at a particular postsecondary educational institution
 21 because the course does not align with requirements established by the state board under IC 20-30-10.

22 SECTION 136. IC 20-30-10-5, AS AMENDED BY P.L.216-2021, SECTION 28, IS AMENDED TO
 23 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 5. (a) Notwithstanding any other law, a high
 24 school may:

25 (1) replace high school courses on the high school transcript with dual credit courses (as defined in
 26 IC 21-43-1-2.5), Cambridge International courses, international baccalaureate courses, or advanced
 27 placement courses on the same subject matter with equal or greater rigor to the required high school
 28 course; and

29 (2) count:

- 30 (A) a course described in subdivision (1);
- 31 (B) a work based learning course, program, or experience that is approved under subsection (c);
- 32 (C) a career and technical education course, program, or experience that is approved under
 33 subsection (c); or
- 34 (D) a course in any combination of:
 35 (i) science;
 36 (ii) technology;
 37 (iii) engineering; or
 38 (iv) mathematics;

39 as satisfying an Indiana diploma with a Core 40 with academic honors designation or another
 40 designation requirement.

41 (b) A course, program, or experience described in subsection (a)(2)(B), (a)(2)(C), or (a)(2)(D):

42 (1) with:

- 43 (A) subject matter that is similar to; and
- 44 (B) rigor that is equal to or greater than;
 45 the subject matter and rigor of the required course; but

46 (2) that does not fully align with the required course standards;

47 must be augmented with instruction to include the remaining standards of the required course.



1 (c) If a course, program, or experience provider requests that the state board, a state educational
2 institution (as defined in IC 21-7-13-32), or any other entity designated by the state board approve a
3 course, program, or experience described in subsection (a)(2)(B), (a)(2)(C), or (a)(2)(D), the state board,
4 state educational institution, or other entity shall approve the course, program, or experience if the
5 provider provides the following:

6 (1) A description of the extent to which the course, program, or experience aligns with the required
7 course that the provider is replacing.

8 (2) An explanation regarding how the remaining standards of the required course, program, or
9 experience will be augmented.

10 (d) If the state board, a state educational institution, or another entity designated by the state board
11 approves a course, program, or experience under subsection (c), the state board, state educational
12 institution, or other entity:

13 (1) may periodically review the approved course, program, or experience to ensure the course,
14 program, or experience complies with the requirements under this section; and

15 (2) may revoke approval of the course, program, or experience if, at any time more than one (1) year
16 after the course, program, or experience is offered, the state board, state educational institution, or
17 other entity determines that the course, program, or experience does not comply with the
18 requirements under this section.

19 (e) A dual credit course described in subsection (a)(1) must be authorized by an eligible institution (as
20 described in IC 21-43-4-3.5) that is a member of a national dual credit accreditation organization, or the
21 eligible institution must make assurances that the final assessment for the course given for dual credit
22 under this section is substantially equivalent to the final assessment given in the college course in that
23 subject.

24 (f) ~~A student who satisfies an Indiana diploma with a Core 40 with academic honors designation
25 through a high school course replaced under subsection (a)(2)(D) shall not count toward a school's honor
26 designation award under IC 20-43-10-2.~~

27 SECTION 137. IC 20-31-4.1-7, AS AMENDED BY P.L.126-2022, SECTION 5, IS AMENDED TO
28 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 7. A school or group of schools that submits
29 an application under section 4 of this chapter may not request to waive any of the following provisions:

30 **IC 20-24-8-2 (prohibited acts).**

31 IC 20-26-5-10 (criminal history and child protection index check).

32 **IC 20-26-12-1 (curricular material purchase and provision; public school students).**

33 **IC 20-26-12-2 (curricular material purchase and rental).**

34 IC 20-27-7 (school bus inspection and registration).

35 IC 20-27-8-1 (school bus drivers and monitors).

36 IC 20-27-8-2 (school bus driver driving summary).

37 IC 20-27-10-3 (capacity of school bus).

38 IC 20-28 (school teachers).

39 IC 20-29 (collective bargaining).

40 IC 20-30-5-0.5 (display of United States flag; Pledge of Allegiance).

41 IC 20-30-5-1 (constitutions).

42 IC 20-30-5-2 (constitutions; interdisciplinary course).

43 IC 20-30-5-3 (protected writings).

44 IC 20-30-5-4 (American history).

45 IC 20-30-5-4.5 (moment of silence).

46 IC 20-30-5-5 (morals instruction).

47 IC 20-30-5-6 (good citizenship instruction).



- 1 IC 20-30-5-13 (human sexuality instructional requirements).
- 2 IC 20-30-5-17 (access to materials; consent for participation).
- 3 IC 20-30-5-21 (contrary student instruction not permitted).
- 4 IC 20-30-5-22 (Indiana studies).
- 5 IC 20-31 (accountability for performance and improvement).
- 6 IC 20-32-4 (graduation requirements).
- 7 IC 20-32-5.1 (Indiana's Learning Evaluation Assessment Readiness Network (ILEARN) program).
- 8 IC 20-33-1 (equal educational opportunity).
- 9 IC 20-34 (student health and safety measures).
- 10 IC 20-35 (special education).
- 11 IC 20-35.5 (dyslexia screening and intervention).
- 12 IC 20-36 (high ability students).
- 13 IC 20-39 (accounting and financial reporting procedures).
- 14 IC 20-40 (government funds and accounts).
- 15 IC 20-41 (extracurricular funds and accounts).
- 16 IC 20-42 (fiduciary funds and accounts).
- 17 IC 20-42.5 (allocation of expenditures to student instruction and learning).
- 18 IC 20-43 (state tuition support).
- 19 IC 20-44 (property tax levies).
- 20 IC 20-46 (levies other than general fund levies).
- 21 IC 20-47 (related entities; holding companies; lease agreements).
- 22 IC 20-48 (borrowing and bonds).
- 23 IC 20-49 (state management of common school funds; state advances and loans).
- 24 IC 20-50 (homeless children and foster care children).
- 25 IC 20-51 (school scholarships).

26 SECTION 138. IC 20-31-8-5.5, AS ADDED BY P.L.211-2021, SECTION 23, IS AMENDED TO
 27 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 5.5. (a) Not later than July 1, 2024, the state
 28 board shall do the following:

- 29 (1) Establish a compilation of longitudinal data indicating school performance success in various
- 30 selected and enumerated program areas.
- 31 (2) Present the data described in subdivision (1) for each school in a manner that:
- 32 (A) can be conveniently and easily accessed from a single web page on the state board's ~~Internet~~
- 33 ~~web site;~~ **website;** and
- 34 (B) is commonly known as an Internet dashboard.
- 35 (b) The dashboard must include the following:
- 36 (1) Indicators of student performance in elementary school, including schools for grades 6 through
- 37 8, and high school.
- 38 (2) The school's graduation rate, as applicable.
- 39 (3) The percentage of high school graduates who earned college credit before graduating, as
- 40 applicable.
- 41 (4) The pass rate of the statewide assessment program tests (as defined in IC 20-32-2-2.3), as
- 42 applicable.
- 43 (5) The growth data of the statewide assessment program tests (as defined in IC 20-32-2-2.3), as
- 44 applicable.
- 45 (6) The attendance rate.
- 46 (7) State, national, and international comparisons for the indicators, if applicable.
- 47 **(8) The school's grade 3 reading proficiency rate, as applicable.**



1 (c) The dashboard may include any other data indicating school performance success that the state
2 board determines is relevant.

3 (d) Each school shall post on a web page maintained on the school's ~~Internet web site~~ **website** the exact
4 same data and in a similar format as the data presented for the school on the state board's ~~Internet web~~
5 ~~site:~~ **website**. However, the school may include custom indicators on the web page described in this
6 subsection.

7 SECTION 139. IC 20-32-8.7-7, AS ADDED BY P.L.167-2021, SECTION 1, IS AMENDED TO
8 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 7. **(a) Except as provided in subsection (c),**
9 to be eligible to receive a grant under this chapter, an eligible entity must do the following:

10 (1) Apply on a form and in a manner established by the department.

11 (2) Apply by a date established by the department.

12 (3) Develop and submit to the department a student learning recovery plan that meets the
13 requirements in section 8 of this chapter and any other requirements established by the department.

14 (4) Specify the amount requested in the student learning recovery plan submitted by the eligible
15 entity under subdivision (3).

16 **(b) If a school corporation or charter school is required to provide a matching grant as part of**
17 **a student learning recovery plan, the matching grant may only consist of federal funds received by**
18 **the school corporation or charter school.**

19 **(c) This subsection applies to grants awarded, renewed, or otherwise extended after June 30,**
20 **2023. To be eligible to receive, renew, or otherwise extend a grant under this chapter, an eligible**
21 **entity must do the following:**

22 **(1) Satisfy the requirements set forth in subsection (a).**

23 **(2) Provide evidence that the recovery learning and remediation provided to students under**
24 **the plan developed and submitted by the eligible entity under subsection (a) has resulted, or**
25 **is likely to result, in significant learning recovery and positive student outcomes.**

26 SECTION 140. IC 20-32-8.7-10, AS ADDED BY P.L.167-2021, SECTION 1, IS AMENDED TO
27 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 10. An eligible entity that receives a grant
28 under this chapter shall use the grant to implement the plan developed and submitted by the eligible entity
29 under section ~~7(3)~~ **7(a)(3)** of this chapter.

30 SECTION 141. IC 20-32-8.7-16, AS ADDED BY P.L.167-2021, SECTION 1, IS AMENDED TO
31 READ AS FOLLOWS [EFFECTIVE JUNE 30, 2023]: Sec. 16. This chapter expires July 1, ~~2023:~~ **2025.**

32 SECTION 142. IC 20-33-5-3, AS AMENDED BY P.L.286-2013, SECTION 112, IS AMENDED TO
33 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. **(a) Except as provided in subsection (b),**
34 **if a parent of a child or an emancipated minor who is enrolled in a public school in kindergarten or grades**
35 **1 through 12 meets the financial eligibility standard under section 2 of this chapter, the parent or the**
36 **emancipated minor may not be required to pay the fees for curricular materials, supplies, or other required**
37 **class fees: any fee required for the child's or emancipated minor's participation in a particular**
38 **course of study.** The fees shall be paid by the school corporation that the child attends.

39 **(b) The school corporation may apply for a reimbursement under section 7 of this chapter from the**
40 **department of the costs incurred under subsection (a):**

41 **(c) To the extent the reimbursement received by the school corporation is less than the rental fee**
42 **assessed for curricular materials, the school corporation may request that the parent or emancipated minor**
43 **pay the balance of this amount.**

44 **(b) A school corporation may assess and collect a reasonable fee from a parent of a child or from**
45 **an emancipated minor who is enrolled in a public school in the school corporation and meets the**
46 **financial eligibility standard under section 2 of this chapter for any lost or significantly damaged**
47 **curricular materials that were provided to the child or emancipated minor, as provided in**



1 **IC 20-26-12-1(b).**

2 SECTION 143. IC 20-33-5-5, AS ADDED BY P.L.1-2005, SECTION 17, IS AMENDED TO READ
3 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. All school corporations must give notice in
4 nontechnical language and in a manner that can be reasonably expected to reach parents of students
5 before the **assessment and** collection of any fees for ~~schoolbooks and supplies~~; **that are not fees for**
6 **curricular materials**. This notice must inform the parents of the following:

- 7 (1) The availability of assistance **under this chapter**.
- 8 (2) The eligibility standards **under this chapter**.
- 9 (3) The procedure for obtaining assistance, including the right and method of appeal.
- 10 (4) The availability of application forms at a designated school office.
- 11 (5) **That the parents may be required to pay a reasonable fee for lost or significantly damaged**
12 **curricular materials**.
- 13 (6) **The procedure for obtaining assistance under section 12 of this chapter, under**
14 **IC 20-41-2-5(b), and under IC 20-42-3-10.**
- 15 (7) **The right to appeal an assessment of a fee for lost or significantly damaged curricular**
16 **materials, including the procedure required.**

17 SECTION 144. IC 20-33-5-7, AS AMENDED BY P.L.286-2013, SECTION 113, IS AMENDED TO
18 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 7. (a) If a determination is made that the
19 applicant is eligible for assistance, the school corporation shall pay the cost of the student's required fees.

20 (b) A school corporation shall receive a reimbursement from the department for some or all of the costs
21 incurred by a school corporation during a school year in providing curricular materials assistance to
22 students who are eligible under section 2 of this chapter.

23 (c) To be guaranteed some level of reimbursement from the department, the governing body of a
24 school corporation shall request the reimbursement before November 1 of a school year.

25 (d) In its request, the governing body shall certify to the department:

- 26 (1) the number of students who are enrolled in that school corporation and who are eligible for
27 assistance under this chapter;
- 28 (2) the costs incurred by the school corporation in providing:

29 (A) curricular materials (including curricular materials used in special education and high ability
30 classes) to these students;

31 (B) workbooks, digital content, and consumable curricular materials (including workbooks,
32 consumable curricular materials, and other consumable instructional materials that are used in
33 special education and high ability classes) that are used by students for not more than one (1)
34 school year; and

35 (C) instead of the purchase of curricular materials, developmentally appropriate material for
36 instruction in kindergarten through the grade 3 level; laboratories; and children's literature
37 programs;

38 (3) that the curricular materials described in subdivision (2)(A) (except curricular materials used in
39 special education classes and high ability classes) have been adopted by the governing body; and

40 (4) any other information required by the department.

41 (e) (b) Each school within a school corporation shall maintain complete and accurate information
42 concerning the number of students determined to be eligible for assistance under this chapter. This
43 information shall be provided to the department upon request.

44 (f) (c) Parents receiving other governmental assistance or aid that considers educational needs in
45 computing the entire amount of assistance granted may not be denied assistance if the applicant's total
46 family income does not exceed the standards established by this chapter.

47 (g) The amount of reimbursement that a school corporation is entitled to receive shall be determined



1 as provided in section 9.5 of this chapter.

2 SECTION 145. IC 20-33-5-9, AS AMENDED BY P.L.92-2020, SECTION 79, IS AMENDED TO
3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 9. (a) As used in this section, "accredited
4 nonpublic school" means a nonpublic school that:

5 (1) has voluntarily become accredited under IC 20-31-4.1; or

6 (2) is accredited by a national or regional accrediting agency that is recognized by the state board.

7 (b) If a parent of a child or an emancipated minor who is enrolled in an accredited nonpublic school
8 meets the financial eligibility standard under section 2 of this chapter, the parent or the emancipated
9 minor may receive a reimbursement from the department as provided in this chapter for the costs ~~or some~~
10 ~~of the costs~~ incurred by the parent or emancipated minor ~~in fees that are reimbursable under section 7 of~~
11 ~~this chapter.~~ **for curricular materials.**

12 (c) The department shall provide each accredited nonpublic school with sufficient application forms
13 for assistance, prescribed by the state board of accounts.

14 (d) Each accredited nonpublic school shall provide the parents or emancipated minors who wish to
15 apply for assistance with:

16 (1) the appropriate application forms; and

17 (2) any assistance needed in completing the application form.

18 (e) The parent or emancipated minor shall submit the application to the accredited nonpublic school.
19 The accredited nonpublic school shall make a determination of financial eligibility subject to appeal by
20 the parent or emancipated minor.

21 (f) If a determination is made that the applicant is eligible for assistance, subsection (b) applies.

22 (g) To be guaranteed some level of reimbursement from the department, the principal or other designee
23 shall submit the reimbursement request before November 1 of a school year.

24 (h) In its request, the principal or other designee shall certify to the department:

25 (1) the number of students who are enrolled in the accredited nonpublic school and who are eligible
26 for assistance under this chapter;

27 (2) the costs incurred in providing

28 ~~(A) curricular materials (including curricular materials used in special education and high ability~~
29 ~~classes); and~~

30 ~~(B) workbooks, digital content, and consumable curricular materials (including workbooks,~~
31 ~~consumable curricular materials, and other consumable teaching materials that are used in special~~
32 ~~education and high ability classes) that are used by students for not more than one (1) school~~
33 ~~year;~~

34 (3) that the curricular materials described in subdivision ~~(2)(A)~~ **(2)** (except any curricular materials
35 used in special education classes and high ability classes) have been adopted by the governing body;
36 and

37 (4) any other information required by the department.

38 (i) The amount of reimbursement that a parent or emancipated minor is entitled to receive shall be
39 determined as provided in ~~section 9.5 of this chapter.~~ **IC 20-40-22-7.**

40 (j) The accredited nonpublic school shall distribute the money received under ~~this chapter~~
41 **IC 20-40-22-8** to the appropriate eligible parents or emancipated minors.

42 (k) Section ~~7(f)~~ **7(c)** of this chapter applies to parents or emancipated minors as described in this
43 section.

44 (l) The accredited nonpublic school and the department shall maintain complete and accurate
45 information concerning the number of applicants determined to be eligible for assistance under this
46 section.

47 (m) The state board shall adopt rules under IC 4-22-2 to implement this section.



1 SECTION 146. IC 20-33-5-11, AS AMENDED BY P.L.251-2017, SECTION 15, IS AMENDED TO
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 11. (a) A school corporation may not:

- 3 (1) withhold curricular materials and supplies;
- 4 (2) require any special services from a child **or emancipated minor**; or
- 5 (3) deny the child **or emancipated minor** any benefit or privilege;

6 because the parent **or emancipated minor** fails to pay a required ~~fees~~: **fee, including a reasonable fee**
7 **for lost or significantly damaged curricular materials imposed under IC 20-26-12-1(b).**

8 (b) Notwithstanding subsection (a), a school corporation may take any action authorized by law to
9 collect unpaid fees from parents who are determined to be ineligible for assistance, including recovery
10 of reasonable attorney's fees and court costs in addition to a judgment award against those parents.

11 (c) A school corporation may designate a full-time employee of the school corporation to represent the
12 school corporation in a small claims court action under subsection (b) if the claim does not exceed one
13 thousand five hundred dollars (\$1,500). The employee designated under this subsection is not required
14 to be an attorney.

15 SECTION 147. IC 20-33-5-14, AS AMENDED BY P.L.43-2021, SECTION 112, IS AMENDED TO
16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 14. (a) The school curricular materials
17 reimbursement contingency fund is established to reimburse ~~school corporations~~, eligible parents of
18 children who attend accredited nonpublic schools and emancipated minors who attend accredited
19 nonpublic schools as provided in section 9 of this chapter for assistance provided under this chapter. The
20 fund consists of money appropriated to the fund by the general assembly. The secretary of education shall
21 administer the fund.

22 (b) The treasurer of state shall invest the money in the school curricular materials reimbursement
23 contingency fund not currently needed to meet the obligations of the fund in the same manner as other
24 public funds may be invested.

25 SECTION 148. IC 20-35-4-4 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 4: (a) For the~~
26 ~~administration and field service of the division, there is appropriated annually out of the excise funds of~~
27 ~~the alcohol and tobacco commission an amount to administer this chapter as determined by the general~~
28 ~~assembly:~~

29 (b) Money appropriated under this section shall be deposited into a special fund in the state treasury
30 to be known as the special education fund. The special education fund shall be:

- 31 (1) administered by the secretary of education; and
- 32 (2) used only for the administration of IC 20-35-2 through IC 20-35-6 and IC 20-35-8.

33 SECTION 149. IC 20-35-13 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO
34 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

35 **Chapter 13. Auditory-Verbal Accelerated Education Program**

36 **Sec. 1. As used in this chapter, "auditory-verbal accelerated education program" means a**
37 **specialized program:**

- 38 (1) that:
 - 39 (A) relies solely on; and
 - 40 (B) develops;
41 listening skills;
- 42 (2) that uses an implant or assistive hearing device for the purpose of relying on speech and
43 spoken language skills as the method of communication; and
- 44 (3) that uses faculty and supervisors certified as listening and spoken language specialists each
45 day the child is in attendance.

46 **Sec. 2. As used in this chapter, "deaf or hard of hearing" has the meaning set forth in 511 IAC**
47 **7-41-4.**



1 **Sec. 3. (a) A child who is deaf or hard of hearing and who meets the requirements described in**
2 **subsection (b) may enroll in an auditory-verbal accelerated education program for the development**
3 **of listening and spoken language skills to prepare the child for enrollment in school.**

4 **(b) To participate in the auditory-verbal accelerated education program, the child must:**

5 (1) have received an implant or assistive hearing device;

6 (2) be at least four (4) years of age and, except as provided in subsection (c), less than seven (7)
7 years of age; and

8 (3) be a resident of Indiana.

9 **(c) A child described in subsection (b) may participate in the program until the earlier of the**
10 **following:**

11 (1) The completion of grade 2.

12 (2) The completion of the school year in which the child becomes seven (7) years of age.

13 **Sec. 4. The level of services a child shall receive as part of the auditory-verbal accelerated**
14 **education program shall be determined by the individual educational plan team, which includes the**
15 **child's parent and a certified listening and a spoken language specialist in accordance with the**
16 **administrative rules adopted by the department.**

17 SECTION 150. IC 20-37-2-11, AS AMENDED BY P.L.143-2019, SECTION 27, IS AMENDED TO
18 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 11. (a) As used in this section, "career and
19 technical education course" means a career and technical education course that is an approved course
20 under the rules of the state board.

21 (b) Except as provided in subsection (c), a school corporation that has entered into an agreement for
22 a joint program of career and technical education with one (1) or more other school corporations may not
23 add a new career and technical education course to its curriculum unless the course has been approved
24 in the following manner:

25 (1) In the case of an agreement under IC 20-37-1, the course must be approved by the management
26 board for the joint program.

27 (2) In the case of an agreement under IC 20-26-10, the course must be approved by the governing
28 body of the school corporation that is designated to administer the joint program under
29 IC 20-26-10-3. However, if that governing body refuses to approve the course, the course may be
30 approved by a majority of the governing bodies of the school corporations that are parties to the
31 agreement.

32 (c) A school that has entered into an agreement for a joint program of career and technical education
33 may add a new career and technical education course to its curriculum without being approved under
34 subsection (b)(1) or (b)(2) if the course is being offered in partnership with an employer or an employer
35 and either:

36 (1) a postsecondary educational institution; or

37 (2) a third party trainer that is eligible to receive funding under the federal Workforce Innovation
38 and Opportunity Act (WIOA) of 2014 under 29 U.S.C. 3101 et seq., including reauthorizations of
39 WIOA, and is listed on the department of workforce development's eligible training provider list on
40 the department of workforce development's ~~Internet web site:~~ **website.**

41 (d) A student who is enrolled or was enrolled in a career and technical education course after June 30,
42 2018, that:

43 (1) is or was offered by a school corporation; and

44 (2) meets the requirements set forth in subsection (c);

45 shall receive credit for successfully completing the course regardless of whether the course has been
46 approved under subsection (b)(1) or (b)(2).

47 (e) Subject to ~~IC 20-43-8-7.5~~ and any applicable federal law, a course that meets the requirements set



1 forth in subsection (c) that is offered by a school corporation after June 30, 2018, is eligible for state and
2 federal career and technical education funding.

3 SECTION 151. IC 20-37-2-13, AS AMENDED BY P.L.168-2022, SECTION 21, IS AMENDED TO
4 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 13. (a) As used in this section, "applicable
5 high school" means a high school at which all the students participate in a work based learning course (as
6 defined in IC 20-43-8-0.7) or school based enterprise.

7 (b) As used in this section, "primary use of the building" means an occupancy classification that is:

8 (1) most closely related to the intended use of the building; and

9 (2) determined by the rules of the fire prevention and building safety commission established by
10 IC 22-12-2-1 that apply to the building immediately preceding the date that the applicable high
11 school agrees to use the building.

12 (c) Except as provided in subsection (d), an applicable high school shall comply with all rules of the
13 fire prevention and building safety commission applicable to the primary use of the building.

14 (d) The fire prevention and building commission may grant a variance under IC 22-13-2-11 to the rules
15 applicable to the primary use of the building necessary to implement this section.

16 SECTION 152. IC 20-40-2-1, AS AMENDED BY P.L.244-2017, SECTION 66, IS AMENDED TO
17 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 1. As used in this chapter, "fund" refers to a
18 school corporation's **or charter school's** education fund established under section 2 of this chapter.

19 SECTION 153. IC 20-40-2-2, AS AMENDED BY P.L.244-2017, SECTION 67, IS AMENDED TO
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. (a) The governing body of each school
21 corporation shall establish an education fund for the payment of expenses that are allocated to student
22 instruction and learning under IC 20-42.5.

23 (b) **The governing body of a charter school that receives a distribution of revenue received from**
24 **a tax levy under IC 20-46-8-11.2 shall establish an education fund for the payment of expenses that**
25 **are allocated to student instruction and learning under IC 20-42.5.**

26 SECTION 154. IC 20-40-2-4, AS AMENDED BY P.L.140-2018, SECTION 12, IS AMENDED TO
27 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 4. Except as provided in IC 36-1-8-5.1 (school
28 corporation rainy day fund), the education fund **of the school corporation or charter school** shall be
29 used only to pay for expenses allocated to student instruction and learning under IC 20-42.5. The fund
30 may not be used to pay directly any expenses that are not allocated to student instruction and learning
31 under IC 20-42.5 or expenses permitted to be paid from the school corporation's **or charter school's**
32 operations fund.

33 SECTION 155. IC 20-40-2-6, AS AMENDED BY P.L.139-2022, SECTION 19, IS AMENDED TO
34 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 6. (a) Each school corporation **and charter**
35 **school** shall make every reasonable effort to transfer not more than fifteen percent (15%) of the total
36 revenue deposited in the school corporation's **or charter school's** education fund from the school
37 corporation's **or charter school's** education fund to the school corporation's **or charter school's**
38 operations fund during a calendar year.

39 (b) Only after the transfer is authorized by the governing body in a public meeting with public notice,
40 money in the education fund may be transferred to the operations fund to cover expenditures that are not
41 allocated to student instruction and learning under IC 20-42.5. The amount transferred from the education
42 fund to the operations fund shall be reported by the school corporation **or charter school** to the
43 department. The transfers made during the:

44 (1) first six (6) months of each state fiscal year shall be reported before January 31 of the following
45 year; and

46 (2) last six (6) months of each state fiscal year shall be reported before July 31 of that year.

47 (c) The report must include information as required by the department and in the form required by the



1 department.

2 (d) The department must post the report submitted under subsection (b) on the department's ~~Internet~~
3 ~~web site.~~ **website.**

4 (e) Beginning in 2020, the department shall track for each school corporation **or charter school**
5 transfers from the school corporation's **or charter school's** education fund to its operations fund for the
6 preceding six (6) month period. Beginning in 2021, before March 1 of each year, the department shall
7 compile an excessive education fund transfer list comprised of all school corporations **or charter schools**
8 that transferred more than fifteen percent (15%) of the total revenue deposited in the school corporation's
9 **or charter school's** education fund from the school corporation's **or charter school's** education fund to
10 the school corporation's **or charter school's** operations fund during the immediately preceding calendar
11 year. A school corporation **or charter school** that is not included on the excessive education fund transfer
12 list is considered to have met the education fund transfer target percentage for the immediately preceding
13 calendar year.

14 SECTION 156. IC 20-40-9-7, AS AMENDED BY P.L.140-2018, SECTION 14, IS AMENDED TO
15 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 7. (a) ~~Money in the fund may be used for~~
16 ~~payment of all unreimbursed costs of curricular materials for the school corporation's students who were~~
17 ~~eligible for free or reduced lunches in the previous school year.~~

18 (b) Money in the fund may not be used for payment of debt service, lease payments, or similar
19 obligations for a controlled project that is approved by the voters in a referendum under IC 6-1.1-20.

20 (c) ~~The governing body may transfer the amount levied to cover unreimbursed costs of curricular~~
21 ~~materials under this section to the curricular materials rental fund, the extracurricular account, or the~~
22 ~~education fund.~~

23 SECTION 157. IC 20-40-18-1, AS ADDED BY P.L.244-2017, SECTION 86, IS AMENDED TO
24 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 1. (a) The governing body of each school
25 corporation shall create an operations fund to be used by the school corporation after December 31, 2018.

26 (b) **The governing body of each charter school that receives a distribution of revenue received**
27 **from a tax levy under IC 20-46-8-11.2 shall create an operations fund to be used by the charter**
28 **school after December 31, 2023.**

29 SECTION 158. IC 20-40-18-2, AS ADDED BY P.L.244-2017, SECTION 86, IS AMENDED TO
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. (a) The operations fund shall be used to
31 deposit the following after December 31, 2018, **in the case of a school corporation:**

32 (1) Revenue from the school corporation's operations fund property tax levy under IC 20-46-8.

33 (2) The sum of the following excise tax revenue received for deposit in the fund in the calendar year
34 in which the school year begins:

35 (A) Financial institutions excise tax (IC 6-5.5).

36 (B) Motor vehicle excise taxes (IC 6-6-5).

37 (C) Commercial vehicle excise taxes (IC 6-6-5.5).

38 (D) Boat excise tax (IC 6-6-11).

39 (E) Aircraft license excise tax (IC 6-6-6.5).

40 (3) Transfers from the education fund (IC 20-40-2) or the operating referendum tax levy fund (IC
41 20-40-3), if any.

42 (4) Allocations of local income taxes to the school corporation under IC 6-3.6-6, if any.

43 (b) **The operations fund shall be used to deposit amounts distributed to the charter school under**
44 **IC 20-46-8-11.2 after December 31, 2023.**

45 SECTION 159. IC 20-40-18-10.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
46 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 10.5. (a) **This section applies only to eligible**
47 **charter schools that receive amounts distributed under IC 20-46-8-11.2.**



1 (b) For purposes of this section, "charter board" means the governing body of the organizer (as
2 defined in IC 20-24-1-7) of an eligible charter school.

3 (c) The operations fund may be used only to do the following:

4 (1) Carry out a capital projects plan under the following conditions:

5 (A) The plan must include all proposed expenditures that exceed ten thousand dollars
6 (\$10,000) and are for:

7 (i) capital assets; or

8 (ii) projects that are considered capital in nature, including technology related projects.

9 (B) If a charter school wants to use money in the operations fund during the year to pay for
10 any items listed in clause (E) that are considered capital in nature, the charter board must
11 approve a plan following a public hearing. The charter school shall post the proposed plan
12 or proposed amended plan on the charter school's website before the hearing. The charter
13 school shall submit the proposed capital projects plan to the department of local
14 government finance's computer gateway at least ten (10) days before the public hearing.
15 The department of local government finance shall make the proposed plan available at least
16 ten (10) days before the hearing, through the department's computer gateway. If an
17 amendment to a capital projects plan is proposed, the charter board must declare the
18 nature of and need for the amendment in the plan amendment.

19 (C) If a charter board adopts a plan under clause (B), the charter school must then submit
20 the plan to the department of local government finance for inclusion on the department's
21 computer gateway not later than thirty (30) days after adoption of the plan. The
22 department of local government finance shall immediately make the proposed plan
23 available through the gateway website.

24 (D) This clause applies to an amendment to a plan that is required because of an emergency
25 that results in costs that exceed the amount accumulated in the fund for repair,
26 replacement, or site acquisition that is necessitated by an emergency. The charter board is
27 not required to comply with clause (C). If the charter board determines that an emergency
28 exists, the governing body may adopt an amendment to the plan. An amendment to a plan
29 is not subject to the deadline and procedures for adoption of a plan described in this
30 subdivision.

31 (E) This clause sets forth an exclusive list of the expenditures that may be made from the
32 operations fund under clause (B), as set forth in the charter board's plan or amended plan.
33 Subject to the expenditures that are identified in the charter school's plan or amended plan,
34 the operations fund shall be used for the following:

35 (i) Site acquisition.

36 (ii) Site development.

37 (iii) Building acquisition, construction, replacement, renovation, remodeling,
38 improvement, and maintenance, including building materials and employment services.

39 (iv) Rental of real estate, buildings, facilities, and equipment.

40 (v) To repair and replace buildings and to repair and replace building fixtures that are
41 owned or leased by the charter school and of a type constituting loss capable of being
42 covered by casualty insurance.

43 (vi) Purchase, lease, repair, or maintenance of equipment, including maintenance vehicles
44 to be used by the charter school. However, the fund may not be used to pay for the
45 purchase, lease, repair, or maintenance of vehicles that are not maintenance vehicles, or
46 equipment to be used primarily for interscholastic or extracurricular activities.

47 (vii) Service contracts for janitorial and custodial services, maintenance services, snow



- 1 and ice removal services, trash removal services, mowing and lawn care services, pest
 2 control services, and any other routine services normally required in the maintenance or
 3 upkeep of charter school facilities.
- 4 (viii) Repair, replacement, or site acquisition that is necessitated by an emergency.
- 5 (ix) Construction, repair, replacement, remodeling, or maintenance of a school sports
 6 facility.
- 7 (x) Utilities.
- 8 (xi) Property and casualty insurance.
- 9 (xii) Purchase, lease, upgrade, maintenance, or repair technology that will not be
 10 allocated to student instruction and learning, to include computer hardware, computer
 11 software, wiring and computer networks, and communication access systems used to
 12 connect with computer networks or electronic gateways; services of full-time or part-time
 13 computer maintenance employees; conducting nonrecurring inservice technology training
 14 of school employees; implementing the technology preparation curriculum; participating
 15 in a program to provide educational technologies, including computers in the homes of
 16 students (commonly referred to as "the buddy system project") under IC 20-20-13-6, the
 17 4R's technology program, or any other program under the educational technology
 18 program described in IC 20-20-13; and obtaining any combination of equipment or
 19 services in the preceding two (2) categories of this item.
- 20 (xiii) Services of charter school employees who perform services considered to be a skilled
 21 trade by the United States Department of Labor, Employment and Training
 22 Administration. For purposes of this item, skilled trade services do not include janitorial
 23 or comparable routine services normally provided in the daily operation of school
 24 facilities or equipment. Payment may be made for employee services only if the employees
 25 perform construction of, renovation of, remodeling of, repair of, or maintenance on the
 26 facilities and equipment of the charter school.
- 27 (2) Pay transportation costs under the following conditions:
- 28 (A) A charter school shall use the operations fund to pay the transportation costs
 29 attributable to transportation of school children as specified in clause (B).
- 30 (B) Only the following costs are payable from the fund:
- 31 (i) Salaries paid to bus drivers, transportation supervisors, mechanics and garage
 32 employees, clerks, and other transportation related employees.
- 33 (ii) Contracted transportation services.
- 34 (iii) Wages of independent contractors.
- 35 (iv) Contracts with common carriers.
- 36 (v) Student fares.
- 37 (vi) Transportation related insurance.
- 38 (vii) Other expenses of operating the school corporation's transportation service,
 39 including gasoline, lubricants, tires, repairs, contracted repairs, parts, supplies,
 40 equipment, and other related expenses.
- 41 (C) Percentages or parts of salaries of teaching personnel or principals are not attributable
 42 to transportation. However, parts of salaries of instructional aides who are assigned to
 43 assist with the school transportation program are attributable to transportation. The costs
 44 described in this clause (other than instructional aide costs) may not be budgeted for
 45 payment or paid from the fund.
- 46 (D) Costs for a calendar year are those costs attributable to transportation for students
 47 during the school year ending in the calendar year.



1 (3) Carry out a school bus replacement plan approved by the charter school board under the
2 following conditions:

3 (A) Before a charter school may use money in the operations fund for replacing school
4 buses, a resolution approving the school bus replacement plan or amended plan must be
5 submitted to the department of local government finance.

6 (B) The department of local government finance shall prescribe the format of the plan. A
7 plan must apply to at least the five (5) budget years immediately following the year the plan
8 is adopted and include at least an estimate for each year to which it applies of the nature
9 and amount of proposed expenditures from the fund, and if the school corporation is
10 seeking to acquire or contract for transportation services that will provide additional school
11 buses or school buses with a larger seating capacity as compared with the number and type
12 of school buses from the prior school year, evidence of a demand for increased
13 transportation services within the school corporation. However, the evidence requirement
14 regarding a contract for transportation services does not apply if contracted transportation
15 services are not paid from the fund.

16 (C) If the charter school is seeking to require a contractor to replace a school bus, evidence
17 that the need exists for the replacement of the school bus. This clause does not apply if
18 contracted transportation services are not paid from the operations fund.

19 (D) Evidence that the charter school that seeks to acquire additional school buses under this
20 subdivision is acquiring or contracting for the school buses only for the purposes specified
21 in clause (B) or for replacement purposes.

22 (E) If a charter school wants to use money in the operations fund during the year to pay for
23 school bus replacement, the governing body must adopt a resolution approving the bus
24 replacement plan or amended plan. The charter school shall post the proposed plan or
25 proposed amended plan on the charter school's website before the hearing. The governing
26 body must hold a hearing on the adoption of the plan. The charter school shall submit the
27 proposed school bus replacement plan or amended plan to the department of local
28 government finance's computer gateway at least ten (10) days before the hearing on the
29 adoption of the plan. The department of local government finance shall make the proposed
30 plan available to taxpayers, at least ten (10) days before the hearing, through the
31 department's computer gateway. If an amendment to a bus replacement plan is being
32 proposed, the charter school must declare the nature of and the need for the amendment
33 in the resolution to adopt the amendment to the plan.

34 (4) Pay expenses that are allocated to overhead and operational expenditures.

35 (5) Establish, maintain, and equip a public playground.

36 SECTION 160. IC 20-40-18-11, AS ADDED BY P.L.244-2017, SECTION 86, IS AMENDED TO
37 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 11. (a) Only after the transfer is authorized by
38 the governing body in a public meeting with public notice, money in the operations fund may be
39 transferred to the education fund to cover expenditures that are allocated to student instruction and
40 learning under IC 20-42.5. The amount transferred from the operations fund to the education fund shall
41 be reported by the school corporation or charter school to the department. The transfers made during the:

42 (1) first six (6) months of each state fiscal year shall be reported before January 31 of the following
43 year; and

44 (2) last six (6) months of each state fiscal year shall be reported before July 31 of that year.

45 (b) The report must include a description of each purpose for which a transfer was made and the
46 amount of the transfer that corresponded to each purpose.

47 (c) The department must post the report submitted under subsection (a) on the department's Internet



1 web site. website.

2 SECTION 161. IC 20-40-22 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO
3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

4 **Chapter 22. Curricular Materials Fund**

5 **Sec. 1. As used in this chapter, "accredited nonpublic school" means a nonpublic school that:**

- 6 (1) has voluntarily become accredited under IC 20-31-4.1; or
7 (2) is accredited by a national or regional accrediting agency that is recognized by the state
8 board of education.

9 **Sec. 2. As used in this chapter, "eligible student" means a child or an emancipated minor:**

- 10 (1) who is enrolled in an accredited nonpublic school in kindergarten or grades 1 through 12;
11 and

12 (2) in the case of:

13 (A) a child, whose parent meets; or

14 (B) an emancipated minor, meets;

15 the financial eligibility standard under IC 20-33-5.

16 **Sec. 3. As used in this chapter, "fund" refers to the curricular materials fund established by**
17 **section 5 of this chapter.**

18 **Sec. 4. As used in this chapter, "public school" means a:**

19 (1) school maintained by a school corporation; or

20 (2) charter school.

21 **Sec. 5. (a) The curricular materials fund is established. The department shall administer the**
22 **fund. The purpose of the fund is to provide funding for:**

23 (1) state advancements or reimbursements of costs incurred by public schools to provide
24 curricular materials to students at no cost as required under IC 20-26-12-1; and

25 (2) reimbursements of costs incurred by a parent of an eligible student, or an eligible student,
26 for curricular materials as provided under IC 20-33-5-9.

27 **(b) The fund consists of the following:**

28 (1) Appropriations by the general assembly.

29 (2) Donations.

30 (3) Federal grants or other federal appropriations.

31 (4) Interest and other earnings derived from investment of money in the fund.

32 **(c) The treasurer of state shall invest money in the fund not currently needed to meet the**
33 **obligations of the fund in the same manner as other public money may be invested. Interest that**
34 **accrues from these investments must be deposited in the fund.**

35 **(d) Money in the fund is continually appropriated for the purposes of this chapter.**

36 **(e) Money in the fund may not be used for the costs of administering this chapter.**

37 **Sec. 6. Money in the fund may be used only for the:**

38 (1) advancement of costs or reimbursement of expenditures incurred by a public school to
39 purchase curricular materials that are provided to each student at no cost as required by
40 IC 20-26-12-1; and

41 (2) reimbursements of costs incurred by a parent of an eligible student, or an eligible student
42 for curricular materials as provided under IC 20-33-5-9.

43 **Sec. 7. The department shall annually determine an average cost amount per student for**
44 **curricular materials to determine the distribution amount under this chapter. The amount**
45 **determined by the department under this section must be identical for all students of public schools**
46 **and eligible students.**

47 **Sec. 8. (a) The department shall annually determine the total distribution amount from the fund**



1 in a state fiscal year.

2 (b) Beginning July 15, 2023, and July 15 each year thereafter, the department shall distribute
3 from the fund to each public school and each accredited nonpublic school from which a
4 reimbursement request was received under IC 20-33-5-9 an amount equal to:

5 (1) the average cost amount per student for curricular materials as determined under section
6 7 of this chapter; multiplied by

7 (2) in the case of:

8 (A) a public school, the fall count of ADM for the public school; and

9 (B) an accredited nonpublic school, the number of eligible students for whom a request for
10 reimbursement was submitted under IC 20-33-5-9.

11 (c) If the total distribution amount from the fund is less than the amount needed to pay the cost
12 of all curricular materials provided and the cost of reimbursements under this chapter, the
13 department shall make distributions from the fund to each public school and each applicable
14 accredited nonpublic school based on the cost of curricular materials per student as determined
15 under section 7 of this chapter on a pro rata basis.

16 Sec. 9. Each public school shall establish a separate curricular materials account for the purpose
17 of receiving distributions under this chapter, amounts received from the rental of curricular
18 materials to nonpublic schools, and fees collected under IC 20-26-12-1(b) for lost or significantly
19 damaged curricular materials. A public school that receives a distribution of money from the
20 curricular materials fund under this chapter shall deposit the distributed amount in the public
21 school's curricular materials account. Money in the account may be used only for the costs of
22 curricular materials.

23 SECTION 162. IC 20-41-1-2, AS AMENDED BY P.L.238-2019, SECTION 16, IS AMENDED TO
24 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. Any self-supporting programs maintained
25 by a school corporation, including

26 ~~(1) school lunch, and~~

27 ~~(2) rental or sale of curricular materials;~~

28 may be established as a separate funds; fund, separate and apart from any other school corporation fund,
29 if no local tax rate is established for the programs.

30 SECTION 163. IC 20-41-2-2 IS REPEALED [EFFECTIVE JULY 1, 2023]. Sec. 2: Each township
31 trustee in operating a curricular materials rental program may use either of the following accounting
32 methods:

33 (1) The township trustee may supervise and control the program through its school corporation
34 account by establishing a curricular materials rental fund.

35 (2) If curricular materials have not been purchased and financial commitments or guarantees for the
36 purchases have not been made by the school corporation, the township trustee may have the program
37 operated by the individual schools of the school corporation through the school corporation's
38 extracurricular account or accounts under IC 20-41-1.

39 SECTION 164. IC 20-41-2-3, AS AMENDED BY P.L.286-2013, SECTION 121, IS AMENDED TO
40 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. (a) If a school lunch fund is established
41 under section 1 of this chapter, or a curricular materials rental fund is established under section 2 of this
42 chapter, the receipts and expenditures for each the program shall be made to and from the proper fund
43 without appropriation or the application of other laws relating to the budgets of local governmental units.

44 (b) If either a school lunch program or both programs under sections section 1 and 2 of this chapter
45 are is operated through the extracurricular account, the township trustee shall approve the amount of the
46 bond of the treasurer of the extracurricular account in an amount the township trustee considers necessary
47 to protect the account for all funds coming into the hands of the treasurer.



1 SECTION 165. IC 20-41-2-5, AS AMENDED BY P.L.140-2018, SECTION 18, IS AMENDED TO
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. (a) A governing body in operating a
3 curricular materials ~~rental~~ program under IC 20-26-5-4(a)(12) may use either of the following accounting
4 methods:

5 (1) The governing body may supervise and control the program through the school corporation's
6 curricular materials ~~rental~~ fund or education fund.

7 (2) If curricular materials have not been purchased and financial commitments or guarantees for the
8 purchases have not been made by the school corporation, the governing body may cause the program
9 to be operated by the individual schools of the school corporation through the school corporation's
10 extracurricular account or accounts in accordance with IC 20-41-1.

11 (b) If the governing body determines that a hardship exists due to the inability of a student's family or
12 **an emancipated minor to purchase or rent pay any required fees or a reasonable fee for lost or**
13 **significantly damaged** curricular materials, taking into consideration the income of the family or **the**
14 **emancipated minor** and the demands on the family or **emancipated minor**, the governing body may
15 ~~furnish curricular materials to the student without charge, without reference to the application of any other~~
16 ~~statute or rule except IC 20-26-1 through IC 20-26-5, IC 20-26-7, IC 20-40-12, and IC 20-48-1. waive~~
17 **the fee.**

18 SECTION 166. IC 20-41-2-6, AS AMENDED BY P.L.244-2017, SECTION 89, IS AMENDED TO
19 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 6. ~~(a)~~ If a school lunch fund is established
20 under section 4 of this chapter and the school corporation's education fund is used under section 5 of this
21 chapter, the receipts and expenditures from a fund for the program to which the fund relates shall be made
22 to and from the appropriate fund without appropriation or the application of other statutes and rules
23 relating to the budgets of municipal corporations.

24 ~~(b) If either the lunch program or the curricular materials rental program is handled through the~~
25 ~~extracurricular account, the governing body of the school corporation shall approve the amount of the~~
26 ~~bond of the treasurer of the extracurricular account in an amount the governing body considers sufficient~~
27 ~~to protect the account for all funds coming into the hands of the treasurer of the account.~~

28 SECTION 167. IC 20-42-3-10, AS AMENDED BY P.L.286-2013, SECTION 124, IS AMENDED TO
29 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 10. The trustee, with the advice and consent
30 of the township board, shall use the account for the following educational purposes:

31 (1) Each year the trustee shall pay, to the parent or legal guardian of any child or **emancipated**
32 **minor** whose residence is within the township, the ~~initial~~ cost for ~~the rental of curricular materials~~
33 ~~used in any elementary or secondary school that has been accredited by the state. The reimbursement~~
34 ~~for the rental of curricular materials shall be for the initial yearly rental charge only. the following:~~

35 **(A) Any reasonable fees for lost or significantly damaged curricular materials used in any**
36 **elementary or secondary school that has been accredited by the state. However, a**
37 **reimbursement under this subdivision may only be made one (1) time to the parent or**
38 **guardian of any particular child or any particular emancipated minor.** Curricular materials
39 subsequently lost or destroyed may not be paid for from this account.

40 **(B) Any other required class fees, that are not curricular materials, used in any elementary**
41 **or secondary school that has been accredited by the state.**

42 (2) Students who are residents of the township for the last two (2) years of their secondary education
43 and who still reside within the township are entitled to receive financial assistance in an amount not
44 to exceed an amount determined by the trustee and the township board during an annual review of
45 postsecondary education fees and tuition costs of education at any accredited postsecondary
46 educational institution. Amounts to be paid to each eligible student shall be set annually after this
47 review. The amount paid each year must be:



1 (A) equitable for every eligible student without regard to race, religion, creed, sex, disability, or
2 national origin; and
3 (B) based on the number of students and the amount of funds available each year.
4 (3) A person who has been a permanent resident of the township continuously for at least two (2)
5 years and who needs educational assistance for job training or retraining may apply to the trustee
6 of the township for financial assistance. The trustee and the township board shall review each
7 application and make assistance available according to the need of each applicant and the
8 availability of funds.
9 (4) If all the available funds are not used in any one (1) year, the unused funds shall be retained in
10 the account by the trustee for use in succeeding years.
11 SECTION 168. IC 20-43-1-1, AS AMENDED BY P.L.165-2021, SECTION 158, IS AMENDED TO
12 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 1. This article expires June 30, ~~2023~~. **2025**.
13 SECTION 169. IC 20-43-1-3 IS REPEALED [EFFECTIVE JUNE 29, 2023]. ~~Sec. 3: "Honors~~
14 ~~designation award" refers to the amount determined under IC 20-43-10-2.~~
15 SECTION 170. IC 20-43-1-14.5 IS REPEALED [EFFECTIVE JUNE 29, 2023]. ~~Sec. 14.5: This section~~
16 ~~applies after June 30, 2018. "High value program" means a career and technical education program that~~
17 ~~the department of workforce development recognizes as:~~
18 (1) having a high employment demand and a high average wage level;
19 (2) having a moderate employment demand and a high average wage level; or
20 (3) having a high employment demand and a moderate average wage level.
21 SECTION 171. IC 20-43-1-15.5 IS REPEALED [EFFECTIVE JUNE 29, 2023]. ~~Sec. 15.5: This section~~
22 ~~applies after June 30, 2018. "Less than moderate value program" means a career and technical education~~
23 ~~program that the department of workforce development recognizes as:~~
24 (1) having a low employment demand and a low average wage level;
25 (2) having a moderate employment demand and a low average wage level; or
26 (3) having a low employment demand and a moderate average wage level.
27 SECTION 172. IC 20-43-1-16.5 IS REPEALED [EFFECTIVE JUNE 29, 2023]. ~~Sec. 16.5: This section~~
28 ~~applies after June 30, 2018. "Moderate value program" means a career and technical education program~~
29 ~~that the department of workforce development recognizes as:~~
30 (1) having a moderate employment demand and a moderate average wage level;
31 (2) having a high employment demand and a low average wage level; or
32 (3) having a low employment demand and a high average wage level.
33 SECTION 173. IC 20-43-1-30 IS REPEALED [EFFECTIVE JUNE 29, 2023]. ~~Sec. 30: "Career and~~
34 ~~technical education grant" refers to the amount determined under IC 20-43-8-12 as adjusted under~~
35 ~~IC 20-43-8-10.~~
36 SECTION 174. IC 20-43-2-3, AS AMENDED BY P.L.10-2019, SECTION 89, IS AMENDED TO
37 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 3. In determining the total amount to be
38 distributed for purposes of section 2 of this chapter, distributions:
39 (1) as basic tuition support;
40 (2) for honors designation awards;
41 (3) **(2)** for special education grants;
42 (4) for career and technical education grants;
43 **(3) for non-English speaking program grants;**
44 (5) **(4)** for choice scholarships; and
45 (6) **(5)** for Mitch Daniels early graduation scholarships;
46 are to be considered for a particular state fiscal year.
47 SECTION 175. IC 20-43-3-8, AS AMENDED BY P.L.165-2021, SECTION 160, IS AMENDED TO



1 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 8. A school corporation's foundation amount
2 is the following:

3 (1) Five thousand nine hundred ninety-five dollars (\$5,995) for the state fiscal year beginning July
4 1, 2021.

5 (2) Six thousand two hundred thirty-five dollars (\$6,235) for the state fiscal year beginning July 1,
6 2022.

7 (1) Six thousand six hundred seventy-eight dollars (\$6,678) for the state fiscal year beginning
8 July 1, 2023.

9 (2) Six thousand nine hundred thirty-seven dollars (\$6,937) for the state fiscal year beginning
10 July 1, 2024.

11 SECTION 176. IC 20-43-4-1, AS AMENDED BY P.L.165-2021, SECTION 161, IS AMENDED TO
12 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 1. (a) An individual is an eligible pupil if the
13 individual is a pupil enrolled in a school corporation and:

14 (1) the school corporation has the responsibility to educate the pupil in its public schools without
15 the payment of tuition;

16 (2) subject to subdivision (6), the school corporation has the responsibility to pay transfer tuition
17 under IC 20-26-11 because the pupil is:

18 (A) transferred for education to another school corporation; or

19 (B) placed in an out-of-state institution or facility by or with the consent of the department of
20 child services;

21 (3) the pupil is enrolled in a school corporation as a transfer student under IC 20-26-11-6 or entitled
22 to be counted for ADM purposes as a resident of the school corporation when attending its schools
23 under any other applicable law or regulation;

24 (4) the pupil is twenty-two (22) years of age or less;

25 (5) the state is responsible for the payment of transfer tuition to the school corporation for the pupil
26 under IC 20-26-11; or

27 (6) all of the following apply:

28 (A) The school corporation is a transferee corporation.

29 (B) The pupil does not qualify as a qualified pupil in the transferee corporation under subdivision
30 (3) or (5).

31 (C) The transferee corporation's attendance area includes a state licensed private or public health
32 care facility or child care facility where the pupil was placed:

33 (i) by or with the consent of the department of child services;

34 (ii) by a court order;

35 (iii) by a child placing agency licensed by the department of child services;

36 (iv) by a parent or guardian under IC 20-26-11-8; or

37 (v) by or with the consent of the department under IC 20-35-6-2.

38 (b) For purposes of a career and technical education grant, an eligible pupil includes a student enrolled
39 in a charter school.

40 SECTION 177. IC 20-43-4-4.6 IS REPEALED [EFFECTIVE JUNE 29, 2023]. Sec. 4.6. IC 20-43-8-1
41 applies to a count of students for career and technical education grants.

42 SECTION 178. IC 20-43-6-3, AS AMENDED BY P.L.165-2021, SECTION 164, IS AMENDED TO
43 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 3. (a) A school corporation's basic tuition
44 support for a state fiscal year is the amount determined under the applicable provision of this section.

45 (b) This subsection applies to a school corporation that does not have any students in the school
46 corporation's current ADM for the year for whom, of the instructional services that the students receive
47 from the school corporation, at least fifty percent (50%) is virtual instruction. The school corporation's



1 basic tuition support for a state fiscal year is equal to the ~~result using~~ **amount determined under STEP**
2 **FOUR** of the following formula:

3 STEP ONE: Multiply the foundation amount by the school corporation's current ADM.
4 STEP TWO: Multiply the school corporation's complexity index by: ~~three thousand seven hundred~~
5 ~~seventy-five dollars (\$3,775)~~.

6 (A) **for the state fiscal year beginning July 1, 2023, four thousand one hundred forty dollars**
7 **(\$4,140); and**
8 **(B) for the state fiscal year beginning July 1, 2024, four thousand three hundred one dollars**
9 **(\$4,301).**

10 STEP THREE: Multiply the STEP TWO amount by the school corporation's current ADM.
11 **STEP FOUR: Determine the sum of the STEP ONE amount and the STEP THREE amount.**

12 (c) This subsection applies to a school corporation that has students in the school corporation's current
13 ADM for the year for whom, of the instructional services that the students receive from the school
14 corporation, at least fifty percent (50%) is virtual instruction. The school corporation's basic tuition
15 support for a state fiscal year is equal to the ~~result using~~ **amount determined under STEP SEVEN** of
16 the following formula:

17 STEP ONE: Determine the total number of students in the school corporation's current ADM for the
18 year for whom, of the instructional services that the students receive from the school corporation,
19 at least fifty percent (50%) is virtual instruction.
20 STEP TWO: Determine the result of the school corporation's current ADM for the year minus the
21 STEP ONE amount.
22 STEP THREE: Determine the result of:
23 (A) the foundation amount; multiplied by
24 (B) the STEP TWO amount.
25 STEP FOUR: Determine the result of:
26 (A) the STEP ONE amount; multiplied by
27 (B) eighty-five percent (85%) of the foundation amount.
28 STEP FIVE: Multiply the school corporation's complexity index by: ~~three thousand seven hundred~~
29 ~~seventy-five dollars (\$3,775)~~.

30 (A) **for the state fiscal year beginning July 1, 2023, four thousand one hundred forty dollars**
31 **(\$4,140); and**
32 **(B) for the state fiscal year beginning July 1, 2024, four thousand three hundred one dollars**
33 **(\$4,301).**

34 STEP SIX: Multiply the STEP FIVE amount by the school corporation's current ADM.
35 **STEP SEVEN: Determine the sum of the STEP THREE amount, the STEP FOUR amount,**
36 **and the STEP SIX amount.**

37 SECTION 179. IC 20-43-7-6, AS AMENDED BY P.L.165-2021, SECTION 165, IS AMENDED TO
38 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 6. A school corporation's special education
39 grant for a state fiscal year is equal to the sum of the following:

40 (1) The nonduplicated count of pupils in programs for severe disabilities multiplied by the following:
41 (A) ~~Nine thousand six hundred fourteen dollars (\$9,614) for the state fiscal year beginning July~~
42 ~~1, 2021.~~
43 ~~(B) Ten thousand five hundred seventy-five dollars (\$10,575) for the state fiscal year beginning~~
44 ~~July 1, 2022.~~
45 (A) **Eleven thousand six hundred thirty-three dollars (\$11,633) for the state fiscal year**
46 **beginning July 1, 2023.**
47 (B) **Twelve thousand seven hundred ninety-six dollars (\$12,796) for the state fiscal year**



- 1 **beginning July 1, 2024.**
- 2 (2) The nonduplicated count of pupils in programs of mild and moderate disabilities multiplied by
- 3 the following:
- 4 (A) Two thousand four hundred fifteen dollars (\$2,415) for the state fiscal year beginning July
- 5 1, 2021.
- 6 (B) Two thousand six hundred fifty-seven dollars (\$2,657) for the state fiscal year beginning July
- 7 1, 2022.
- 8 (A) **Two thousand nine hundred twenty-three dollars (\$2,923) for the state fiscal year**
- 9 **beginning July 1, 2023.**
- 10 (B) **Three thousand two hundred fifteen dollars (\$3,215) for the state fiscal year beginning**
- 11 **July 1, 2024.**
- 12 (3) The duplicated count of pupils in programs for communication disorders multiplied by five
- 13 hundred dollars (\$500).
- 14 (4) The cumulative count of pupils in homebound programs multiplied by five hundred dollars
- 15 (\$500).
- 16 (5) The nonduplicated count of pupils in special preschool education programs multiplied by the
- 17 following:
- 18 (A) Three thousand one hundred fifty dollars (\$3,150) for the state fiscal year beginning July 1,
- 19 2021.
- 20 (B) Three thousand four hundred sixty-five dollars (\$3,465) for the state fiscal year beginning
- 21 July 1, 2022.
- 22 (A) **Three thousand eight hundred twelve dollars (\$3,812) for the state fiscal year beginning**
- 23 **July 1, 2023.**
- 24 (B) **Four thousand one hundred ninety-three dollars (\$4,193) for the state fiscal year**
- 25 **beginning July 1, 2024.**

26 SECTION 180. IC 20-43-8 IS REPEALED [EFFECTIVE JUNE 29, 2023]. (Career and Technical

27 Education Grants).

28 SECTION 181. IC 20-43-10-2 IS REPEALED [EFFECTIVE JUNE 29, 2023]. *Sec. 2:* (a) A school

29 corporation's honors designation award for a state fiscal year is the amount determined using the following

30 formula:

31 STEP ONE: Determine the number of the school corporation's eligible pupils who:

32 (A) successfully completed an Indiana diploma with a Core 40 with academic honors designation

33 program; and

34 (B) were receiving Supplemental Nutrition Assistance Program (SNAP) benefits; Temporary

35 Assistance for Needy Families (TANF) benefits; or foster care services;

36 in the school year ending in the previous state fiscal year.

37 STEP TWO: Determine the result of:

38 (A) the number of the school corporation's eligible pupils who:

39 (i) successfully completed an Indiana diploma with a Core 40 with technical honors

40 designation program; and

41 (ii) were receiving Supplemental Nutrition Assistance Program (SNAP) benefits; Temporary

42 Assistance for Needy Families (TANF) benefits; or foster care services;

43 in the school year ending in the previous state fiscal year; minus

44 (B) the number of eligible pupils who would otherwise be double counted under both clause (A)

45 and STEP ONE.

46 STEP THREE: Determine the sum of the number of eligible students determined under STEP ONE

47 and the number of eligible students determined under STEP TWO.



1 STEP FOUR: Multiply the STEP THREE amount by one thousand five hundred dollars (\$1,500).

2 STEP FIVE: Determine the result of:

- 3 (A) the number of the school corporation's eligible pupils who successfully completed an Indiana
- 4 diploma with a Core 40 with academic honors designation program in the school year ending in
- 5 the previous state fiscal year; minus
- 6 (B) the STEP ONE amount.

7 STEP SIX: Determine the result of:

- 8 (A) the number of the school corporation's eligible pupils who successfully completed an Indiana
- 9 diploma with a Core 40 with technical honors designation program in the school year ending in
- 10 the previous state fiscal year; minus
- 11 (B) the number of the school corporation's eligible pupils who are counted under both clause (A)
- 12 and STEP FIVE (A).

13 STEP SEVEN: Determine the result of the STEP SIX amount minus the STEP TWO amount.

14 STEP EIGHT: Determine the result of:

- 15 (A) the STEP FIVE amount; plus
- 16 (B) the STEP SEVEN amount.

17 STEP NINE: Determine the result of:

- 18 (A) the STEP EIGHT amount; multiplied by
- 19 (B) one thousand one hundred dollars (\$1,100).

20 STEP TEN: Determine the sum of:

- 21 (A) the STEP FOUR amount; plus
- 22 (B) the STEP NINE amount.

23 (b) An amount received by a school corporation as an honors designation award may be used only for:

24 (1) any:

- 25 (A) staff training;
- 26 (B) program development;
- 27 (C) equipment and supply expenditures; or
- 28 (D) other expenses;

29 directly related to the school corporation's honors designation program; and

30 (2) the school corporation's program for high ability students.

31 (c) A governing body that does not comply with this section for a school year is not eligible to receive
32 an honors designation award for the following school year.

33 SECTION 182. IC 20-43-10-3.5, AS AMENDED BY P.L.165-2021, SECTION 167, IS AMENDED
34 TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 3.5. (a) As used in this section, "school"
35 means a school corporation, charter school, and a virtual charter school.

36 (b) Subject to the requirements of this section, a school qualifies for a teacher appreciation grant as
37 provided in this section for a state fiscal year if one (1) or more licensed teachers:

- 38 (1) employed in the classroom by the school; or
- 39 (2) directly providing virtual education;

40 were rated as effective or as highly effective, using the most recently completed teacher ratings.

41 (c) A school may not receive a teacher appreciation grant under this section unless:

42 (1) the school has in the state fiscal year in which the teacher appreciation grants are made under
43 this section:

- 44 (A) adopted an annual policy concerning the distribution of teacher appreciation grants; and
- 45 (B) submitted the policy to the department for approval; and

46 (2) the department has approved the policy.

47 The department shall specify the date by which a policy described in subdivision (1) must be submitted



1 to the department.

2 (d) The amount of a teacher appreciation grant for a qualifying school corporation or virtual charter
3 school is equal to:

4 (1) thirty-seven dollars and fifty-cents (\$37.50); multiplied by

5 (2) the school's current ADM.

6 However, the grant amount for a virtual charter school may not exceed the statewide average grant
7 amount.

8 (e) The following apply to the distribution of teacher appreciation grants:

9 (1) If the total amount to be distributed as teacher appreciation grants for a particular state fiscal year
10 exceeds the amount appropriated by the general assembly for teacher appreciation grants for that
11 state fiscal year, the total amount to be distributed as teacher appreciation grants to schools shall be
12 proportionately reduced so that the total reduction equals the amount of the excess. The amount of
13 the reduction for a particular school is equal to the total amount of the excess multiplied by a
14 fraction. The numerator of the fraction is the amount of the teacher appreciation grant that the school
15 would have received if a reduction were not made under this section. The denominator of the
16 fraction is the total amount that would be distributed as teacher appreciation grants to all schools if
17 a reduction were not made under this section.

18 (2) If the total amount to be distributed as teacher appreciation grants for a particular state fiscal year
19 is less than the amount appropriated by the general assembly for teacher appreciation grants for that
20 state fiscal year, the total amount to be distributed as teacher appreciation grants to schools for that
21 particular state fiscal year shall be proportionately increased so that the total amount to be
22 distributed equals the amount of the appropriation for that particular state fiscal year.

23 (f) The annual teacher appreciation grant to which a school is entitled for a state fiscal year shall be
24 distributed to the school before December 5 of that state fiscal year.

25 (g) The following apply to a school's policy under subsection (c) concerning the distribution of teacher
26 appreciation grants:

27 (1) The governing body shall differentiate between a teacher rated as a highly effective teacher and
28 a teacher rated as an effective teacher. The policy must provide that the amount of a stipend awarded
29 to a teacher rated as a highly effective teacher must be at least twenty-five percent (25%) more than
30 the amount of a stipend awarded to a teacher rated as an effective teacher.

31 (2) The governing body of a school may differentiate between school buildings.

32 (3) A stipend to an individual teacher in a particular year is not subject to collective bargaining, but
33 is discussable, and is in addition to the minimum salary or increases in salary set under
34 IC 20-28-9-1.5. The governing body may provide that an amount not exceeding fifty percent (50%)
35 of the amount of a stipend to an individual teacher in a particular state fiscal year becomes a
36 permanent part of and increases the base salary of the teacher receiving the stipend for school years
37 beginning after the state fiscal year in which the stipend is received. The addition to base salary is
38 not subject to collective bargaining, but is discussable.

39 (h) A teacher appreciation grant received by a school shall be allocated among and used only to pay
40 cash stipends to all licensed teachers employed in the classroom who are rated as effective or as highly
41 effective and employed by the school as of December 1. A school may allocate up to twenty percent
42 (20%) of the grant received by the school to provide a supplemental award to teachers with less than five
43 (5) years of service who are rated as effective or as highly effective. The supplemental award is in
44 addition to the award made from the part of the grant that is allocated to all eligible teachers.

45 (i) The lead school corporation or interlocal cooperative administering a cooperative or other special
46 education program or administering a career and technical education program, including programs
47 managed under IC 20-26-10, IC 20-35-5, IC 20-37, or IC 36-1-7, shall award teacher appreciation grant



1 stipends to and carry out the other responsibilities of an employing school corporation under this section
2 for the teachers in the special education program or career and technical education program.

3 (j) A school shall distribute all stipends from a teacher appreciation grant to individual teachers within
4 twenty (20) business days of the date the department distributes the teacher appreciation grant to the
5 school. Any part of the teacher appreciation grant not distributed as stipends to teachers before February
6 must be returned to the department on the earlier of the date set by the department or June 30 of that state
7 fiscal year.

8 (k) The department, after review by the budget committee, may waive the December 5 deadline under
9 subsection (f) to distribute an annual teacher appreciation grant to the school under this section for that
10 state fiscal year and approve an extension of that deadline to a later date within that state fiscal year, if
11 the department determines that a waiver and extension of the deadline are in the public interest.

12 (l) The state board may adopt rules under IC 4-22-2, including emergency rules in the manner provided
13 in IC 4-22-2-37.1, as necessary to implement this section.

14 (m) This section expires June 30, ~~2023~~ **2025**.

15 SECTION 183. IC 20-43-10-4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
16 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: **Sec. 4. (a) In addition to the amount a school
17 corporation is entitled to receive in basic tuition support, each school corporation is entitled to
18 receive a grant for a non-English speaking program for students who have a primary language
19 other than English and limited English proficiency as determined under this section.**

20 **(b) Subject to subsections (c) and (d), for state fiscal years beginning after June 30, 2023, the
21 grant amount is determined under the last STEP of the following formula:**

22 **STEP ONE: Determine the number of students:**

23 **(A) who scored at level one (1) or level two (2) on the WIDA Consortium ACCESS
24 assessment during the immediately preceding school year; or**

25 **(B) who were identified as English language learners with severe special needs that require
26 a different assessment than the assessment described in clause (A) to assess English
27 proficiency during the immediately preceding school year.**

28 **STEP TWO: Multiply the STEP ONE result by eight hundred ninety-four dollars (\$894).**

29 **STEP THREE: Determine the number of students:**

30 **(A) who scored at level three (3) or level four (4) on the WIDA Consortium ACCESS
31 assessment during the immediately preceding school year; or**

32 **(B) who scored at level five (5) or higher on the Tier A form of the WIDA Consortium
33 ACCESS assessment during the immediately preceding school year.**

34 **STEP FOUR: Multiply the STEP THREE result by four hundred sixty-eight dollars (\$468).**

35 **STEP FIVE: Determine the sum of the STEP TWO amount and the STEP FOUR amount.**

36 **(c) For purposes of calculating the grant amount under this section for Gary Middle College
37 charter schools, only students who are less than twenty-three (23) years of age may be counted in
38 the formula under subsection (b).**

39 **(d) This subsection applies to school corporations in their first year of operations. If student
40 scores from the immediately preceding school year are unavailable, the department shall determine
41 the school corporation's grant amount using student scores achieved during the school
42 corporation's first year of operation.**

43 **(e) An amount received by a school corporation as a non-English speaking program grant may
44 be used only for:**

45 **(1) staffing;**

46 **(2) curricular materials;**

47 **(3) assessments;**



1 **(4) family engagement, including translation and interpretation services; and**
2 **(5) other expenses;**
3 **directly related to educating students who have a primary language other than English and limited**
4 **English proficiency as determined under this section.**

5 **(f) A school corporation may not receive a grant under this section unless the school corporation**
6 **includes, in its annually required English learner plan, a description of how the grant will be used**
7 **to implement the school corporation's English language service model.**

8 **(g) A school corporation that does not comply with this section for a school year is not eligible**
9 **to receive a non-English speaking program grant for the following year.**

10 SECTION 184. IC 20-43-13-4, AS AMENDED BY P.L. 165-2021, SECTION 168, IS AMENDED TO
11 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 4. (a) Except as provided in subsections (c)
12 and (d), the complexity index is the percentage of the school corporation's students who were receiving
13 Supplemental Nutrition Assistance Program (SNAP) benefits, Temporary Assistance for Needy Families
14 (TANF) benefits, or foster care services as of October 1 in the school year ending in the later of:

15 (1) ~~2021~~; **2023**; or

16 (2) the first year of operation of the school corporation.

17 (b) For a conversion charter school, the percentage determined under this section is the percentage of
18 the sponsor school corporation.

19 (c) Except as provided in subsection (d), the complexity index for a school corporation that has entered
20 into an agreement with one (1) or more charter schools to participate as an innovation network charter
21 school under IC 20-25.7-5 for a state fiscal year is equal to the result using the following formula:

22 STEP ONE: Determine:

23 (A) the school corporation's enrollment; minus

24 (B) the enrollment of each participating innovation network charter school.

25 STEP TWO: Determine the number of students in the school corporation who were receiving
26 Supplemental Nutrition Assistance Program (SNAP) benefits, Temporary Assistance for Needy
27 Families (TANF) benefits, or foster care services as of October 1 in the school year ending in ~~2021~~;
28 **2023**, not including students enrolled in each participating innovation network charter school.

29 STEP THREE: Divide the result of STEP TWO by the result of STEP ONE.

30 STEP FOUR: Determine the enrollment of each participating innovation network charter school.

31 STEP FIVE: Determine the number of students in each participating innovation network charter
32 school who were receiving Supplemental Nutrition Assistance Program (SNAP) benefits, Temporary
33 Assistance for Needy Families (TANF) benefits, or foster care services as of October 1 in the school
34 year ending in the later of:

35 (A) ~~2021~~; **2023**; or

36 (B) the first year of operation of the participating innovation network charter school.

37 STEP SIX: Divide the result of STEP FIVE by the result of STEP FOUR.

38 STEP SEVEN: For each participating innovation network charter school, determine the greater of:

39 (A) the result of STEP THREE; or

40 (B) the result of STEP SIX.

41 STEP EIGHT: For each participating innovation network charter school, multiply the result of STEP
42 SEVEN by the result of STEP FOUR.

43 STEP NINE: Determine the sum of:

44 (A) the result of STEP TWO; plus

45 (B) the results of STEP EIGHT, for each participating innovation network charter school.

46 STEP TEN: Determine the sum of:

47 (A) the result of STEP ONE; plus



1 (B) the results of STEP FOUR for each participating innovation network charter school.

2 STEP ELEVEN: Divide the STEP NINE result by the STEP TEN result.

3 (d) If the complexity index of a participating innovation network charter school that was established
4 before January 1, 2016, is, for the current school year, greater than the complexity index for the school
5 corporation with which the innovation network charter school has contracted, the complexity index of the
6 participating innovation network charter school is determined as described in IC 20-25.7-5-2(e).

7 SECTION 185. IC 20-46-8-11.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
8 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 11.2. (a) This section applies only to revenue
9 collected after June 30, 2023, from a tax levy imposed under this chapter. However, this section
10 does not apply to, and distributions are not required for, a school corporation that is designated as
11 a distressed political subdivision under IC 6-1.1-20.3.**

12 (b) Beginning in calendar year 2024, and each year thereafter, and subject to subsections (c) and
13 (h), the county auditor shall distribute, as provided under subsection (f), an amount of revenue
14 received from a tax levy imposed by a school corporation under this chapter to each charter school
15 that is eligible for a distribution under subsection (d) and as set forth in subsection (f).

16 (c) The following schools are not eligible to receive a distribution under this section:

17 (1) A virtual charter school.

18 (2) An adult high school.

19 (d) Not later than thirty (30) days before the date that the county auditor distributes money for
20 a school corporation's operations fund (IC 20-40-18) under IC 6-1.1-27, the department, in
21 consultation with the department of local government finance, shall determine the corresponding
22 percentages of revenue received from the tax levy that must be distributed among the school
23 corporation and each eligible charter school according to the following formula:

24 **STEP ONE: Determine each charter school that:**

25 (A) is located in the same or a contiguous county as the school corporation; and

26 (B) provides not more than fifty percent (50%) virtual instruction for its students.

27 **STEP TWO: Determine, for each charter school described in STEP ONE, the number of
28 students who:**

29 (A) have legal settlement within the school corporation;

30 (B) are currently included in the fall ADM for the charter school; and

31 (C) receive not more than fifty percent (50%) virtual instruction.

32 **STEP THREE: Determine the sum of:**

33 (A) the aggregate of the STEP TWO results for all applicable charter schools; plus

34 (B) the fall ADM count for the school corporation for students receiving not more than fifty
35 percent (50%) virtual instruction.

36 **STEP FOUR: For each charter school described in STEP ONE, determine the result of:**

37 (A) the applicable STEP TWO amount; divided by

38 (B) the STEP THREE amount;

39 expressed as a percentage.

40 **STEP FIVE: Determine the sum of all the amounts computed under STEP FOUR and subtract
41 the result from one hundred percent (100%).**

42 (e) The department shall provide to the county auditor, immediately after calculation under
43 subsection (d), and in the form prescribed by the county auditor:

44 (1) each charter school determined under STEP ONE of subsection (d) and the charter school's
45 corresponding percentage calculated under STEP FOUR of subsection (d); and

46 (2) the percentage calculated under STEP FIVE of subsection (d) for the school corporation.

47 (f) The county auditor shall distribute to the school corporation and each applicable charter



1 school the amount determined in the last STEP of the following STEPS:
2 STEP ONE: For each school corporation, determine a base property tax levy amount
3 calculated as:

- 4 (A) the sum of the school corporation's operations fund property tax levies imposed under
5 this chapter in calendar years 2021, 2022, and 2023; divided by
6 (B) three (3).

7 STEP TWO: For each school corporation, determine an incremental property tax levy amount
8 calculated as:

- 9 (A) the school corporation's operations fund property tax levy for the current calendar
10 year; minus
11 (B) the school corporation's base property tax levy determined under STEP ONE.

12 STEP THREE: For the school corporation and each applicable charter school, determine the
13 result of:

- 14 (A) the incremental amount determined under STEP TWO; multiplied by
15 (B) the following percentage:
 - 16 (i) In the case of an applicable charter school, the charter school's percentage under
17 STEP FOUR of subsection (d).
 - 18 (ii) In the case of the school corporation, the school corporation's percentage under STEP
19 FIVE of subsection (d).

20 (g) Before October 1, 2023, and before October 1 of each year thereafter, the department shall
21 provide to each school corporation and each eligible charter school an estimate of the amount of
22 property tax levy revenue the school corporation and charter school are expected to receive under
23 this section.

24 (h) In order to receive a distribution under this section, the governing body of an eligible charter
25 school shall, before November 1, 2023, and before November 1 of each year thereafter, adopt a
26 budget for the school year. Not later than ten (10) days before its adoption, the budget must be fixed
27 and presented to the charter board in a public meeting in the county in which the charter school
28 is incorporated. A budget that is adopted under this subsection must be submitted to the charter
29 authorizer for review and to the department of local government finance to be posted publicly on
30 the computer gateway under IC 6-1.1-17-3.

31 (i) Before April 1, 2024, and before April 1 of each year thereafter, the county auditor shall
32 provide each school corporation and each eligible charter school the actual amount of property tax
33 levy revenue the school corporation and charter school are expected to receive under this section.

34 SECTION 186. IC 20-47-6-2, AS ADDED BY P.L.143-2019, SECTION 29, IS AMENDED TO
35 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 2. As used in this chapter, "eligible training
36 program" means a training program that leads to the attainment of any of the following:

- 37 (1) An industry certification that appears on the state board's industry certification list that is
38 approved by the department of workforce development.
- 39 (2) A postsecondary degree, certificate, or credential that:
 - 40 (A) is from a training provider; and
 - 41 (B) certifies occupational proficiency in a skilled trade.
- 42 (3) A certificate of completion of an apprenticeship program (as defined in IC 20-43-8-0.3) that is
43 established as a graduation pathway requirement under IC 20-32-4-1.5.

44 SECTION 187. IC 20-47-6-10, AS ADDED BY P.L.143-2019, SECTION 29, IS AMENDED TO
45 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 10. (a) Money received from contributions
46 may be used by an industry collaboration organization for one (1) or more of the following purposes:

- 47 (1) To support the development and implementation of high school graduation pathways.



1 (2) To provide money to the industry collaboration organization to establish and operate a career
2 counseling program for students.

3 (3) To enhance career and technical education and training programs which may include a work
4 ethic certificate program established under IC 22-4.1-25.

5 (4) To expand apprenticeships and work based learning opportunities which may include the
6 following:

7 (A) An apprenticeship program (~~as defined in IC 20-43-8-0.3~~) that is established as a graduation
8 pathway requirement under IC 20-32-4-1.5.

9 (B) A work based learning course delivered in an employment relationship that:

10 (i) provides a worker with paid or meaningful work experience and corresponding classroom
11 instruction; ~~as set forth in IC 20-43-8-0.7~~; and

12 (ii) is established as a graduation pathway requirement under IC 20-32-4-1.5.

13 (5) To provide grants to schools to be used by the school to pay the transportation costs for students
14 to attend an eligible training program that allows the student to concurrently earn high school or
15 college credit.

16 (6) To provide grants for any other course or program, if the course or program leads to the
17 attainment of a specific employment related credential that documents the student's skills for
18 employment success.

19 (7) To partner with other industry collaboration organizations, nonprofits, public foundations, or
20 other entities to provide workforce related educational programs or training for students.

21 (b) State grant funding distributed by the governor's workforce cabinet for purposes of subsection (a)
22 shall be granted with a preference given to multisector industry collaboration organizations.

23 SECTION 188. IC 20-51-4-5, AS AMENDED BY P.L.165-2021, SECTION 178, IS AMENDED TO
24 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 5. The state tuition support amount to be used
25 in section 4(a)(1)(B) of this chapter for an eligible choice scholarship student is the amount determined
26 under the last STEP of the following formula:

27 STEP ONE: Determine the school corporation in which the eligible choice scholarship student has
28 legal settlement.

29 STEP TWO: Determine the amount of state tuition support that the school corporation identified
30 under STEP ONE is eligible to receive under IC 20-43 for the state fiscal year in which the current
31 school year begins, including the basic tuition support amount made under IC 20-43-6. ~~and grants~~
32 ~~made under IC 20-43-10-2~~. However, the amount does not include amounts provided for special
33 education grants under IC 20-43-7 and ~~career and technical education grants under IC 20-43-8~~.
34 **non-English speaking program grants under IC 20-43-10-4.**

35 STEP THREE: Determine the result of:

36 (A) the STEP TWO amount; divided by

37 (B) the current ADM (as defined in IC 20-43-1-10) for the school corporation identified under
38 STEP ONE for the state fiscal year used in STEP TWO.

39 SECTION 189. IC 20-51.4-3-7, AS AMENDED BY P.L.132-2022, SECTION 3, IS AMENDED TO
40 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. ~~(a)~~ For each school year, the treasurer
41 of state shall determine, based on the amount of funds available for the program, the number of grants that
42 the treasurer of state will award under the program. The number of applications approved and the number
43 of grants awarded under this article by the treasurer of state for the school year may not exceed the
44 number determined by the treasurer of state under this section.

45 ~~(b) The treasurer of state may deduct the following amounts from the funds made available for the~~
46 ~~program to cover costs of managing accounts and administering the program:~~

47 ~~(1) For the first year of the program; not more than ten percent (10%) of the funds made available~~



1 to cover the costs described in this subsection.
2 ~~(2) For each year thereafter, not more than five percent (5%) of the funds made available to cover~~
3 ~~the costs described in this subsection.~~

4 Any amount deducted under this subsection shall be deposited in the Indiana education scholarship
5 account administration fund established by IC 20-51.4-4-3.5.

6 SECTION 190. IC 20-51.4-4-3, AS AMENDED BY P.L.132-2022, SECTION 6, IS AMENDED TO
7 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. (a) The Indiana education scholarship
8 account program fund is established for the purpose of providing grants to eligible students under the
9 program. Money appropriated to the fund during the state fiscal year beginning July 1, 2021, and ending
10 June 30, 2022, may only be used for the administrative costs to establish the program. However, money
11 appropriated to the fund during the state fiscal year beginning July 1, 2022, and ending June 30, 2023,
12 may be used to provide grants under this chapter in the manner prescribed in section 2 of this chapter.

13 (b) The treasurer of state shall administer the fund.

14 (c) The fund consists of the following:

15 (1) Appropriations by the general assembly.

16 (2) Interest deposited in the fund under subsection (d).

17 ~~(3) Donations, gifts, and money received from any other source, including transfers from other funds~~
18 ~~or accounts.~~

19 ~~(4) Amounts transferred to the fund from the Indiana education scholarship account administration~~
20 ~~fund under section 3.5(e) of this chapter.~~

21 (d) The treasurer of state shall invest money in the fund not currently needed to meet the obligations
22 of the fund in the same manner as other public money may be invested. Interest that accrues from these
23 investments shall be deposited in the fund.

24 (e) Money in the fund at the end of a state fiscal year reverts to the state general fund.

25 SECTION 191. IC 20-51.4-4-3.5, AS ADDED BY P.L.132-2022, SECTION 7, IS AMENDED TO
26 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3.5. (a) The Indiana education scholarship
27 account administration fund is established for the purpose of accepting money for the Indiana education
28 scholarship account program to support administration of the program.

29 (b) The treasurer of state shall administer the fund.

30 (c) The fund consists of the following:

31 (1) ~~Administration fees deposited in the fund under IC 20-51.4-3-7(b).~~ **Appropriations by the**
32 **general assembly.**

33 ~~(2) Donations, gifts, and money received from any other source, including transfers from other funds~~
34 ~~or accounts.~~

35 ~~(3)~~ (2) Interest deposited in the fund under subsection (d).

36 (d) The treasurer of state shall invest money in the fund not currently needed to meet the obligations
37 of the fund in the same manner as other public money may be invested. Interest that accrues from these
38 investments shall be deposited in the fund.

39 ~~(e) The treasurer of state may transfer any funds held in the fund to the Indiana education scholarship~~
40 ~~account program fund established by section 3 of this chapter at any time for the purpose of that fund.~~

41 **(e) Money in the fund at the end of a state fiscal year reverts to the state general fund.**

42 SECTION 192. IC 20-51.4-4-3.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
43 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 3.6. (a) The Indiana education**
44 **scholarship account donation fund is established for the purpose of accepting donations for the**
45 **Indiana education scholarship account program to support administration of the program.**

46 **(b) The treasurer of state shall administer the fund.**

47 **(c) The fund consists of the following:**



1 (1) Donations, gifts, and money received from any other source, including transfers from other
2 funds or accounts.

3 (2) Interest deposited in the fund under subsection (d).

4 (d) The treasurer of state shall invest money in the fund not currently needed to meet the
5 obligations of the fund in the same manner as other public money may be invested. Interest that
6 accrues from these investments shall be deposited in the fund.

7 (e) The treasurer of state may transfer any funds held in the fund to the Indiana education
8 scholarship account program fund established by section 3 of this chapter at any time for the
9 purpose of that fund.

10 (f) Money in the fund is continuously appropriated for purposes of the fund.

11 (g) Money in the fund at the end of a state fiscal year does not revert to the state general fund
12 but remains in the fund for the purposes of the fund.

13 SECTION 193. IC 20-51.4-4-4, AS ADDED BY P.L.165-2021, SECTION 180, IS AMENDED TO
14 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 4. (a) Subject to sections 5 and 10 of this
15 chapter, the annual grant amount under section 2 of this chapter for an eligible student equals, subject to
16 subsection (b), ninety percent (90%) of the amount determined in the last STEP of the following formula:

17 STEP ONE: Determine the school corporation in which the eligible student has legal settlement.

18 STEP TWO: Determine the amount of state tuition support that the school corporation identified
19 under STEP ONE is eligible to receive under IC 20-43-6 for the state fiscal year in which the
20 immediately preceding school year begins. The amount does not include amounts provided for
21 special education grants under IC 20-43-7 ~~career and technical education grants under IC 20-43-8,~~
22 ~~or grants under IC 20-43-10: or non-English speaking program grants under IC 20-43-10-4.~~

23 STEP THREE: Determine the result of:

24 (A) the STEP TWO amount; divided by

25 (B) the current ADM (as defined in IC 20-43-1-10) for the school corporation identified under
26 STEP ONE for the state fiscal year used in STEP TWO.

27 (b) An eligible student may choose to receive special education services from the school corporation
28 required to provide the special education services to the eligible student under 511 IAC 7-34-1. However,
29 if an eligible student described in subsection (a) chooses not to receive special education or related
30 services from a school corporation required to provide the services to the eligible student under 511
31 IAC 7-34-1, the annual grant amount for the eligible student shall, in addition to the amount described
32 in subsection (a), include the amount the school corporation would receive under IC 20-43-7 for the
33 eligible student if the eligible student attended the school corporation.

34 (c) The annual grant amounts provided in subsection (a) shall be rounded as provided in
35 IC 20-43-3-1(4).

36 SECTION 194. IC 21-18-16-1, AS ADDED BY P.L.66-2022, SECTION 4, IS AMENDED TO READ
37 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. As used in this chapter, "outcomes based
38 funding formula" refers to the higher educational operating funding outcomes based formula created by
39 the commission under section 2(a) **and 2(b)** of this chapter.

40 SECTION 195. IC 21-18-16-2, AS ADDED BY P.L.66-2022, SECTION 4, IS AMENDED TO READ
41 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) The commission shall create a higher
42 educational operating funding outcomes based formula that aligns with the goals outlined in the
43 commission's long range plan for postsecondary education under IC 21-18-8.

44 (b) The commission shall create a separate higher educational operating funding outcomes based
45 formula for Ivy Tech Community College that:

46 (1) aligns with the goals outlined in the commission's long range plan for postsecondary
47 education under IC 21-18-8; and



1 **(2) focuses on employer needs, positive wage outcomes, and stackable credentials.**

2 ~~(b)~~ **(c)** An outcomes based funding formula must be created and approved by the commission at a
3 meeting of the commission on or before October 1 of each even-numbered year prior to each
4 odd-numbered year in which the general assembly will reconvene in a first regular session and consider
5 a state budget bill.

6 ~~(c)~~ **(d)** The commission shall approve the metrics used for an outcomes based funding formula created
7 under this chapter.

8 SECTION 196. IC 21-18-16-2.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
9 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 2.5. (a) Notwithstanding section 2(b) of**
10 **this chapter, the outcomes based funding formula created under section 2(a) and 2(b) of this**
11 **chapter shall be approved by the commission prior to June 1, 2023, and shall be reviewed by the**
12 **budget committee on or before July 1, 2023.**

13 **(b) The commission shall create a report with regard to each outcomes based funding formula**
14 **created under section 2(a) and 2(b) of this chapter. The report must contain a detailed summary**
15 **of each formula, the methodologies, and the metrics used to create the formula under section 2(a)**
16 **and 2(b) of this chapter. The commission shall submit the report prepared under this subsection**
17 **to the budget committee not later than five (5) days before the meeting described in subsection (a).**

18 **(c) This section expires July 1, 2024.**

19 SECTION 197. IC 21-18-16-5, AS ADDED BY P.L.66-2022, SECTION 4, IS AMENDED TO READ
20 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 5. (a) The commission shall ~~biannually~~ biennially**
21 **measure and make findings on the progress of each state educational institution in meeting the goals of**
22 **the commission's long range plan for postsecondary education under IC 21-18-8 as those goals pertain**
23 **to the outcomes based funding formula.**

24 **(b) The executive officer of the commission, or the executive officer's designee, shall present the**
25 **findings made for each state educational institution to commission members at a meeting of the**
26 **commission.**

27 **(c) Following the presentation to the commission, the executive officer, or the executive officer's**
28 **designee, shall present the findings with regard to each state educational institution to the budget**
29 **committee at the budget hearings held under IC 4-12-1-8 and at the same time as the committee's**
30 **summary of legislative requests and the commission's recommendations are presented under**
31 **IC 21-18-9-1(3).**

32 SECTION 198. IC 21-18-16-6, AS ADDED BY P.L.66-2022, SECTION 4, IS AMENDED TO READ
33 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 6. (a) The commission shall ~~biannually~~ biennially**
34 **engage an independent third party examiner to audit the data submitted by each state educational**
35 **institution for use within the outcomes based funding formula.**

36 **(b) If the audit required under subsection (a) is performed by the state board of accounts, the state**
37 **educational institutions shall pay the actual and indirect costs of performing the audit.**

38 **(c) The commission shall promptly submit a copy of each audit report produced under subsection (a)**
39 **to the audit and financial reporting subcommittee of the legislative council in an electronic format under**
40 **IC 5-14-6.**

41 SECTION 199. IC 21-18-16-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
42 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 7. The commission shall distribute on a**
43 **monthly basis to each state educational institution the amount appropriated for the outcomes based**
44 **prospective model subject to the commission's review of the state educational institution's**
45 **performance according to the outcomes based funding formula created under this chapter.**

46 SECTION 200. IC 21-20-6 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
47 AS FOLLOWS [EFFECTIVE JULY 1, 2023]:



1 Chapter 6. Prohibition on State Funding of the Kinsey Institute

2 Sec. 1. For purposes of this chapter, the term "administration, operation, or programs" includes
3 any of the following property, activities, assets, or expenses that are used, conducted, maintained,
4 or incurred for, by, or on behalf of the Kinsey Institute for Research in Sex, Gender, and
5 Reproduction:

- 6 (1) On-campus facilities.
- 7 (2) Equipment, furniture, furnishings, or office supplies.
- 8 (3) Land or property.
- 9 (4) Utilities.
- 10 (5) Advertising or promotional material included in literature or media presentations.
- 11 (6) Loans, grants, special accounts, or funds.
- 12 (7) Programs, special projects, or research.
- 13 (8) Maintenance of facilities.
- 14 (9) Administrative costs, operation costs, rentals, or mortgages.
- 15 (10) Printing, duplicating, or copying.
- 16 (11) Publication of materials.
- 17 (12) Restoration, maintenance, or housing of research documents, including photographs,
18 audiovisual tapes or films, and printed material.
- 19 (13) Exhibits or displays.

20 Sec. 2. State appropriations may not be used to pay for the administration, operation, or
21 programs of the Kinsey Institute for Research in Sex, Gender, and Reproduction.

22 SECTION 201. IC 21-34-3-4.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
23 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4.5. Notwithstanding section 4(a)(1)(B)
24 of this chapter, the board of trustees of a state educational institution may acquire and improve,
25 under this article or any other applicable law, real property (improved or unimproved) by lease or
26 sublease for a period exceeding forty (40) years but not exceeding one hundred fifty (150) years
27 under the following conditions:

- 28 (1) The board of trustees determines the real property to be necessary for the purposes set
29 forth in section 4(b) of this chapter.
- 30 (2) The parties to the lease or sublease are both state educational institutions.
- 31 (3) The board of trustees of each such state educational institution approves the terms,
32 conditions, liens, and encumbrances to which the lease or sublease is subject.

33 SECTION 202. IC 22-2-18.1-2, AS ADDED BY P.L.147-2020, SECTION 16, IS AMENDED TO
34 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 2. (a) This chapter does not apply to:

- 35 (1) a parent who employs the parent's own child;
- 36 (2) a person standing in place of a parent who employs a child in the person's custody; or
- 37 (3) a legal entity whose ownership is limited to the parents of the employed child or persons standing
38 in place of the parent of the employed child;

39 except in the instances of underage employment (as set forth in section 12(a) of this chapter), employment
40 during school hours (as set forth in section 12(b) of this chapter), and employment in hazardous
41 occupations designated by federal law (as set forth in section 23 of this chapter).

42 (b) This chapter does not apply to a minor enrolled in a work based learning course (as defined in
43 ~~IC 20-43-8-0.7~~; IC 20-18-2-26.5).

44 SECTION 203. IC 22-4.1-26-5.5, AS ADDED BY P.L.143-2019, SECTION 36, IS AMENDED TO
45 READ AS FOLLOWS [EFFECTIVE JUNE 29, 2023]: Sec. 5.5. (a) The requirements described in section
46 5(a) of this chapter do not apply to this section.

47 (b) A high school student is eligible to participate in the program if the student is enrolled in a work



1 based learning course (as defined in ~~IC 20-43-8-0.7~~) **IC 20-18-2-26.5**) that is aligned with the sectors for
2 eligible employment described in section 5(b) of this chapter.

3 SECTION 204. IC 22-11-14-12, AS AMENDED BY P.L. 170-2022, SECTION 35, IS AMENDED TO
4 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 12. (a) A user fee, known as the public safety
5 fee, is imposed on retail transactions made in Indiana of fireworks, in accordance with section 13 of this
6 chapter.

7 (b) A person who acquires fireworks in a retail transaction is liable for the public safety fee on the
8 transaction and, except as otherwise provided in this chapter, shall pay the public safety fee to the retailer
9 as a separate added amount to the consideration in the transaction. The retailer shall collect the public
10 safety fee as an agent for the state.

11 (c) The public safety fee shall be deposited in the state general fund. The auditor of state shall annually
12 transfer the money received from the public safety fee as follows:

13 (1) ~~The first~~ two million dollars (\$2,000,000) ~~received shall be deposited in the regional public~~
14 ~~safety training fund established by IC 10-15-3-12.~~ **remain in the state general fund.**

15 (2) Any additional money received shall be ~~deposited~~ **divided** evenly between the state disaster
16 relief fund established by IC 10-14-4-5 and the ~~regional public safety training fund described in~~
17 ~~subdivision (1):~~ **state general fund.**

18 (d) The department of state revenue shall adopt rules under IC 4-22-2 necessary for the collection of
19 the public safety fee money from retailers as described in subsections (b) and (c).

20 SECTION 205. IC 22-14-6 IS REPEALED [EFFECTIVE JULY 1, 2023]. (Fire Training Infrastructure
21 Fund).

22 SECTION 206. IC 23-21 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ
23 AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

24 **ARTICLE 21. WEIGHTS AND MEASURES**

25 **Chapter 1. Division of Weights and Measures**

26 **Sec. 1. The division of weights and measures of the office of the secretary of state is established.**

27 **Sec. 2. The division of weights and measures has all the rights, duties, and powers provided**
28 **under IC 24-4-4 (coal delivery tickets) and IC 24-6 (weights, measures, and labeling).**

29 **Sec. 3. (a) In addition to the other remedies provided in this chapter, the secretary of state's**
30 **office shall adopt a schedule of civil penalties that may be levied to enforce the provisions of either**
31 **of the following:**

32 (1) **This chapter.**

33 (2) **The rules adopted under this chapter by the secretary of state's office.**

34 (b) **A penalty included in the schedule of civil penalties adopted under subsection (a) may not**
35 **exceed one thousand dollars (\$1,000) for each violation for each day.**

36 (c) **The secretary of state's office may issue an order of compliance, impose a civil penalty**
37 **included in the schedule of civil penalties adopted under subsection (a), or both, against a person**
38 **who:**

39 (1) **fails to comply with this chapter or a rule adopted under this chapter; or**

40 (2) **interferes with or obstructs the office of the secretary of state or the office of the secretary**
41 **of state's designated agent in the performance of duties under this chapter.**

42 (d) **An order of compliance may be issued under IC 4-21.5-3-6, IC 4-21.5-3-8, or IC 4-21.5-4. A**
43 **civil penalty may be imposed only in a proceeding under IC 4-21.5-3-8.**

44 (e) **A proceeding commenced to impose a civil penalty may be consolidated with any other**
45 **proceeding commenced to enforce this chapter or a rule adopted under this chapter.**

46 **Chapter 2. Inspection, Labeling, and Registration of Motor Fuel and Motor Fuel Outlets**

47 **Sec. 1. To ensure uniformity among the requirements for motor fuels in Indiana, this chapter**



1 establishes a program to assure the accuracy of the octane labeling of motor fuels.

2 Sec. 1.5. This chapter does not apply to motor fuel outlets where only aviation fuels are
3 distributed or sold.

4 Sec. 2. As used in this chapter, "motor fuel" means gasoline or gasoline-oxygenate blends
5 suitable for use as a fuel in a motor vehicle.

6 Sec. 3. As used in this chapter, "motor fuel outlet" means a location where motor fuel is sold at
7 retail to the public.

8 Sec. 4. The secretary of state's office shall enforce and administer this chapter.

9 Sec. 5. (a) The secretary of state's office shall establish a motor fuel inspection program that
10 provides for the:

11 (1) inspection; and

12 (2) analysis;

13 of octane levels of motor fuels sold at motor fuel outlets.

14 (b) The secretary of state's office shall adopt rules under IC 4-22-2 to use the test standards and
15 tolerances set forth in the Annual Book of ASTM Standards and Supplements, except as amended
16 or modified by the secretary of state's office.

17 Sec. 6. The secretary of state's office may adopt rules under IC 4-22-2 to implement this chapter.

18 Sec. 7. In establishing the inspection program, the secretary of state's office shall collect samples
19 of motor fuel on a random basis for testing and analysis. The secretary of state's office may do the
20 following:

21 (1) Obtain access to motor fuel outlets during normal business hours for the following
22 purposes:

23 (A) Examination.

24 (B) Inspection.

25 (C) Investigation.

26 (2) Issue a stop sale order for violation of this chapter or for a motor fuel found not to be in
27 compliance with the standards set forth in this chapter.

28 (3) Rescind a stop sale order under subdivision (2) if the motor fuel is brought into full
29 compliance with this chapter.

30 (4) Refuse to issue, revoke, or suspend the registration of a motor fuel that is not in full
31 compliance with this chapter.

32 Sec. 8. (a) A person who sells a motor fuel at a motor fuel outlet shall do the following:

33 (1) Separately register each motor fuel outlet with the secretary of state's office.

34 (2) Pay the registration fee set under section 9 of this chapter.

35 (b) The registration required under subsection (a) must include the following:

36 (1) The name and address of the principal business address of the person registering the motor
37 fuel.

38 (2) The name and address of the motor fuel outlet where the motor fuel is sold.

39 (3) The name, brand, or trademark and the antiknock motor fuel to be marketed at the motor
40 fuel outlet.

41 Sec. 9. (a) The secretary of state's office shall collect an annual registration fee of fifty dollars
42 (\$50) for each motor fuel outlet registered under this chapter.

43 (b) In addition to the fee in subsection (a), a penalty fee of fifty dollars (\$50) may be imposed by
44 the secretary of state's office for an application for registration renewal filed after the previous
45 registration has expired. The secretary of state's office may waive the penalty fee for a showing of
46 good cause.

47 Sec. 10. (a) The motor fuel inspection fund is established for the purpose of facilitating



1 compliance with and enforcement of this chapter. The secretary of state's office shall administer
2 the fund.

3 (b) The fund consists of the fees collected under section 9 of this chapter.

4 (c) The expenses of administering the fund shall be paid from the money in the fund.

5 (d) The treasurer of state shall invest the money in the fund not currently needed to meet the
6 obligations of the fund in the same manner as other public funds may be invested. Interest that
7 accrues from these investments shall be deposited in the fund.

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

9 Sec. 11. A person violates this chapter if the person does any of the following:

10 (1) Markets a motor fuel without properly labeling the octane number (antiknock index) of the
11 motor fuel in conformance with the octane posting requirements contained in 16 CFR Part 306
12 and issued under the Petroleum Marketing Practices Act of 1978 (15 U.S.C. 2801).

13 (2) Submits:

14 (A) incorrect;

15 (B) misleading; or

16 (C) false information;

17 regarding the registration of a motor fuel or a motor fuel outlet.

18 (3) Hinders or obstructs the secretary of state's office in the enforcement of this chapter.

19 (4) Markets a motor fuel that is not in compliance with this chapter.

20 (5) Markets a motor fuel at an outlet that is not registered by the person under this chapter.

21 Chapter 3. Regulation of Lodging Facilities and Bedding Materials: Materials Used in
22 Mattresses and Bedding

23 Sec. 1. The regulation and inspection of the use of unsanitary material in the manufacture,
24 renovation, or repair of bedding and the sale of articles of bedding containing unsanitary material
25 are necessary for the protection of the health and welfare of the people of Indiana and are declared
26 to be a proper exercise of the police powers of the state.

27 Sec. 2. This chapter does not apply to the sale by a householder of bedding that meets the
28 following conditions:

29 (1) Was owned and used by the householder and the householder's family.

30 (2) Was not acquired for resale.

31 However, the sale of the bedding by a householder through an agent must be within the provisions
32 of this chapter.

33 Sec. 3. This chapter does not apply to the making, remaking, or renovating of any article of
34 bedding by or for the owner, for the owner's own use, and for the purpose of sale:

35 (1) if the same or new material is used; or

36 (2) if sterilized material is used and that fact is indicated on a label prescribed by the secretary
37 of state's office.

38 Sec. 4. This chapter does not apply to any articles of bedding sold under court order.

39 Sec. 5. As used in this chapter, "bedding" means any mattress, mattress pad, mattress protector
40 pad, box spring, upholstered spring, upholstered sofa bed, quilted pad, comforter, bolster, cushion,
41 pillow, featherbed, sleeping bag, or any other bag, case, or covering that meets the following
42 conditions:

43 (1) Is made of leather, textile, or other material.

44 (2) Is stuffed or filled with any soft material or substance.

45 (3) Is designed or made for sleeping or reclining purposes or that is an integral part of a bed
46 or couch or other device used for sleeping or reclining purposes.

47 Sec. 6. As used in this chapter, "filling material" means the following:



- 1 (1) Hair.
2 (2) Down.
3 (3) Feathers.
4 (4) Wool.
5 (5) Cotton.
6 (6) Kapok.
7 (7) Plant fibers.
8 (8) Any other soft material used in the manufacture of and the filling or stuffing of articles of
9 bedding.
- 10 Sec. 7. (a) As used in this chapter, "manufacture" means making, remaking, or renovating.
11 (b) The term includes altering, repairing, finishing, refinishing, or preparing articles of bedding
12 for sale or resale made of either new or secondhand material.
- 13 Sec. 8. As used in this chapter, "new" means an article of bedding or filling material that has not
14 been previously used for any purpose. Manufacturing processes may not be considered a prior use.
- 15 Sec. 9. As used in this chapter, "renovate" means to restore to former condition or to place in
16 a good state of repair.
- 17 Sec. 10. As used in this chapter, "secondhand" means any article of bedding or material or part
18 of bedding or material of which prior use of any kind has been made. An article of bedding must
19 be considered secondhand if the article contains any secondhand material in whole or in part.
- 20 Sec. 11. As used in this chapter, "sell", or a variation of "sell", includes any of the following, or
21 any combination of the following:
- 22 (1) Sell.
23 (2) Offer.
24 (3) Expose for sale.
25 (4) Barter.
26 (5) Trade.
27 (6) Lend.
28 (7) Deliver.
29 (8) Give away.
30 (9) Rent.
31 (10) Consign.
32 (11) Lease.
33 (12) Possess with intent to sell.
34 (13) Dispose of in any other commercial manner.
- 35 Sec. 12. As used in this chapter, "supply dealer" means any person manufacturing, processing,
36 or selling at wholesale any felt batting, pads, or loose material in bags or containers, concealed or
37 not concealed, to be used in articles of bedding.
- 38 Sec. 13. (a) As used in this chapter, "wholesaler" means a person located outside Indiana who,
39 on the person's own account, sells or distributes an article of bedding or filling material to another
40 for the purpose of resale.
- 41 (b) The term does not include an affiliate or a subsidiary:
42 (1) if the ownership and name are identical; and
43 (2) that is the exclusive sales outlet of a manufacturer.
- 44 Sec. 14. (a) The secretary of state's office shall administer this chapter. The secretary of state's
45 office may:
46 (1) adopt rules under IC 4-22-2 to administer this chapter;
47 (2) employ persons as necessary under IC 4-15-2.2;



- 1 (3) make expenditures;
2 (4) require reports and records;
3 (5) make investigations; and
4 (6) take other action;

5 as the secretary of state's office considers necessary or suitable for the proper administration of this
6 chapter.

7 (b) The secretary of state's office may authorize persons to do any act that may be done by the
8 secretary of state's office.

9 Sec. 15. (a) The secretary of state's office may take possession of an article of bedding or filling
10 material made or offered for sale for inspection and may open the article of bedding to examine the
11 contents.

12 (b) The secretary of state's office may also inspect the purchase records of the owner of the
13 articles of bedding to determine the kinds of materials used.

14 Sec. 16. (a) If an article of bedding does not meet the requirements of this chapter, the secretary
15 of state's office shall do the following:

- 16 (1) Prohibit the sale of the article.
17 (2) Affix to each article of bedding a label designed and prescribed by the secretary of state's
18 office.

19 (b) The article of bedding may not be sold without the written consent of the secretary of state's
20 office. The label may not be removed except by an agent of the secretary of state's office.

21 Sec. 17. A location where:

- 22 (1) an article of bedding covered by this chapter is made, remade, or renovated;
23 (2) material for the article of bedding is manufactured, prepared, or stored;
24 (3) the article of bedding is offered for sale or is possessed with intention to sell; or
25 (4) sterilization or disinfection is performed;

26 is subject to periodic inspection by the secretary of state's office for the purpose of administering
27 or enforcing this chapter.

28 Sec. 18. It is unlawful for any person to interfere with any inspection under this chapter.

29 Sec. 19. A person engaged in:

- 30 (1) the manufacturing, remaking, or renovating of an article of bedding; or
31 (2) processing or selling felt, batting, pads, or loose material to be used in articles of bedding
32 covered by this chapter;

33 may not use any secondhand material, new or secondhand feathers, down, or any material that
34 comes from an animal unless the secondhand material, feathers, down, or other material has been
35 thoroughly sterilized or disinfected by a process approved by the secretary of state's office.

36 Sec. 20. A person may not sell:

- 37 (1) an article of bedding covered by this chapter that is made, remade, or renovated in
38 violation of this chapter; or
39 (2) a secondhand article of bedding or filling material covered by this chapter unless, since the
40 article's last use, the article has been sterilized or disinfected by a process approved by the
41 secretary of state's office.

42 Sec. 21. (a) A person desiring to secure approval of the process by which the articles of bedding
43 or filling materials are sterilized or disinfected, in accordance with sections 19 and 20 of this
44 chapter, shall submit to the secretary of state's office a plan of the apparatus and the process
45 intended to be used for such sterilization or disinfection.

46 (b) After the secretary of state's office inspects and approves the process and equipment to be
47 used, the secretary of state's office shall issue a numbered permit for use.



1 (c) A sterilization or disinfection permit issued under subsection (b) must be conspicuously
2 posted on the premises near the sterilizer.

3 (d) A person holding a sterilization or disinfection permit shall keep an accurate written record
4 of all articles of materials that are sterilized or disinfected, including the following:

5 (1) The date the sterilization or disinfection was performed.

6 (2) In the case of articles of bedding, the name and address of the buyer or owner of the
7 articles.

8 This record shall be available for examination at any time by the secretary of state's office.

9 (e) An application for a permit for the approval of a sterilization or disinfection process and
10 equipment located outside Indiana may be approved only after the secretary of state's office
11 conducts a personal inspection of that process and equipment, unless the other state has an
12 inspection service that is acceptable to the secretary of state's office. The applicant shall pay the
13 expenses for an inspection outside Indiana.

14 (f) The secretary of state's office shall revoke the sterilization or disinfection permit of a person
15 who, after fair hearing or opportunity to be heard by the secretary of state's office, is found to be
16 in noncompliance with the sterilization or disinfection provisions of this chapter. The secretary of
17 state's office may not issue a new permit to the person until the person does the following:

18 (1) Satisfies the secretary of state's office that the person will comply with this chapter and the
19 rules adopted under this chapter.

20 (2) Posts a five hundred dollar (\$500) bond in favor of the secretary of state's office to
21 guarantee compliance.

22 (g) This chapter does not prevent a person engaged in the making, remaking, renovation, or sale
23 of an article of bedding or material that requires sterilization or disinfection under this chapter
24 from having the sterilization or disinfecting performed by a person who has a valid permit for the
25 purposes if the number of the permit appears on the tag attached to each article of bedding or
26 filling material as described in section 22 of this chapter.

27 Sec. 22. (a) Each new article of bedding governed by this chapter must have securely attached
28 to the article a substantial white cloth tag that meets the following conditions:

29 (1) Is visible on the outside covering, with the visible part being not less than six (6) square
30 inches in size.

31 (2) Will not flake when abraded.

32 (3) Upon which is indelibly stamped or printed in the English language a statement of the
33 following:

34 (A) Describing the kind of materials used in filling the article of bedding.

35 (B) Stating that the materials are new.

36 (C) Disclosing the name and address of the manufacturer, distributor, or vendor.

37 (D) For articles of bedding made of feather, down, or material that comes from an animal,
38 the number of the permit issued to the processor who sterilized or disinfected the materials.

39 (E) For articles of bedding containing mixtures of material from animal or fowl, the
40 percentage by weight of each kind of material contained in the article of bedding.

41 (b) Each article of bedding containing secondhand material, in whole or in part, must have
42 securely attached to the article a similar tag of yellow cloth upon which is stamped or printed in the
43 same manner as required in subsection (a) a statement of the following:

44 (1) Describing the kind of materials used in filling the article of bedding.

45 (2) Stating that the article of bedding or materials in the bedding are secondhand.

46 (3) Disclosing the number of the permit issued to the processor who sterilized or disinfected
47 the article of bedding or materials in the bedding.



1 (c) A shipment or delivery, however contained, of material used for filling articles of bedding
2 must have conspicuously attached to the material a tag upon which is stamped or printed, as
3 required in this section, a statement of the following:

4 (1) Describing the kind of material.

5 (2) Stating whether the material is new or secondhand.

6 (3) Disclosing the name and address of the manufacturer, distributor, or vendor.

7 (4) For secondhand material or material from animal or fowl, disclosing the permit number
8 of the processor who sterilized or disinfected the material.

9 (d) The terms used on the tag to describe filling materials must be restricted to those defined in
10 the rules adopted under this chapter. A trade or substitute term may not be used, and no additional
11 information may be contained in the statement. The description of the filling material and the
12 statement of whether new or secondhand must be in plain type not less than one-eighth (1/8) inch
13 in height.

14 Sec. 23. A person may not:

15 (1) use a false or misleading statement, term, or designation on a bedding label; or

16 (2) remove, deface, or alter or attempt to remove, deface, or alter the label or the statement
17 of filling materials that appears on the label.

18 Sec. 24. The possession of an article of bedding or filling material by a maker, remaker, or dealer
19 in the course of business is presumptive evidence of intent to sell.

20 Sec. 25. A person who receives an article of bedding governed by this chapter for renovation
21 shall attach, at the time received, a red tag on which the date of receipt and the name and address
22 of the owner are legibly written.

23 Sec. 26. Filling material that is used in the manufacture of bedding governed by this chapter
24 must be free from extraneous foreign matter, dirt, or trash.

25 Sec. 27. The premises, delivery equipment, machinery, appliances, and devices of:

26 (1) bedding manufacturers;

27 (2) supply dealers;

28 (3) renovators;

29 (4) sterilizers or disinfectors; and

30 (5) retailers;

31 must at all times be kept free from refuse, dirt contaminations, insects, and vermin.

32 Sec. 28. (a) A person who:

33 (1) knowingly makes a false statement, misrepresentation, or report to the secretary of state's
34 office; or

35 (2) knowingly fails to disclose a material fact to avoid liability under this chapter;
36 commits a Class B misdemeanor.

37 (b) A person who knowingly violates or fails to comply with this chapter commits a Class B
38 misdemeanor.

39 Sec. 29. All proceedings for the enforcement of this chapter or to restrain violations of this
40 chapter shall be in the name of the state.

41 SECTION 207. IC 24-6-3-3, AS AMENDED BY HEA 1013-2023, SECTION 215, IS AMENDED
42 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. The board of commissioners of every
43 county of thirty thousand (30,000) population or more shall, and the board of commissioners of any
44 county of less than thirty thousand (30,000) population may appoint a county inspector of weights and
45 measures. No person shall be appointed as a county inspector of weights and measures in any county
46 unless such person shall have been approved by the division of weights and measures of the ~~Indiana~~
47 ~~department of health~~, **secretary of state's office**, and no county inspector of weights and measures in any



1 county shall be removed by the board of commissioners without the approval and consent of the division
2 of weights and measures. The compensation of a county inspector of weights and measures shall be
3 determined by the board and paid out of the county treasury. It shall not be obligatory upon the board of
4 county commissioners of such counties containing a city or cities which are already provided with an
5 inspector of weights and measures or city sealers to make such appointments. The board shall provide the
6 necessary apparatus and supplies for the said inspector of weights and measures and the county councils
7 of such counties shall appropriate such sums of money as are necessary for the salary and maintenance
8 of the office. Two (2) or more adjoining counties, by appropriate action of the boards of commissioners
9 of such counties, may form an inspection district and provide by mutual agreement for the appointment
10 of a district inspector of weights and measures. The compensation of such inspector shall be apportioned
11 among the counties forming the district in proportion to the population thereof.

12 SECTION 208. IC 24-6-3-4, AS AMENDED BY HEA 1013-2023, SECTION 216, IS AMENDED
13 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 4. (a) The legislative body of a city having
14 a population of at least twenty thousand (20,000) may provide for the appointment by the board of public
15 safety of an inspector of weights and measures and provide for the inspector's compensation and for the
16 necessary apparatus and expenses to be paid out of the city treasury. The inspector of weights and
17 measures shall serve continuously during good behavior under the provisions of IC 36-8-3-4 governing
18 the fire and police force. The inspector of weights and measures shall not be removed for any political
19 reason and only for good and sufficient cause after an opportunity for hearing is given by the board of
20 public safety. However, this subsection does not affect the power of the division of weights and measures
21 of the ~~Indiana department of health~~ **secretary of state's office** to discharge county or city inspectors of
22 weights and measures under section 6 of this chapter.

23 (b) A person may not be appointed as a city inspector of weights and measures unless the person is
24 approved by the division of weights and measures. A city inspector of weights and measures may not be
25 removed without the approval and consent of the division of weights and measures.

26 (c) The same person may be employed as a city and county inspector of weights and measures. If the
27 same person is so employed, the compensation and expenses of the inspector shall be divided between
28 the city and county, as agreed upon under IC 36-1-7.

29 (d) If a city having a population of at least twenty thousand (20,000) does not provide for the
30 appointment of an inspector of weights and measures, the executive of the county containing the city shall
31 require the county inspector of weights and measures to perform those duties for that city.

32 SECTION 209. IC 24-6-3-6, AS AMENDED BY HEA 1013-2023, SECTION 217, IS AMENDED
33 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 6. Only those persons shall be eligible to
34 appointment to the position of county or city inspectors of weights and measures who on March 9, 1925,
35 are county or city sealers or inspectors of weights and measures or who have passed an examination which
36 shall be given by the division of weights and measures of the ~~Indiana department of health~~ **secretary of**
37 **state's office** to test the ability of the person so examined to perform satisfactorily the duties of a county
38 or city inspector of weights and measures. If it is evident to the division of weights and measures that any
39 county or city inspector of weights and measures is not properly and faithfully performing the duties of
40 the office, the division of weights and measures shall have power to discharge such county or city
41 inspector of weights and measures. Such removal, however, shall not be made until five (5) days' notice
42 of the charge or charges shall have been mailed to him by the division, naming a time and place for a
43 hearing not less than two (2) weeks later than the time of mailing such notice to the county or city
44 inspector of weights and measures; provided, however, that any county or city inspector of weights and
45 measures so removed by the division of weights and measures shall have the right to appeal from the
46 action of the division to the circuit or superior court of the county in which such county or city inspector
47 of weights and measures resides, and during the pendency of such appeal, such county or city inspector



1 of weights and measures may serve in the inspector's official capacity. Any county or city inspector of
2 weights and measures discharged as provided in this section shall be ineligible to hold the position of
3 county or city inspector of weights and measures for four (4) years, and the vacancy shall be filled by the
4 proper authorities as provided in this chapter.

5 SECTION 210. IC 24-6-3-11, AS AMENDED BY HEA 1013-2023, SECTION 218, IS AMENDED
6 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 11. No person, firm, limited liability
7 company, or corporation shall use or retain in the person's, firm's, company's, or corporation's possession
8 any false scales, weights, or measures or measuring device or any weight or measure or weighing or
9 measuring device in the buying or selling of any commodity or thing or in calculating or measuring
10 service, or dispose of any condemned scales, weights, measures, or weighing or measuring device, except
11 in accordance with such rules, specifications, and tolerances as may be adopted by the division of weights
12 and measures of the ~~Indiana department of health~~ **secretary of state's office**, as provided in section 2 of
13 this chapter, or remove any tag, stamp, or mark placed thereon by the inspector; and no person, firm,
14 limited liability company, or corporation shall sell or offer or expose for sale or deliver less than the
15 quantity the person, firm, limited liability company, or corporation represents, or sell, offer for sale, or
16 have in the person's, firm's, limited liability company's, or corporation's possession for the purpose of
17 selling any false scales, weight, or measure, or any device or instrument to be used or calculated to falsify
18 any weight or measure.

19 SECTION 211. IC 24-6-3-16 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]:
20 Sec. 16. (a) The ~~state department~~ **secretary of state's office** may adopt emergency rules under
21 IC 4-22-2-37.1 to establish standards for weights and measures to be used by the ~~state department~~
22 **secretary of state's office**. A standard adopted under this section must be the same as or at least as
23 effective as the standards adopted by the National Conference on Weights and Measures, including
24 amendments to those standards in effect on June 30, 1993, and found in:

25 (1) Handbook 44: Specification, Tolerances, and Other Technical Requirements for Weighing and
26 Measuring Devices;

27 (2) Handbook 130: Chapter A, Uniform Packaging and Labeling Regulation;

28 (3) Handbook 130: Chapter B, Uniform Regulation for the Method of Sale of Commodities, except
29 for Section 2.20; and

30 (4) Handbook 133: Checking the Net Contents of Packaged Goods;

31 all published by the National Institute of Standards and Technology.

32 (b) The ~~state department~~ **secretary of state's office** may determine when an amendment to federal
33 standards described in subsection (a) has been adopted. If the ~~state department~~ **secretary of state's office**
34 determines that an amendment to the federal standards has been adopted, the ~~state department~~ **secretary**
35 **of state's office** may adopt emergency rules under IC 4-22-2-37.1 to amend the rules adopted by the ~~state~~
36 ~~department~~ **secretary of state's office** under subsection (a). An emergency rule adopted under this
37 subsection must provide a standard that is:

38 (1) the same as; or

39 (2) at least as effective as;

40 the amendment to the federal standards for weights and measures. An emergency rule adopted under this
41 subsection must take effect not later than sixty (60) days after the date of publication of the amendment
42 to the federal standards.

43 SECTION 212. IC 24-6-3-17 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]:
44 Sec. 17. The ~~state department~~ **secretary of state's office** may not adopt rules requiring the posting of
45 notices concerning oxygenates on or near engine fuel dispensers located at retail service stations.

46 SECTION 213. IC 24-6-5-12, AS AMENDED BY HEA 1013-2023, SECTION 219, IS AMENDED
47 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 12. It shall be the duty of the division of



1 weights and measures of the ~~Indiana department of health~~ **secretary of state's office** to enforce all the
2 provisions of this chapter, and it shall prescribe such rules as it may find necessary for carrying into effect
3 the provisions of this chapter, and shall cause such examinations and tests to be made as may be necessary
4 in order to determine whether hampers, round stave baskets, splint baskets, climax baskets, and baskets
5 or containers for berries or other small fruits and vegetables, or parts thereof, subject to this chapter, meet
6 its requirements. For this purpose, the authorized officers and agents of the division of weights and
7 measures may visit factories, stock rooms, and other places of business where such hampers, baskets, and
8 containers, or parts thereof, are manufactured or held for sale or shipment, or offered for sale, and may
9 enter cars, vessels, other vehicles, and places under the control of carriers engaged in the transportation
10 of such hampers, baskets, and containers, or parts thereof, and may take samples of such hampers,
11 baskets, and boxes, or parts thereof or, upon written request from the division of weights and measures
12 or its authorized agents. Any manufacturers, shippers, carriers, or holders of such hampers, baskets, and
13 containers or parts thereof shall furnish samples of such hampers, baskets, and containers, or parts thereof,
14 as are required for the purpose of inspection as in this chapter provided.

15 SECTION 214. IC 24-6-5-13, AS AMENDED BY HEA 1013-2023, SECTION 220, IS AMENDED
16 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 13. For carrying out the purpose of this
17 chapter, the division of weights and measures of the ~~Indiana department of health~~ **secretary of state's**
18 **office** is authorized to cooperate with state, county, and municipal authorities, manufacturers, dealers, and
19 shippers.

20 SECTION 215. IC 24-6-6-9, AS AMENDED BY HEA 1013-2023, SECTION 221, IS AMENDED
21 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 9. The ~~Indiana department of health,~~
22 **secretary of state's office**, its division of weights and measures, food inspectors, sealers of weights and
23 measures, and agents are hereby charged with the enforcement of the provisions of this chapter. It shall
24 be the duty of every prosecuting attorney to whom the ~~Indiana department of health~~ **secretary of state's**
25 **office** or any of its agents shall report any violation of the provisions of this chapter to cause proceedings
26 to be commenced against the person or persons so violating the provisions of this chapter and to prosecute
27 the same to final termination.

28 SECTION 216. IC 25-38.1-2-19, AS AMENDED BY P.L.48-2022, SECTION 24, IS AMENDED TO
29 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 19. (a) The board shall establish by rule under
30 IC 25-1-8 fees sufficient to implement this article, including fees for examining and licensing
31 veterinarians and for examining and registering veterinary technicians.

32 (b) In addition to the fee to issue or renew a license, registration, or permit, the board may, **after prior**
33 **budget committee review**, establish a fee of not more than ten dollars (\$10) per year for a person who
34 holds a license or special permit as a veterinarian or a registration or special permit as a veterinary
35 technician to provide funds for administering and enforcing the provisions of this article, including
36 investigating and taking action against persons who violate this article. All funds collected under this
37 subsection shall be deposited in the veterinary medicine fund established by section 25 of this chapter.

38 (c) The fees established under this section shall be charged and collected by the state board.

39 SECTION 217. IC 31-25-2-7, AS AMENDED BY P.L.104-2015, SECTION 15, IS AMENDED TO
40 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 7. (a) The department is responsible for the
41 following:

- 42 (1) Providing child protection services under this article.
- 43 (2) Providing and administering child abuse and neglect prevention services.
- 44 (3) Providing and administering child services.
- 45 (4) Providing and administering family services.
- 46 (5) Providing family preservation services under IC 31-26-5.
- 47 (6) Regulating and licensing the following under IC 31-27:



- 1 (A) Child caring institutions.
 2 (B) Foster family homes.
 3 (C) Group homes.
 4 (D) Child placing agencies.
 5 (7) Administering the state's plan for the administration of Title IV-D of the federal Social Security
 6 Act (42 U.S.C. 651 et seq.).
 7 (8) Administering foster care services.
 8 (9) Administering successful adulthood services (as described in 42 U.S.C. 677 et seq.).
 9 (10) Administering adoption and guardianship services.
 10 (11) Certifying and providing grants to the youth services bureaus under IC 31-26-1.
 11 (12) Administering the project safe program.
 12 (13) Paying for programs and services as provided under IC 31-40.
 13 (14) Obtaining on an annual basis a consumer report, as defined in 42 U.S.C. 1681a(d), for each
 14 child at least fourteen (14) years of age who is in state foster care.
 15 **(15) Creating and implementing a department of child services legal counsel pilot program**
 16 **under section 28 of this chapter.**
 17 (b) This chapter does not authorize or require the department to:
 18 (1) investigate or report on proceedings under IC 31-17-2 relating to a child who is not the subject
 19 of an open child in need of services case under IC 31-34; or
 20 (2) otherwise monitor child custody or visitation in dissolution of marriage proceedings.
 21 (c) This chapter does not authorize or require the department to:
 22 (1) conduct home studies; or
 23 (2) otherwise participate in guardianship proceedings under IC 29-3;
 24 other than those over which the juvenile court has jurisdiction under IC 29-3-2-1(c) or IC 31-30-1-1(10).
 25 SECTION 218. IC 31-25-2-28 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
 26 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 28. (a) As used in this chapter, "applicable**
 27 **region" means the following service regions of the department:**
 28 (1) **Region four (4) consisting of LaGrange County, Steuben County, Noble County, Whitley**
 29 **County, DeKalb County, and Allen County.**
 30 (2) **Region ten (10) consisting of Marion County.**
 31 (b) **As used in this chapter, "pilot program" means the department of child services legal counsel**
 32 **pilot program created under subsection (d).**
 33 (c) **Beginning after December 31, 2023, the department shall not employ staff-attorneys within**
 34 **the department to perform legal services and provide representation in child in need of services**
 35 **cases under IC 31-34, delinquency cases under IC 31-37, or similar legal matters in the applicable**
 36 **regions described in subsection (a).**
 37 (d) **The department shall create a department of child services legal counsel pilot program and**
 38 **implement the pilot program beginning January 1, 2024. Under the pilot program, the department**
 39 **shall contract with private attorneys to perform legal services and provide representation in child**
 40 **in need of services cases under IC 31-34, delinquency cases under IC 31-37, and similar legal**
 41 **matters in the applicable regions described in subsection (a). The department shall request**
 42 **proposals from private attorneys wishing to provide services under this section.**
 43 (e) **On or before October 1, 2024, and on or before October 1 of each year thereafter, the**
 44 **department shall prepare and submit a report to the budget committee on the pilot program, which**
 45 **must include the following measures:**
 46 (1) **The costs incurred to provide services under the pilot program in the current year**
 47 **compared to the costs incurred to provide those services in the prior year.**



- 1 **(2) The caseload volume in each applicable region.**
- 2 **(3) The average time for termination of parental rights.**
- 3 **(4) The average time for disposition.**

4 SECTION 219. IC 33-24-6-12, AS AMENDED BY P.L.161-2018, SECTION 65, IS AMENDED TO
 5 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 12. (a) The court technology fund is
 6 established to fund court technology. The office of judicial administration shall administer the fund. The
 7 fund consists of the following:

- 8 ~~(1) Deposits made under IC 33-37-9-4.~~
- 9 ~~(2) Other~~ **(1)** Appropriations made by the general assembly.
- 10 ~~(3) (2)~~ **(2)** Grants and gifts designated for the fund or court technology.
- 11 (b) The treasurer of state shall invest the money in the fund not currently needed to meet the
 12 obligations of the fund in the same manner as other public funds may be invested.
- 13 (c) Money in the fund at the end of a state fiscal year does not revert to the state general fund.
- 14 (d) The budget committee may release funds for court technology after the office of judicial
 15 administration certifies in conjunction with the Indiana office of technology, that the court technology is
 16 in compliance with the information sharing and exchange provisions of IC 33-24-6-3(a).

17 SECTION 220. IC 33-24-12-5, AS AMENDED BY P.L.161-2018, SECTION 68, IS AMENDED TO
 18 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. (a) The civil legal aid fund is established
 19 to provide additional revenue for legal services providers.

- 20 (b) The fund is administered by the office of judicial administration.
- 21 **(c) The expenses of administering the fund shall be paid from money in the fund.**

22 SECTION 221. IC 33-24-12-6, AS AMENDED BY P.L.161-2018, SECTION 69, IS AMENDED TO
 23 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 6. (a) The office of judicial administration shall
 24 annually determine the amount to be distributed from the fund to each county's legal services provider
 25 under the following formula:

- 26 STEP ONE: Determine the number of civil cases filed in the county during the year as reported by
 27 the most recent Indiana Judicial Report.
- 28 STEP TWO: Determine the number of civil cases filed in Indiana during the year as reported by the
 29 most recent Indiana Judicial Report.
- 30 STEP THREE: Divide the amount determined in STEP ONE by the amount determined in STEP
 31 TWO.
- 32 STEP FOUR: Multiply the quotient determined in STEP THREE by ~~the annual amount appropriated~~
 33 ~~under section 7 of this chapter or by the annual amount of the appropriation from the state general~~
 34 ~~fund as provided in the state budget act. whichever is greater.~~

35 Except as provided in subsection (b), the product determined in STEP FOUR is the amount to be
 36 distributed to the legal services provider or providers having the county in its service area.

- 37 (b) In a county where there is more than one (1) legal services provider, the amount distributed from
 38 the fund for that county shall be distributed among the legal services providers in direct proportion to the
 39 number of legal services providers in that county.
- 40 (c) Distributions from the fund shall be made on January 1 and July 1 of each year. Money in the fund
 41 is annually appropriated to carry out the purposes of the fund.

42 SECTION 222. IC 33-24-12-7 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 7. There is~~
 43 ~~appropriated on June 30 and December 31 of each year five hundred thousand dollars (\$500,000) from~~
 44 ~~the state general fund for deposit into the fund:~~

45 SECTION 223. IC 33-24-13-7 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 7. During every state~~
 46 ~~fiscal year, there is appropriated from the state general fund to the supreme court six hundred twenty-five~~
 47 ~~thousand dollars (\$625,000) to be used for the Indiana conference for legal education opportunity~~



1 established by this chapter.

2 SECTION 224. IC 33-34-8-3, AS AMENDED BY P.L.174-2022, SECTION 60, IS AMENDED TO
3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. (a) Payment for all costs made as a result
4 of proceedings in a small claims court shall be to the _____ Township of Marion County Small Claims
5 Court (with the name of the township inserted). The court shall issue a receipt for all money received on
6 a form numbered serially in duplicate.

7 (b) This subsection applies only to a low caseload court (as defined in section 5 of this chapter). All
8 township docket fees and late fees received by the court shall be paid to the township trustee at the close
9 of each month.

10 (c) This subsection does not apply to a low caseload court. This subsection applies to all other
11 township small claims courts in Marion County. One dollar and fifty cents (\$1.50) of the township docket
12 fee shall be paid to the township trustee of each low caseload court at the end of each month. The
13 remaining township docket fees and late fees received by the court shall be paid to the township trustee
14 at the close of each month.

15 (d) The court shall:

16 (1) semiannually distribute to the auditor of state:

17 (A) all automated record keeping fees (IC 33-37-5-21) received by the court for deposit in the
18 homeowner protection unit account established by IC 4-6-12-9 and the state user fee fund
19 established under IC 33-37-9;

20 (B) all public defense administration fees collected by the court under IC 33-37-5-21.2 for
21 deposit in the state general fund;

22 (C) sixty percent (60%) of all court administration fees collected by the court under
23 IC 33-37-5-27 for deposit in the state general fund;

24 (D) all judicial insurance adjustment fees collected by the court under IC 33-37-5-25 for deposit
25 in the state general fund;

26 (E) seventy-five percent (75%) of all judicial salaries fees collected by the court under
27 IC 33-37-5-26 for deposit in the state general fund; and

28 (F) one hundred percent (100%) of the pro bono legal services fees collected before July 1, 2025,
29 by the court under IC 33-37-5-31 **for deposit in the pro bono legal services fund established**
30 **by IC 33-37-5-34;** and

31 (2) distribute monthly to the county auditor all document storage fees received by the court.
32 The remaining twenty-five percent (25%) of the judicial salaries fees described in subdivision (1)(E) shall
33 be deposited monthly in the township general fund of the township in which the court is located. The
34 county auditor shall deposit fees distributed under subdivision (2) into the clerk's record perpetuation fund
35 under IC 33-37-5-2.

36 (e) The court semiannually shall pay to the township trustee of the township in which the court is
37 located the remaining forty percent (40%) of the court administration fees described under subsection
38 (d)(1)(C) to fund the operations of the small claims court in the trustee's township.

39 SECTION 225. IC 33-37-5-34 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
40 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 34. (a) The pro bono legal services fund is**
41 **established. The auditor of state shall administer the fund.**

42 **(b) The fund consists of distributions of pro bono legal services fees under:**

43 **(1) IC 33-34-8-3(d)(1)(F);**

44 **(2) IC 33-37-7-2(l); or**

45 **(3) IC 33-37-7-8(i).**

46 **(c) The auditor of state shall transfer semiannually the pro bono legal services fees in the fund**
47 **to the Indiana Bar Foundation (or a successor entity) as the entity designated to organize and**



1 administer the interest on lawyers trust accounts (IOLTA) program under Rule 1.15 of the Rules
2 of Professional Conduct of the Indiana supreme court. The Indiana Bar Foundation shall:

3 (1) deposit in an appropriate account and otherwise manage the fees the Indiana Bar
4 Foundation receives under this subsection in the same manner the Indiana Bar Foundation
5 deposits and manages the net earnings the Indiana Bar Foundation receives from IOLTA
6 accounts; and

7 (2) use the fees the Indiana Bar Foundation receives under this subsection to assist or establish
8 approved pro bono legal services programs.

9 The handling and expenditure of the pro bono legal services fees received under this section by the
10 Indiana Bar Foundation (or its successor entity) are subject to audit by the state board of accounts.

11 (d) Money in the fund and any interest that accrues to the fund remain in the fund and do not
12 revert to the state general fund.

13 (e) Money in the fund is continuously appropriated to carry out the transfers required under
14 subsection (c).

15 SECTION 226. IC 33-37-7-2, AS AMENDED BY P.L.174-2022, SECTION 65, IS AMENDED TO
16 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. (a) The clerk of a circuit court shall
17 distribute semiannually to the auditor of state as the state share for deposit in the homeowner protection
18 unit account established by IC 4-6-12-9 one hundred percent (100%) of the automated record keeping fees
19 collected under IC 33-37-5-21 with respect to actions resulting in the accused person entering into a
20 pretrial diversion program agreement under IC 33-39-1-8 or a deferral program agreement under
21 IC 34-28-5-1 and for deposit in the state general fund seventy percent (70%) of the amount of fees
22 collected under the following:

23 (1) IC 33-37-4-1(a) (criminal costs fees).

24 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).

25 (3) IC 33-37-4-3(a) (juvenile costs fees).

26 (4) IC 33-37-4-4(a) (civil costs fees).

27 (5) IC 33-37-4-6(a)(1)(A) (small claims costs fees).

28 (6) IC 33-37-4-7(a) (probate costs fees).

29 (7) IC 33-37-5-17 (deferred prosecution fees).

30 (b) The clerk of a circuit court shall distribute semiannually to the auditor of state for deposit in the
31 state user fee fund established in IC 33-37-9-2 the following:

32 (1) Twenty-five percent (25%) of the drug abuse, prosecution, interdiction, and correction fees
33 collected under IC 33-37-4-1(b)(5).

34 (2) Twenty-five percent (25%) of the alcohol and drug countermeasures fees collected under
35 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

36 (3) One hundred percent (100%) of the child abuse prevention fees collected under
37 IC 33-37-4-1(b)(7).

38 (4) One hundred percent (100%) of the domestic violence prevention and treatment fees collected
39 under IC 33-37-4-1(b)(8).

40 (5) One hundred percent (100%) of the highway worksite zone fees collected under
41 IC 33-37-4-1(b)(9) and IC 33-37-4-2(b)(5).

42 (6) Seventy-five percent (75%) of the safe schools fee collected under IC 33-37-5-18.

43 (7) One hundred percent (100%) of the automated record keeping fee collected under IC 33-37-5-21
44 not distributed under subsection (a).

45 (c) The clerk of a circuit court shall distribute monthly to the county auditor the following:

46 (1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and correction fees
47 collected under IC 33-37-4-1(b)(5).



1 (2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under
2 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

3 The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug free
4 community fund established under IC 5-2-11.

5 (d) The clerk of a circuit court shall distribute monthly to the county auditor one hundred percent
6 (100%) of the late payment fees collected under IC 33-37-5-22. The county auditor shall deposit fees
7 distributed by a clerk under this subsection as follows:

8 (1) If directed to do so by an ordinance adopted by the county fiscal body, the county auditor shall
9 deposit forty percent (40%) of the fees in the clerk's record perpetuation fund established under
10 IC 33-37-5-2 and sixty percent (60%) of the fees in the county general fund.

11 (2) If the county fiscal body has not adopted an ordinance described in subdivision (1), the county
12 auditor shall deposit all the fees in the county general fund.

13 (e) The clerk of the circuit court shall distribute semiannually to the auditor of state for deposit in the
14 sexual assault victims assistance fund established by IC 5-2-6-23(d) one hundred percent (100%) of the
15 sexual assault victims assistance fees collected under IC 33-37-5-23.

16 (f) The clerk of a circuit court shall distribute monthly to the county auditor the following:

17 (1) One hundred percent (100%) of the support and maintenance fees for cases designated as
18 non-Title IV-D child support cases in the Indiana support enforcement tracking system (ISETS) or
19 the successor statewide automated support enforcement system collected under IC 33-37-5-6.

20 (2) The percentage share of the support and maintenance fees for cases designated as Title IV-D
21 child support cases in ISETS or the successor statewide automated support enforcement system
22 collected under IC 33-37-5-6 that is reimbursable to the county at the federal financial participation
23 rate.

24 The county clerk shall distribute monthly to the department of child services the percentage share of the
25 support and maintenance fees for cases designated as Title IV-D child support cases in ISETS, or the
26 successor statewide automated support enforcement system, collected under IC 33-37-5-6 that is not
27 reimbursable to the county at the applicable federal financial participation rate.

28 (g) The clerk of a circuit court shall distribute monthly to the county auditor the following:

29 (1) One hundred percent (100%) of the small claims service fee under IC 33-37-4-6(a)(1)(B) or
30 IC 33-37-4-6(a)(2) for deposit in the county general fund.

31 (2) One hundred percent (100%) of the small claims garnishee service fee under
32 IC 33-37-4-6(a)(1)(C) or IC 33-37-4-6(a)(3) for deposit in the county general fund.

33 (3) Twenty-five percent (25%) of the safe schools fee collected under IC 33-37-5-18 for deposit in
34 the county general fund.

35 (h) This subsection does not apply to court administration fees collected in small claims actions filed
36 in a court described in IC 33-34. The clerk of a circuit court shall semiannually distribute to the auditor
37 of state for deposit in the state general fund one hundred percent (100%) of the following:

38 (1) The public defense administration fee collected under IC 33-37-5-21.2.

39 (2) The judicial salaries fees collected under IC 33-37-5-26.

40 (3) The DNA sample processing fees collected under IC 33-37-5-26.2.

41 (4) The court administration fees collected under IC 33-37-5-27.

42 (5) The judicial insurance adjustment fee collected under IC 33-37-5-25.

43 (i) The proceeds of the service fee collected under IC 33-37-5-28(b)(1) or IC 33-37-5-28(b)(2) shall
44 be distributed as follows:

45 (1) The clerk shall distribute one hundred percent (100%) of the service fees collected in a circuit,
46 superior, county, or probate court to the county auditor for deposit in the county general fund.

47 (2) The clerk shall distribute one hundred percent (100%) of the service fees collected in a city or



1 town court to the city or town fiscal officer for deposit in the city or town general fund.

2 (j) The proceeds of the garnishee service fee collected under IC 33-37-5-28(b)(3) or
3 IC 33-37-5-28(b)(4) shall be distributed as follows:

4 (1) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected in
5 a circuit, superior, county, or probate court to the county auditor for deposit in the county general
6 fund.

7 (2) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected in
8 a city or town court to the city or town fiscal officer for deposit in the city or town general fund.

9 (k) The clerk of the circuit court shall distribute semiannually to the auditor of state for deposit in the
10 home ownership education account established by IC 5-20-1-27 one hundred percent (100%) of the
11 following:

12 (1) The mortgage foreclosure counseling and education fees collected under IC 33-37-5-33 (before
13 its expiration on July 1, 2017).

14 (2) Any civil penalties imposed and collected by a court for a violation of a court order in a
15 foreclosure action under IC 32-30-10.5.

16 (l) The clerk of a circuit court shall distribute semiannually to the auditor of state **for deposit in the**
17 **pro bono legal services fund established by IC 33-37-5-34** one hundred percent (100%) of the pro bono
18 legal services fees collected before July 1, 2025, under IC 33-37-5-31. ~~The auditor of state shall transfer~~
19 ~~semiannually the pro bono legal services fees to the Indiana Bar Foundation (or a successor entity) as the~~
20 ~~entity designated to organize and administer the interest on lawyers trust accounts (IOLTA) program~~
21 ~~under Rule 4-15 of the Rules of Professional Conduct of the Indiana supreme court. The Indiana Bar~~
22 ~~Foundation shall:~~

23 ~~(1) deposit in an appropriate account and otherwise manage the fees the Indiana Bar Foundation~~
24 ~~receives under this subsection in the same manner the Indiana Bar Foundation deposits and manages~~
25 ~~the net earnings the Indiana Bar Foundation receives from IOLTA accounts; and~~

26 ~~(2) use the fees the Indiana Bar Foundation receives under this subsection to assist or establish~~
27 ~~approved pro bono legal services programs.~~

28 ~~The handling and expenditure of the pro bono legal services fees received under this section by the~~
29 ~~Indiana Bar Foundation (or its successor entity) are subject to audit by the state board of accounts. The~~
30 ~~amounts necessary to make the transfers required by this subsection are appropriated from the state~~
31 ~~general fund.~~

32 SECTION 227. IC 33-37-7-8, AS AMENDED BY P.L.174-2022, SECTION 66, IS AMENDED TO
33 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 8. (a) The clerk of a city or town court shall
34 distribute semiannually to the auditor of state as the state share for deposit in the homeowner protection
35 unit account established by IC 4-6-12-9 one hundred percent (100%) of the automated record keeping fees
36 collected under IC 33-37-5-21 with respect to actions resulting in the accused person entering into a
37 pretrial diversion program agreement under IC 33-39-1-8 or a deferral program agreement under
38 IC 34-28-5-1 and for deposit in the state general fund fifty-five percent (55%) of the amount of fees
39 collected under the following:

40 (1) IC 33-37-4-1(a) (criminal costs fees).

41 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).

42 (3) IC 33-37-4-4(a) (civil costs fees).

43 (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).

44 (5) IC 33-37-5-17 (deferred prosecution fees).

45 (b) The city or town fiscal officer shall distribute monthly to the county auditor as the county share
46 twenty percent (20%) of the amount of fees collected under the following:

47 (1) IC 33-37-4-1(a) (criminal costs fees).



- 1 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
 2 (3) IC 33-37-4-4(a) (civil costs fees).
 3 (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
 4 (5) IC 33-37-5-17 (deferred prosecution fees).
 5 (c) The city or town fiscal officer shall retain twenty-five percent (25%) as the city or town share of
 6 the fees collected under the following:
 7 (1) IC 33-37-4-1(a) (criminal costs fees).
 8 (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
 9 (3) IC 33-37-4-4(a) (civil costs fees).
 10 (4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).
 11 (5) IC 33-37-5-17 (deferred prosecution fees).
 12 (d) The clerk of a city or town court shall distribute semiannually to the auditor of state for deposit in
 13 the state user fee fund established in IC 33-37-9 the following:
 14 (1) Twenty-five percent (25%) of the drug abuse, prosecution, interdiction, and correction fees
 15 collected under IC 33-37-4-1(b)(5).
 16 (2) Twenty-five percent (25%) of the alcohol and drug countermeasures fees collected under
 17 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
 18 (3) One hundred percent (100%) of the highway worksite zone fees collected under
 19 IC 33-37-4-1(b)(9) and IC 33-37-4-2(b)(5).
 20 (4) Seventy-five percent (75%) of the safe schools fee collected under IC 33-37-5-18.
 21 (5) One hundred percent (100%) of the automated record keeping fee collected under IC 33-37-5-21
 22 not distributed under subsection (a).
 23 (e) The clerk of a city or town court shall distribute monthly to the county auditor the following:
 24 (1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and correction fees
 25 collected under IC 33-37-4-1(b)(5).
 26 (2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under
 27 IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).
 28 The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug free
 29 community fund established under IC 5-2-11.
 30 (f) The clerk of a city or town court shall distribute monthly to the city or town fiscal officer (as defined
 31 in IC 36-1-2-7) one hundred percent (100%) of the following:
 32 (1) The late payment fees collected under IC 33-37-5-22.
 33 (2) The small claims service fee collected under IC 33-37-4-6(a)(1)(B) or IC 33-37-4-6(a)(2).
 34 (3) The small claims garnishee service fee collected under IC 33-37-4-6(a)(1)(C) or
 35 IC 33-37-4-6(a)(3).
 36 (4) Twenty-five percent (25%) of the safe schools fee collected under IC 33-37-5-18.
 37 The city or town fiscal officer (as defined in IC 36-1-2-7) shall deposit fees distributed by a clerk under
 38 this subsection in the city or town general fund.
 39 (g) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in
 40 the state general fund one hundred percent (100%) of the following:
 41 (1) The public defense administration fee collected under IC 33-37-5-21.2.
 42 (2) The DNA sample processing fees collected under IC 33-37-5-26.2.
 43 (3) The court administration fees collected under IC 33-37-5-27.
 44 (4) The judicial insurance adjustment fee collected under IC 33-37-5-25.
 45 (h) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in
 46 the state general fund seventy-five percent (75%) of the judicial salaries fee collected under
 47 IC 33-37-5-26. The city or town fiscal officer shall retain twenty-five percent (25%) of the judicial salaries



1 fee collected under IC 33-37-5-26. The funds retained by the city or town shall be prioritized to fund city
2 or town court operations.

3 (i) The clerk of a city or town court shall distribute semiannually to the auditor of state **for deposit in**
4 **the pro bono legal services fund established by IC 33-37-5-34** one hundred percent (100%) of the pro
5 bono legal services fees collected before July 1, 2025, under IC 33-37-5-31. ~~The auditor of state shall~~
6 ~~transfer semiannually the pro bono legal services fees to the Indiana Bar Foundation (or a successor~~
7 ~~entity) as the entity designated to organize and administer the interest on lawyers trust accounts (IOLTA)~~
8 ~~program under Rule 1.15 of the Rules of Professional Conduct of the Indiana supreme court. The Indiana~~
9 ~~Bar Foundation shall:~~

10 (1) ~~deposit in an appropriate account and otherwise manage the fees the Indiana Bar Foundation~~
11 ~~receives under this subsection in the same manner the Indiana Bar Foundation deposits and manages~~
12 ~~the net earnings the Indiana Bar Foundation receives from IOLTA accounts; and~~

13 (2) ~~use the fees the Indiana Bar Foundation receives under this subsection to assist or establish~~
14 ~~approved pro bono legal services programs.~~

15 ~~The handling and expenditure of the pro bono legal services fees received under this section by the~~
16 ~~Indiana Bar Foundation (or its successor entity) are subject to audit by the state board of accounts. The~~
17 ~~amounts necessary to make the transfers required by this subsection are appropriated from the state~~
18 ~~general fund.~~

19 SECTION 228. IC 33-37-9-4, AS AMENDED BY P.L.55-2022, SECTION 4, IS AMENDED TO
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 4. (a) The treasurer of state shall distribute
21 semiannually one million two hundred eighty-eight thousand dollars (\$1,288,000) of the amounts
22 transferred to the state fund under section 3 of this chapter as follows:

23 (1) Fourteen and ninety-eight hundredths percent (14.98%) shall be deposited into the alcohol and
24 drug countermeasures fund established by IC 9-27-2-11.

25 (2) Eight and forty-two hundredths percent (8.42%) shall be deposited into the drug interdiction fund
26 established by IC 10-11-7-1.

27 (3) Four and sixty-eight hundredths percent (4.68%) shall be deposited into the substance abuse
28 prosecution fund established by IC 33-39-8-6.

29 (4) Five and sixty-two hundredths percent (5.62%) shall be deposited into the corrections drug abuse
30 fund established by IC 11-8-2-11.

31 (5) Twenty-two and forty-seven hundredths percent (22.47%) shall be deposited into the state drug
32 free communities fund established by IC 5-2-10-2.

33 (6) Seven and ninety-eight hundredths percent (7.98%) shall be distributed to the Indiana department
34 of transportation for use under IC 8-23-2-15.

35 (7) Twenty and thirty-two hundredths percent (20.32%) shall be deposited in the family violence and
36 victim assistance fund established by IC 5-2-6.8-3.

37 (8) Fifteen and fifty-three hundredths percent (15.53%) shall be deposited in the ~~Indiana safe schools~~
38 ~~fund established by IC 5-2-10-1. **Indiana secured school fund established by IC 10-21-1-2.**~~

39 (b) The treasurer of state shall distribute semiannually the amount remaining after the distributions are
40 made under subsection (a) to the ~~court technology fund established by IC 33-24-6-12. **state general fund.**~~

41 SECTION 229. IC 34-30-2.1-55.8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
42 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 55.8. IC 6-3.1-39.5-13 (Concerning taxpayer**
43 **liability for acts or omissions at an Indiana qualified child care facility).**

44 SECTION 230. IC 35-52-16-74 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 74. IC 16-41-32-30~~
45 ~~defines a crime concerning regulation of lodging facilities and bedding materials.~~

46 SECTION 231. IC 35-52-23-25 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO
47 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 25. IC 23-21-3-28 defines a crime**



1 **concerning regulation of lodging facilities and bedding material.**

2 SECTION 232. IC 36-2-2-4, AS AMENDED BY P.L.105-2022, SECTION 36, IS AMENDED TO
3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 4. (a) This subsection does not apply to the
4 following counties:

5 (1) A county having a population of more than four hundred thousand (400,000) and less than seven
6 hundred thousand (700,000).

7 (2) A county having a population of more than ~~two hundred fifty thousand (250,000)~~ **one hundred**
8 **eighty-five thousand (185,000)** and less than three hundred thousand (300,000).

9 The executive shall divide the county into three (3) districts that are composed of contiguous territory and
10 are reasonably compact. The district boundaries drawn by the executive must not cross precinct boundary
11 lines and must divide townships only when a division is clearly necessary to accomplish redistricting
12 under this section. If necessary, the county auditor shall call a special meeting of the executive to establish
13 or revise districts.

14 (b) This subsection applies to a county having a population of more than four hundred thousand
15 (400,000) and less than seven hundred thousand (700,000). A county redistricting commission shall
16 divide the county into three (3) single-member districts that comply with subsection (d). The commission
17 is composed of:

18 (1) the members of the Indiana election commission;

19 (2) two (2) members of the senate selected by the president pro tempore, one (1) from each political
20 party; and

21 (3) two (2) members of the house of representatives selected by the speaker, one (1) from each
22 political party.

23 The legislative members of the commission have no vote and may act only in an advisory capacity. A
24 majority vote of the voting members is required for the commission to take action. The commission may
25 meet as frequently as necessary to perform its duty under this subsection. The commission's members
26 serve without additional compensation above that provided for them as members of the Indiana election
27 commission, the senate, or the house of representatives.

28 (c) This subsection applies to a county having a population of more than ~~two hundred fifty thousand~~
29 ~~(250,000)~~ **one hundred eighty-five thousand (185,000)** and less than three hundred thousand (300,000)
30 **that opts in to the system of county government described in subsection (d), sections 4.7(c) and**
31 **5(d)(2) of this chapter, IC 36-2-3-2(b), IC 36-2-3-4(c), and IC 36-2-3.5-1(2) by passing a resolution**
32 **by a majority vote of its executive body not later than September 1, 2023. In the event the executive**
33 **body of a county described in this subsection does not opt in by September 1, 2023, the county shall**
34 **be governed by the general provisions of this chapter.** The executive shall divide the county into three
35 (3) single-member districts that comply with subsection (d).

36 (d) Single-member districts established under subsection (b) or (c) must:

37 (1) be compact, subject only to natural boundary lines (such as railroads, major highways, rivers,
38 creeks, parks, and major industrial complexes);

39 (2) contain, as nearly as is possible, equal population; and

40 (3) not cross precinct lines.

41 (e) Except as provided by subsection (f), a division under subsection (a), (b), or (c) shall be made only
42 at times permitted under IC 3-5-10.

43 (f) If the county executive or county redistricting commission determines that a division under
44 subsection (e) is not required, the county executive or county redistricting commission shall adopt an
45 ordinance recertifying that the districts as drawn comply with this section.

46 (g) Each time there is a division under subsection (e) or a recertification under subsection (f), the
47 county executive or county redistricting commission shall file with the circuit court clerk of the county,



1 not later than thirty (30) days after the division or recertification occurs, a map of the district boundaries:

2 (1) adopted under subsection (e); or

3 (2) recertified under subsection (f).

4 (h) The limitations set forth in this section are part of the ordinance, but do not have to be specifically
5 set forth in the ordinance. The ordinance must be construed, if possible, to comply with this chapter. If
6 a provision of the ordinance or an application of the ordinance violates this chapter, the invalidity does
7 not affect the other provisions or applications of the ordinance that can be given effect without the invalid
8 provision or application. The provisions of the ordinance are severable.

9 (i) IC 3-5-10 applies to a plan established under this section.

10 SECTION 233. IC 36-2-2-4.7, AS AMENDED BY P.L.104-2022, SECTION 147, IS AMENDED TO
11 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 4.7. (a) Except as provided in subsection (c),
12 whenever the executive divides the county into districts under section 4 of this chapter, the executive shall
13 adopt an ordinance.

14 (b) The executive shall file a copy of an ordinance adopted under subsection (a) with the circuit court
15 clerk.

16 (c) This subsection applies to a county having a population of more than ~~two hundred fifty thousand~~
17 ~~(250,000)~~ **one hundred eighty-five thousand (185,000)** and less than three hundred thousand (300,000)
18 **that opts in to the system of county government as described in section 4(c) of this chapter.**
19 Whenever the executive divides the county into districts under section 4 of this chapter, the executive
20 shall adopt a resolution at two (2) separate public meetings. The executive shall file a copy of the
21 resolution adopted under this subsection with the circuit court clerk.

22 SECTION 234. IC 36-2-2-5, AS AMENDED BY P.L.104-2022, SECTION 148, IS AMENDED TO
23 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. (a) To be eligible for election to the
24 executive, a person must meet the qualifications prescribed by IC 3-8-1-21.

25 (b) A member of the executive must reside within:

26 (1) the county as provided in Article 6, Section 6 of the Constitution of the State of Indiana; and

27 (2) the district from which the member was elected.

28 (c) If the person does not remain a resident of the county and district after taking office, the person
29 forfeits the office. The county fiscal body shall declare the office vacant whenever a member of the
30 executive forfeits office under this subsection.

31 (d) In a county having a population of:

32 (1) more than four hundred thousand (400,000) and less than seven hundred thousand (700,000);
33 or

34 (2) more than ~~two hundred fifty thousand (250,000)~~ **one hundred eighty-five thousand (185,000)**
35 and less than three hundred thousand (300,000) **that opts in to the system of county government**
36 **as described in section 4(c) of this chapter;**

37 one (1) member of the executive shall be elected by the voters of each of the three (3) single-member
38 districts established under section 4(b) or 4(c) of this chapter. In other counties, all three (3) members of
39 the executive shall be elected by the voters of the whole county.

40 SECTION 235. IC 36-2-3-2, AS AMENDED BY P.L.104-2022, SECTION 149, IS AMENDED TO
41 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. (a) The seven (7) member county council
42 elected under this chapter is the county fiscal body. The fiscal body shall act in the name of "The
43 _____ County Council".

44 (b) Notwithstanding subsection (a), in a county having a population of more than ~~two hundred fifty~~
45 ~~thousand (250,000)~~ **one hundred eighty-five thousand (185,000)** and less than three hundred thousand
46 (300,000) **that opts in to the system of county government as described in IC 36-2-2-4(c)**, the county
47 council has nine (9) members.



1 SECTION 236. IC 36-2-3-4, AS AMENDED BY P.L.105-2022, SECTION 37, IS AMENDED TO
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 4. (a) This subsection does not apply to the
3 following counties:

4 (1) A county having a population of more than four hundred thousand (400,000) and less than seven
5 hundred thousand (700,000).

6 (2) A county having a population of more than ~~two hundred fifty thousand (250,000)~~ **one hundred**
7 **eighty-five thousand (185,000)** and less than three hundred thousand (300,000) **that opts in to the**
8 **system of county government as described in IC 36-2-2-4(c).**

9 The county executive shall, by ordinance, divide the county into four (4) contiguous, single-member
10 districts that comply with subsection (d). If necessary, the county auditor shall call a special meeting of
11 the executive to establish or revise districts. One (1) member of the fiscal body shall be elected by the
12 voters of each of the four (4) districts. Three (3) at-large members of the fiscal body shall be elected by
13 the voters of the whole county.

14 (b) This subsection applies to a county having a population of more than four hundred thousand
15 (400,000) and less than seven hundred thousand (700,000). The county redistricting commission
16 established under IC 36-2-2-4 shall divide the county into seven (7) single-member districts that comply
17 with subsection (d). One (1) member of the fiscal body shall be elected by the voters of each of these
18 seven (7) single-member districts.

19 (c) This subsection applies to a county having a population of more than ~~two hundred fifty thousand~~
20 ~~(250,000)~~ **one hundred eighty-five thousand (185,000)** and less than three hundred thousand (300,000)
21 **that opts in to the system of county government described in IC 36-2-2-4(c).** The fiscal body shall
22 divide the county into nine (9) single-member districts that comply with subsection (d). Three (3) of these
23 districts must be contained within each of the three (3) districts established under IC 36-2-2-4(c). One (1)
24 member of the fiscal body shall be elected by the voters of each of these nine (9) single-member districts.

25 (d) Single-member districts established under subsection (a), (b), or (c) must:

26 (1) be compact, subject only to natural boundary lines (such as railroads, major highways, rivers,
27 creeks, parks, and major industrial complexes);

28 (2) not cross precinct boundary lines;

29 (3) contain, as nearly as possible, equal population; and

30 (4) include whole townships, except when a division is clearly necessary to accomplish redistricting
31 under this section.

32 (e) Except as provided by subsection (f), a division under subsection (a), (b), or (c) shall be made only
33 at times permitted under IC 3-5-10.

34 (f) If the county executive, county redistricting commission, or county fiscal body determines that a
35 division under subsection (e) is not required, the county executive, county redistricting commission, or
36 county fiscal body shall adopt an ordinance recertifying that the districts as drawn comply with this
37 section.

38 (g) Each time there is a division under subsection (e) or a recertification under subsection (f), the
39 county executive, county redistricting commission, or county fiscal body shall file with the circuit court
40 clerk of the county, not later than thirty (30) days after the division or recertification occurs, a map of the
41 district boundaries:

42 (1) adopted under subsection (e); or

43 (2) recertified under subsection (f).

44 (h) The limitations set forth in this section are part of the ordinance, but do not have to be specifically
45 set forth in the ordinance. The ordinance must be construed, if possible, to comply with this chapter. If
46 a provision of the ordinance or an application of the ordinance violates this chapter, the invalidity does
47 not affect the other provisions or applications of the ordinance that can be given effect without the invalid



1 provision or application. The provisions of the ordinance are severable.

2 (i) IC 3-5-10 applies to a plan established under this section.

3 SECTION 237. IC 36-2-3.5-1, AS AMENDED BY P.L.104-2022, SECTION 151, IS AMENDED TO
4 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 1. This chapter applies to the following
5 counties:

6 (1) A county having a population of more than four hundred thousand (400,000) and less than seven
7 hundred thousand (700,000).

8 (2) A county having a population of more than ~~two hundred fifty thousand (250,000)~~ **one hundred**
9 **eighty-five thousand (185,000)** and less than three hundred thousand (300,000) **that opts in to the**
10 **system of county government as described in IC 36-2-2-4(c).**

11 (3) Any other county not having a consolidated city, if both the county executive and the county
12 fiscal body adopt identical ordinances providing for the county to be governed by this chapter
13 beginning on a specified effective date.

14 SECTION 238. IC 36-7-32.5-9, AS ADDED BY P.L.135-2022, SECTION 28, IS AMENDED TO
15 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 9. (a) Before the corporation may designate
16 territory within the jurisdiction of a city, town, or county, or within the jurisdiction of more than one (1)
17 city, town, or county, as an innovation development district under this section, the board of the
18 corporation established under IC 5-28-4 shall establish uniform policies and guidelines that the
19 corporation must follow when notifying and collaborating with an executive, or, if applicable, executives,
20 to designate territory within the jurisdiction of a city, town, or county as an innovation development
21 district under this section. The corporation shall publish the uniform policies and procedures established
22 under this subsection on the corporation's Internet web site.

23 (b) Subject to section 12(a) of this chapter, after notifying and collaborating with the executive, or, if
24 an innovation development district will include territory within the jurisdiction of more than one (1) city,
25 town, or county, with the executives of each city, town, or county, in the manner provided under the
26 policies and guidelines established under subsection (a), the corporation may designate territory within
27 the jurisdiction of a city, town, or county, or territory within the jurisdiction of more than one (1) city,
28 town, or county, as an innovation development district if the corporation determines that the designation
29 will support economic growth.

30 (c) The corporation may not designate an innovation development district under this section after June
31 30, ~~2025~~. **2027.**

32 SECTION 239. IC 36-7.7-2-2.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO
33 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 2.5. "Committee" refers to the White River**
34 **vision plan technical committee established by IC 36-7.7-9-1.**

35 SECTION 240. IC 36-7.7-2-11 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO
36 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 11. "White River vision plan" refers to a**
37 **comprehensive and coordinated plan to enhance the White River in Marion and Hamilton counties.**

38 SECTION 241. IC 36-7.7-3-2, AS ADDED BY P.L.83-2020, SECTION 2, IS AMENDED TO READ
39 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. A development authority established under this
40 chapter is a separate body corporate and politic that shall carry out the purposes of this article by:

41 (1) acquiring, constructing, equipping, owning, and financing projects and facilities to or for the
42 benefit of eligible political subdivisions under this article; and

43 (2) funding and developing:

44 (A) airport authority projects;

45 (B) commuter transportation district and other rail projects and services;

46 (C) regional transportation authority projects and services;

47 (D) economic development projects;



- 1 (E) intermodal transportation projects;
- 2 (F) regional trail or greenway projects;
- 3 (G) regional transportation infrastructure projects under IC 36-9-43; ~~and~~
- 4 **(H) White River vision plan projects; and**
- 5 ~~(H)~~ **(I)** any other capital infrastructure project that enhances the region with the goal of attracting
- 6 people or business;
- 7 that are of regional importance.

8 SECTION 242. IC 36-7.7-5-2, AS ADDED BY P.L.83-2020, SECTION 2, IS AMENDED TO READ
 9 AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 2. (a) A development authority may do any of the
 10 following:

- 11 (1) Finance, improve, construct, reconstruct, renovate, purchase, acquire, and equip land and
- 12 projects that are of regional importance.
- 13 (2) Finance and construct additional improvements to projects or other capital improvements owned
- 14 by the development authority.
- 15 (3) Construct or reconstruct highways, roads, and bridges.
- 16 (4) Acquire land or all or a part of one (1) or more projects from an eligible political subdivision by
- 17 purchase.
- 18 (5) Acquire all or a part of one (1) or more projects from an eligible political subdivision by
- 19 purchase to fund or refund indebtedness incurred on account of the projects to enable the eligible
- 20 political subdivision to make a savings in debt service obligations or lease rental obligations or to
- 21 obtain relief from covenants that the eligible political subdivision considers to be unduly
- 22 burdensome.
- 23 (6) Make grants or provide other financial assistance to or on behalf of the following:
- 24 (A) A commuter transportation district.
- 25 (B) An airport authority.
- 26 (C) A regional transportation authority. A loan, a loan guarantee, a grant, or other financial
- 27 assistance under this clause may be used by a regional transportation authority for acquiring,
- 28 improving, operating, maintaining, financing, and supporting the following:
- 29 (i) Bus services (including fixed route services and flexible or demand-responsive services)
- 30 that are a component of a public transportation system.
- 31 (ii) Bus terminals, stations, or facilities or other regional bus authority projects.
- 32 (D) A county.
- 33 (E) A municipality.
- 34 **(7) Make grants or provide other financial assistance from the White River vision plan fund**
- 35 **as recommended by the White River vision plan technical committee to a:**
- 36 **(A) county;**
- 37 **(B) municipality; or**
- 38 **(C) not-for-profit entity.**
- 39 ~~(7)~~ **(8)** Provide funding to assist a railroad that is providing commuter transportation services in a
- 40 county containing territory included in the development authority.
- 41 ~~(8)~~ **(9)** Provide funding to assist an airport authority located in a county containing territory included
- 42 in the development authority in the construction, reconstruction, renovation, purchase, lease,
- 43 acquisition, and equipping of an airport facility or airport project.
- 44 ~~(9)~~ **(10)** Provide funding for intermodal transportation projects and facilities.
- 45 ~~(10)~~ **(11)** Provide funding for regional trails and greenways.
- 46 ~~(11)~~ **(12)** Provide funding for economic development projects.
- 47 ~~(12)~~ **(13)** Provide funding for regional transportation infrastructure projects under IC 36-9-43.



1 ~~(13)~~ (14) Hold, use, lease, rent, purchase, acquire, and dispose of by purchase, exchange, gift,
2 bequest, grant, condemnation, lease, or sublease, on the terms and conditions determined by the
3 development authority, any real or personal property.

4 ~~(14)~~ (15) After giving notice, enter upon any lots or lands for the purpose of surveying or examining
5 them to determine the location of a project.

6 ~~(15)~~ (16) Make or enter into all contracts and agreements necessary or incidental to the performance
7 of the development authority's duties and the execution of the development authority's powers under
8 this article.

9 ~~(16)~~ (17) Sue, be sued, plead, and be impleaded.

10 ~~(17)~~ (18) Design, order, contract for, construct, reconstruct, and renovate a project or improvements
11 to a project.

12 ~~(18)~~ (19) Appoint an executive director and employ appraisers, real estate experts, engineers,
13 architects, surveyors, attorneys, accountants, auditors, clerks, construction managers, and any
14 consultants or employees who are necessary or desired by the development authority in exercising
15 its powers or carrying out its duties under this article.

16 ~~(19)~~ (20) Accept loans, grants, and other forms of financial assistance from the federal government,
17 the state government, a political subdivision, or any other public or private source.

18 ~~(20)~~ (21) Use the development authority's funds to match federal grants or make loans, loan
19 guarantees, or grants to carry out the development authority's powers and duties under this article.

20 ~~(21)~~ (22) Except as prohibited by law, take any action necessary to carry out this article.

21 (b) Projects funded by a development authority must be of regional importance.

22 SECTION 243. IC 36-7.7-7 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
23 AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

24 **Chapter 7. White River Vision Fund**

25 **Sec. 1. (a) The White River vision fund is established to carry out the purposes of this article.**

26 **(b) The fund consists of:**

27 **(1) bequests, devises, contributions, donations, gifts, grants, investments, local tax revenue,**
28 **local matching funds, and private funding intended for deposit in the fund;**

29 **(2) money received from the federal government;**

30 **(3) interest deposited in the fund under subsection (e); and**

31 **(4) money transferred to the fund from other funds.**

32 **(c) The development authority shall administer the fund.**

33 **(d) The expenses of administering the fund and carrying out the purposes of this article may be**
34 **paid from money in the fund or from funds of the development authority.**

35 **(e) The treasurer of state shall invest the money in the fund not currently needed to meet the**
36 **obligations of the fund in the same manner as other public funds may be invested. Interest that**
37 **accrues from these investments shall be deposited in the fund.**

38 **(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund or**
39 **any other fund.**

40 SECTION 244. IC 36-7.7-8 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
41 AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

42 **Chapter 8. Central Indiana Regional Development Authority Foundation**

43 **Sec. 1. (a) The development authority may establish a nonprofit subsidiary corporation that is**
44 **exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code to solicit**
45 **and accept private funding, gifts, donations, bequests, devises, and contributions.**

46 **(b) A subsidiary corporation established under this section shall use money received under**
47 **subsection (a) to carry out in any manner the purposes and programs under this article.**



1 (c) A subsidiary corporation established under this section shall be governed by a board of
2 directors comprised of:

- 3 (1) the strategy committee; and
- 4 (2) any other directors that the strategy committee appoints.

5 (d) Employees of the committee may provide administrative support for a subsidiary corporation
6 established under this section.

7 (e) The state board of accounts shall audit a subsidiary corporation established under this
8 chapter.

9 SECTION 245. IC 36-7.7-9 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ
10 AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

11 **Chapter 9. White River Vision Plan Technical Committee**

12 **Sec. 1. (a) The White River vision plan technical committee is established.**

13 **(b) The committee shall be composed of twelve (12) members as follows:**

- 14 (1) The executive director of the White River state park development commission.
- 15 (2) Six (6) members nominated by the executive of each unit and approved by the strategy
16 committee, as follows:

- 17 (A) An individual representing the city of Carmel.
- 18 (B) An individual representing the city of Fishers.
- 19 (C) An individual representing Hamilton County.
- 20 (D) An individual representing the city of Indianapolis.
- 21 (E) An individual representing Marion County.
- 22 (F) An individual representing the city of Noblesville.

23 **(3) Five (5) members appointed by the strategy committee, as follows:**

- 24 (A) An individual representing Friends of the White River.
- 25 (B) An individual representing Hamilton County Tourism.
- 26 (C) An individual representing Visit Indy.
- 27 (D) An individual representing the White River Alliance.
- 28 (E) An individual representing Citizens Energy Group.

29 **(c) The term of a member of the committee is four (4) years.**

30 **Sec. 2. (a) In January of each year, the committee shall hold an organizational meeting at which
31 the committee shall elect the following officers from the members of the strategy committee:**

- 32 (1) A chair.
- 33 (2) A vice chair.
- 34 (3) A secretary-treasurer.

35 **(b) The affirmative vote of at least a majority of the members of the committee is necessary to
36 elect an officer under subsection (a).**

37 **(c) An officer elected under subsection (a):**

- 38 (1) serves from the date of the officer's election until the officer's successor is elected and
39 qualified; and
- 40 (2) may be re-elected to serve as an officer.

41 **(d) The committee shall meet as the committee determines.**

42 **Sec. 3. (a) The committee may do the following:**

- 43 (1) Conduct all studies necessary for the performance of the committee's duties.
- 44 (2) Review plans and proposals that concern the development of White River Vision Plan
45 projects.
- 46 (3) Study the financial feasibility of any proposed White River Vision Plan project.
- 47 (4) Supply and draw on technical expertise of professionals and other personnel employed by



1 an agency, a department, or a commission of the state for purposes of evaluating any proposed
2 White River vision plan project.

3 (5) Analyze and score proposals for White River vision plan projects.

4 (6) Prepare reports and recommendations of White River vision plan projects for submission
5 to the development authority.

6 (7) Solicit and obtain funding as follows:

7 (A) Receive appropriations of state or federal funds for or in aid of the acquisition,
8 construction, improvement, or development of any part of White River vision plan projects.

9 (B) Assist or cooperate with or accept assistance and cooperation from a political
10 subdivision or public agency, department, or commission, including the acceptance of
11 money and property from the political subdivision or public agency, department, or
12 commission, if the committee considers the assistance or cooperation appropriate and in
13 furtherance of any part of White River vision plan projects.

14 (C) Receive and accept gifts, contributions, bequests, local tax revenue, local matching
15 funds, and private funding from any source.

16 (8) Employ staff to assist in carrying out the purposes of this chapter.

17 (9) Apply for and receive funds available in furtherance of the purposes of this chapter.

18 (b) The committee does not have authority to grant approval for proposed White River vision
19 plan projects.

20 SECTION 246. IC 36-8-10.6-5, AS ADDED BY P.L.187-2021, SECTION 144, IS AMENDED TO
21 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 5. The department shall do the following:

22 (1) Develop curriculum for the executive training program.

23 (2) Offer an executive training program, either in person or by electronic means, at least two (2)
24 times per year.

25 (3) Pay any costs of the executive training program out of the regional public safety training fund
26 established by ~~IC 10-15-3-12~~. IC 10-19-9.1-1.

27 (4) Provide a certificate of completion to any fire service personnel who complete the executive
28 training program offered by the department.

29 SECTION 247. IC 36-8-25.5-8, AS ADDED BY P.L.217-2021, SECTION 2, IS AMENDED TO
30 READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 8. (a) The Indiana criminal justice institute
31 shall establish the Indiana crime guns task force fund for the purpose of providing support for the
32 operations of the task force.

33 (b) The fund consists of the following:

34 (1) Grants and donations made to the task force.

35 (2) Money from participating agencies in accordance with the memorandum of understanding.

36 (3) Money appropriated to fund the task force.

37 (c) The expenses of the task force shall be paid by the fund.

38 (d) The Indiana criminal justice institute shall administer the fund.

39 (e) The Indiana criminal justice institute shall process all expenditures and claims for payment made
40 by the executive board. Expenditures from the fund shall not exceed the available balance of the fund.

41 (f) The Indiana criminal justice institute shall use all money in the fund to support the operations of
42 the task force.

43 (g) The Indiana criminal justice institute may not transfer, assign, or otherwise remove money from
44 the Indiana crime guns task force fund for any purpose outside of the mission of the task force as
45 determined by the executive board of the task force.

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

47 SECTION 248. IC 36-9-4-29.4, AS AMENDED BY P.L.182-2009(ss), SECTION 452, IS AMENDED



1 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 29.4. (a) This section does not apply to a
2 public transportation corporation located in a county having a consolidated city.

3 (b) A public transportation corporation may provide regularly scheduled passenger service to
4 specifically designated locations outside the system's operational boundaries as described in IC 36-9-1-9
5 if all of the following conditions are met:

6 (1) The legislative body of the municipality approves any expansion of the service outside the
7 municipality's corporate boundaries.

8 (2) The expanded service is reasonably required to do any of the following:

9 (A) Enhance employment opportunities in the new service area or the existing service area.

10 (B) Serve persons who are elderly, persons with a disability, or other persons who are in need of
11 public transportation.

12 (3) Except as provided in ~~subsection~~ **subsections (e) and (f)**, the expanded service does not extend
13 beyond the boundary of the county in which the corporation is located.

14 (c) Notwithstanding section 39 of this chapter, a public transportation corporation may provide demand
15 responsive service outside of the system's operational boundaries as described in IC 36-9-1-9 if the
16 conditions listed in subsection (b) are met.

17 (d) The board may contract with a private operator for the operation of an expanded service under this
18 section.

19 (e) Subsection (b)(3) does not apply to a special purpose bus (as defined in IC 20-27-2-10) or a school
20 bus (as defined in IC 20-27-2-8) that provides expanded service for a purpose permitted under IC 20-27-9.

21 **(f) Subsection (b)(3) does not apply when two (2) or more counties have entered into an interlocal
22 cooperation agreement, as authorized by IC 36-1-7, that is agreed upon by the executive of each
23 county involved, to allow a public transportation corporation to serve the counties under the
24 interlocal cooperation agreement.**

25 SECTION 249. [EFFECTIVE JULY 1, 2023] (a) Not later than July 15, 2023, each:

26 (1) township trustee that operates a school corporation; or

27 (2) governing body of a school corporation;

28 shall distribute an equal amount of the remaining balance from the school corporation's curricular
29 materials rental fund established under IC 20-41-2 into the curricular materials account of each
30 public school of the school corporation that is established in accordance with IC 20-40-22-9, as
31 added by this act.

32 (b) This SECTION expires January 1, 2024.

33 SECTION 250. [EFFECTIVE JULY 1, 2023] (a) The legislative services agency, under the
34 direction of the code revision commission, shall prepare legislation for introduction in the 2024
35 regular session of the general assembly to make appropriate amendments to the Indiana Code to
36 change references from the "auditor of state" to the "state comptroller" and to make any other
37 changes necessary to implement IC 4-7-1-1, as amended by this act.

38 (b) After June 30, 2023, state agencies shall refer to the auditor of state as the state comptroller
39 when adopting agency rules, and references to the auditor of state in the Indiana Administrative
40 Code are considered references to the state comptroller.

41 (c) This SECTION expires July 1, 2026.

42 SECTION 251. [EFFECTIVE JULY 1, 2023] (a) Notwithstanding IC 4-13-2-19 or any other law,
43 the appropriations made in P.L.165-2021, SECTION 26, from the account in the federal economic
44 stimulus fund created for the American Rescue Plan Act that are unexpended and unencumbered
45 at the close of the state fiscal year ending on June 30, 2023, do not lapse but instead remain
46 available for expenditure during either state fiscal year in a biennium beginning after June 30,
47 2023, and ending before July 1, 2025, for the purpose for which the appropriation was originally



1 made.

2 (b) This SECTION expires July 1, 2025.

3 SECTION 252. [EFFECTIVE UPON PASSAGE] (a) Any balance on June 30, 2023, in the Indiana
4 safe schools fund established by IC 5-2-10.1-2, shall be transferred to the Indiana secured school
5 fund established by IC 10-21-1-2 on June 30, 2023.

6 (b) This SECTION expires July 1, 2023.

7 SECTION 253. [EFFECTIVE UPON PASSAGE] (a) Any balance in the mental health centers fund
8 (IC 6-7-1-32.1), as repealed by this act, shall be transferred to the state general fund on June 30,
9 2023.

10 (b) This SECTION expires July 1, 2023.

11 SECTION 254. [EFFECTIVE UPON PASSAGE] (a) Any balance in the public mass transportation
12 fund established by IC 8-23-3-8, as repealed by this act, shall be transferred to the state general
13 fund on June 30, 2023.

14 (b) This SECTION expires July 1, 2023.

15 SECTION 255. [EFFECTIVE UPON PASSAGE] (a) Any balance in the special education fund
16 under IC 20-35-4-4, as repealed by this act, shall be transferred to the state general fund on June
17 30, 2023.

18 (b) This SECTION expires July 1, 2023.

19 SECTION 256. [EFFECTIVE UPON PASSAGE] (a) Any balance in the fire training infrastructure
20 fund established by IC 22-14-6-2, as repealed by this act, shall be transferred to the regional public
21 safety training fund established by IC 10-19-9.1-1, as added by this act, on June 30, 2023.

22 (b) This SECTION expires July 1, 2024.

23 SECTION 257. P.L.165-2021, SECTION 216, IS AMENDED TO READ AS FOLLOWS
24 [EFFECTIVE UPON PASSAGE]: SECTION 216. (a) Notwithstanding IC 4-13-2-19 or any other law,
25 any part of an appropriation made for the legislative council and the legislative services agency, in a state
26 fiscal year beginning after June 30, 2018, and ending before July 1, ~~2022~~, 2024, that is unexpended and
27 unencumbered at the close of that state fiscal year does not lapse and is not returned to the state general
28 revenue fund but remains available for expenditure during either state fiscal year in a biennium beginning
29 after June 30, ~~2019~~, 2023, and ending before July 1, ~~2023~~, 2025. The unexpended and unencumbered
30 amount may be used to supplement the amounts appropriated in this act for each state fiscal year in the
31 biennium and shall be allotted, as requested by the executive director of the legislative services agency,
32 for the total operating expenses of the legislative council or the legislative services agency, or both.

33 (b) This SECTION expires July 1, ~~2023~~, 2025.

34 SECTION 258. P.L.165-2021, SECTION 220, IS AMENDED TO READ AS FOLLOWS
35 [EFFECTIVE JUNE 29, 2023]: SECTION 220. (a) The definitions of "vacation leave", "sick leave", and
36 other types of leave used on July 1, 2010, by the department apply to this SECTION.

37 (b) As used in this SECTION, "department" refers to the state personnel department established by
38 IC 4-15-2.2-13.

39 (c) As used in this SECTION, "pilot program" refers to the pilot program reestablished under
40 subsection (d).

41 (d) The personnel committee of the legislative council for the legislative branch of state government
42 or the Indiana supreme court for the judicial branch of state government, or both, may reestablish the pilot
43 program established by P.L.220-2005, SECTION 8 (before its expiration), and P.L.220-2005, SECTION
44 10 (before its expiration), including provisions adopted by:

45 (1) the deferred compensation committee (established by IC 5-10-1.1-4) to govern the pilot program;

46 (2) the department under LSA Document #06-488(E) (before its expiration), filed with the publisher
47 of the Indiana Register on October 16, 2006, to govern the pilot program; or



1 (3) the auditor of state to administer the pilot program.

2 (e) Subject to the Internal Revenue Code and applicable regulations, the personnel committee of the
3 legislative council or the Indiana supreme court, or both, may adopt procedures to implement and
4 administer the pilot program, including provisions established or reestablished under subsection (d).

5 (f) The auditor of state shall provide for the administration of the pilot program.

6 (g) This SECTION expires June 30, ~~2023~~. **2025**.

7 SECTION 259. [EFFECTIVE UPON PASSAGE] (a) **There is appropriated from the state general
8 fund for the state fiscal year beginning July 1, 2022, and ending June 30, 2023, money to the
9 following agencies for the following purposes:**

10 (1) **Eight hundred million dollars (\$800,000,000) to the department of correction to be used for
11 reconstruction of the Westville Correctional Facility.**

12 (2) **Ninety-seven million dollars (\$97,000,000) to the department of administration to be used
13 for capital expenses for the state archives building project.**

14 (3) **Two hundred fifty-three million dollars (\$253,000,000) to the department of administration
15 to be used for capital expenses for the consolidated campus for the Indiana School for the Deaf
16 and the Indiana School for the Blind and Visually Impaired project.**

17 (4) **One hundred million dollars (\$100,000,000) to the department of natural resources to be
18 used for capital expenses for the new lodge at Potato Creek State Park project.**

19 (5) **Ten million dollars (\$10,000,000) to the department of education to be used for the Lilly
20 Endowment literacy grant state match.**

21 (6) **One billion dollars (\$1,000,000,000) to the pension stabilization fund (established by
22 IC 5-10.4-2-5) for purposes of the pre-1996 account.**

23 (7) **Eighty-one million six hundred thousand dollars (\$81,600,000) to Ball State University to
24 be used for north campus building renovations.**

25 (8) **Sixty-six million dollars (\$66,000,000) to Indiana State University to be used for the center
26 for technology, engineering, and design.**

27 (9) **Eighty-nine million five hundred thousand dollars (\$89,500,000) to Indiana University to
28 be used for the Wells Quad and public health building renovation.**

29 (10) **Thirty-three million one thousand four hundred fifty dollars (\$33,001,450) to Ivy Tech
30 Community College to be used for the Indianapolis campus restructure.**

31 (11) **Eighty-nine million dollars (\$89,000,000) to Purdue University to be used for the nursing
32 and pharmacy education buildings.**

33 (12) **Five million dollars (\$5,000,000) to Purdue University to be used for the animal disease
34 diagnostic laboratory upgrades.**

35 (13) **Eighty-three million dollars (\$83,000,000) to the University of Southern Indiana to be used
36 for the first phase of the academic building renovation.**

37 (14) **Thirty-three million nine hundred thousand dollars (\$33,900,000) to Vincennes University
38 to be used for the center for health sciences and active learning.**

39 (b) **The budget agency may not allot the money under this SECTION until after review by the
40 budget committee.**

41 (c) **This SECTION expires July 1, 2026.**

42 SECTION 260. [EFFECTIVE JULY 1, 2023] (a) **On July 1, 2023, the state comptroller shall
43 transfer eighty million dollars (\$80,000,000) from the tobacco master settlement agreement fund
44 established by IC 4-12-1-14.3 to the state construction fund established by IC 7.1-4-8.**

45 (b) **This SECTION expires July 1, 2025.**

46 SECTION 261. [EFFECTIVE JULY 1, 2023] (a) **IC 6-7-1-17, as amended by this act, applies only
47 to cigarette stamps purchased by distributors after June 30, 2023.**



1 **(b) This SECTION expires June 30, 2024.**
2 SECTION 262. [EFFECTIVE JULY 1, 2023] IC 6-3.1-39.5, as added by this act, applies only to
3 taxable years beginning after December 31, 2023.
4 SECTION 263. [EFFECTIVE UPON PASSAGE] (a) On July 1, 2023, all functions, powers,
5 authorities, and duties of the division of weights and measures of the state department of health
6 under IC 16-19-7 (before its repeal) are transferred to the division of weights and measures
7 established in the office of the secretary of state under IC 23-21-1-1.
8 (b) Employees of the division of weights and measures of the state department of health under
9 IC 16-19-7 on June 30, 2023, become employees of the division of weights and measures established
10 within the office of the secretary of state under IC 23-21-1-1 on July 1, 2023.
11 (c) After June 30, 2023, a reference to the division of weights and measures of the state
12 department of health under IC 16-19-7 in any statute, rule, or other document is considered a
13 reference to the division of weights and measures of the office of the secretary of state under
14 IC 23-21-1-1.
15 (d) The legislative council shall provide for the preparation and introduction of legislation in the
16 2024 session of the general assembly to correct cross-references and make other changes, as
17 necessary, to bring provisions that are not added or amended by this act into conformity with this
18 act.
19 (e) This SECTION expires July 1, 2026.
20 SECTION 264. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "task force" refers
21 to the funding Indiana's roads for a stronger, safer tomorrow task force established by subsection
22 (b).
23 (b) The funding Indiana's roads for a stronger, safer tomorrow task force is established.
24 (c) The task force consists of the following members:
25 (1) The chairperson of the house of representatives ways and means committee.
26 (2) The chairperson of the senate appropriations committee.
27 (3) The chairperson of the senate tax and fiscal policy committee.
28 (4) The chairperson of the house of representatives roads and transportation committee.
29 (5) The chairperson of the senate homeland security and transportation committee.
30 (6) The director of the office of management and budget.
31 (7) The public finance director of the Indiana finance authority.
32 (8) One (1) member who represents counties and is appointed by the governor after
33 considering the recommendation of the Association of Indiana Counties.
34 (9) One (1) member who represents municipalities and is appointed by the governor after
35 considering the recommendation of Accelerate Indiana Municipalities.
36 (10) One (1) member appointed by the governor after considering the recommendation of the
37 Build Indiana Council.
38 (11) One (1) member appointed by the governor who is an employee of the Indiana department
39 of transportation.
40 (12) One (1) member appointed by the governor who is a member of the Indiana Motor Truck
41 Association.
42 (13) One (1) member appointed by the governor who represents taxpayers.
43 (14) One (1) member of the general assembly who is a member of the majority party of the
44 house of representatives and is appointed by the speaker of the house of representatives.
45 (15) One (1) member of the general assembly who is a member of the minority party of the
46 house of representatives and is appointed by the speaker of the house of representatives in
47 consultation with the minority leader of the house of representatives.



1 (16) One (1) member of the general assembly who is a member of the minority party of the
2 senate and is appointed by the president pro tempore of the senate in consultation with the
3 minority leader of the senate.

4 (d) The budget committee shall select a member of the task force to serve as the chairperson of
5 the task force.

6 (e) The task force shall do the following:

7 (1) Review state highway and major bridge needs.

8 (2) Verify road and bridge needs at the local level.

9 (3) Develop a long term plan for state highway and major bridge needs that addresses the ten

10 (10) points described in subsection (g) and:

11 (A) will achieve the recommended pavement and bridge conditions;

12 (B) will complete the current statewide priority projects by finishing projects that have
13 been started;

14 (C) includes Tier 1, 2, and 3 projects; and

15 (D) using the model developed by the Indiana department of transportation, includes
16 sustainable funding mechanisms for the various components of the plan.

17 (4) Review the long term impact of electric and hybrid vehicles.

18 (5) Develop a long term plan for local road and bridge needs.

19 (f) The long term plan for state highway and major bridge needs must provide a basis for
20 consideration for the state biennial budget enacted for the biennium beginning July 1, 2025.

21 (g) The long term plan for state highway and major bridge needs must include the following ten
22 (10) points:

23 (1) Estimates of the costs of major projects, including a study of which projects can be done
24 within current revenue streams and which projects may require additional funding.

25 (2) The identification of projects for which a public-private partnership, a public-private
26 agreement, or tolling might be viable, with planning to verify and confirm these public-private
27 partnership, public-private agreement, or tolling opportunities.

28 (3) The identification of resources for annual maintenance needs, concentrating first on
29 available user fees and attempting to secure stable and predictable funding sources. This must
30 include a determination of whether additional resources must be pursued and what form of
31 resource is most appropriate for each project.

32 (4) A review of the state's debt situation and the development of a plan to maintain a strong
33 financial position for the state. This must include consideration of whether a fee or tax could
34 be associated with the life of a bond for an individual project, with the fee or tax then expiring
35 by law upon payment of the bond.

36 (5) The evaluation of the state system of taxes, fees, and registration fees, and the equity of
37 payments by different groups of users of transportation assets. This must include an evaluation
38 of the overall reliability over time of the receipt of revenue from these sources.

39 (6) A review of the fuel tax system, including such concepts as indexing tax rates, changing tax
40 rates, and the appropriate collection points for these taxes.

41 (7) The ensuring that the projects listed in the plan are priority items that should be carried
42 out, and confirming that these projects bring value to citizens either through access and safety
43 needs or for economic development of Indiana as a whole.

44 (8) A review of the impact and advisability of dedicating some part of state sales tax to roads
45 and road maintenance.

46 (9) An analysis of how collective purchasing agreements could be developed to share and
47 reduce costs across the system of state and local governments.



1 **(10) A presentation of the plan and recommendations to the budget committee before January**
2 **1, 2024.**
3 **(h) The legislative services agency shall provide staff support to the task force.**
4 **(i) The meetings of the task force must be held in public as provided under IC 5-14-1.5. However,**
5 **the task force is permitted to meet in executive session as determined necessary by the chairperson**
6 **of the task force.**
7 **(j) This SECTION expires June 30, 2024.**
8 **SECTION 265. An emergency is declared for this act.**



COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 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.)

THOMPSON

Committee Vote: yeas 14, nays 5.

HOUSE MOTION

Mr. Speaker: I move that House Bill 1001 be amended to read as follows:

Page 59, line 49, delete "1,000,000 1,000,000" and insert "**400,000 400,000**

NEXT GENERATION MINORITY EDUCATOR SCHOLARSHIP

Total Operating Expense 600,000 600,000".

Page 61, between lines 7 and 8, begin a new line blocked left and insert:

"Notwithstanding IC 4-12-14-7 or any other law, after January 1, 2025, the sublease entered into using the above appropriations may be extended by an additional ten (10) years."

Page 96, line 25, after "if" insert ":

(A)".

Page 96, line 26, delete "exhausted." and insert "**exhausted; and (B) the projects funded in whole or in part by a grant or loan from the fund satisfy the criteria and requirements described in IC 4-4-38.5.**"

Page 122, line 46, delete "year:" and insert "year".

Page 122, line 47, strike "(1)".

Page 122, line 47, delete "2021;" and insert "2021."

EH 1001—LS 7401/DI 125



Page 122, line 47, after "2021;" strike "and".

Page 123, strike line 1.

(Reference is to HB 1001 as printed February 20, 2023.)

THOMPSON

HOUSE MOTION

Mr. Speaker: I move that House Bill 1001 be amended to read as follows:

Page 186, between lines 12 and 13, begin a new paragraph and insert:

"SECTION 182. IC 21-20-6 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]:

Chapter 6. Prohibition on State Funding of the Kinsey Institute

Sec. 1. For purposes of this chapter, the term "administration, operation, or programs" includes any of the following property, activities, assets, or expenses that are used, conducted, maintained, or incurred for, by, or on behalf of the Kinsey Institute for Research in Sex, Gender, and Reproduction:

- (1) On-campus facilities.
- (2) Equipment, furniture, furnishings, or office supplies.
- (3) Land or property.
- (4) Utilities.
- (5) Advertising or promotional material included in literature or media presentations.
- (6) Loans, grants, special accounts, or funds.
- (7) Programs, special projects, or research.
- (8) Maintenance of facilities.
- (9) Administrative costs, operation costs, rentals, or mortgages.
- (10) Printing, duplicating, or copying.
- (11) Publication of materials.
- (12) Restoration, maintenance, or housing of research documents, including photographs, audiovisual tapes or films, and printed material.
- (13) Exhibits or displays.

Sec. 2. State appropriations may not be used to pay for the administration, operation, or programs of the Kinsey Institute for Research in Sex, Gender, and Reproduction."

EH 1001—LS 7401/DI 125



Renumber all SECTIONS consecutively.
(Reference is to HB 1001 as printed February 20, 2023.)

SWEET

HOUSE MOTION

Mr. Speaker: I move that House Bill 1001 be amended to read as follows:

Page 18, between lines 7 and 8, begin a new line blocked left and insert:

"The above appropriations for community corrections programs are 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. Notwithstanding IC 4-13-2-19 and any other law, the above appropriations for community corrections programs do not revert to the state general fund or another fund at the close of a state fiscal year but remain available in subsequent state fiscal years for the purposes of the programs. The appropriations are not subject to having allotment withheld by the state budget agency."

(Reference is to HB 1001 as printed February 20, 2023.)

PRYOR

HOUSE MOTION

Mr. Speaker: I move that House Bill 1001 be amended to read as follows:

Page 23, line 34, delete "5,000,000 5,000,000" and insert "**8,000,000 8,000,000**".

(Reference is to HB 1001 as printed February 20, 2023.)

HAMILTON

EH 1001—LS 7401/DI 125



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 23, 2023.)

MISHLER, Chairperson

Committee Vote: Yeas 10, Nays 2

EH 1001—LS 7401/DI 125

