

Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1075

AN ACT to amend the Indiana Code concerning state offices and administration.

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

SECTION 1. IC 2-5-1.3-13, AS AMENDED BY P.L.148-2021, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 13. (a) A study committee shall study the issues assigned by the legislative council that are within the subject matter for the study committee, as described in section 4 of this chapter.

(b) In addition to the issues assigned under subsection (a), the interim study committee on roads and transportation shall advise the bureau of motor vehicles regarding the suitability of a special group (as defined in IC 9-13-2-170) to receive a special group recognition license plate for the special group (as defined in IC 9-13-2-170) for the first time under IC 9-18.5-12-4 and the suitability of a special group (as defined in IC 9-13-2-170) to continue participating in the special group recognition license plate program under IC 9-18.5-12-5.

(c) In addition to the issues assigned under subsection (a), the interim study committee on corrections and criminal code shall review current trends with respect to criminal behavior, sentencing, incarceration, and treatment and may:

- (1) identify particular needs of the criminal justice system that can be addressed by legislation; and
- (2) prepare legislation to address the particular needs found by the

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committee.

(d) In each even-numbered year, in addition to the issues assigned under subsection (a), the interim study committee on courts and the judiciary shall review, consider, and make recommendations concerning all requests for new courts, new judicial officers, and changes in jurisdiction of existing courts. A request under this subsection must include at least the following information to receive full consideration by the committee:

- (1) The level of community support for the change, including support from the local fiscal body.
- (2) The results of a survey that shall be conducted by the county requesting the change, sampling members of the bar, members of the judiciary, and local officials to determine needs and concerns of existing courts.
- (3) Whether the county is already using a judge or magistrate from an overserved area of the judicial district.
- (4) The relative severity of need based on the most recent weighted caseload measurement system report published by the office of judicial administration.
- (5) Whether the county is using any problem solving court as described in IC 33-23-16-11, and, if so, the list of problem solving courts established in the county, and any evaluation of the impact of the problem solving courts on the overall judicial caseload.
- (6) A description of the:
 - (A) county's population growth in the ten (10) years before the date of the request; and
 - (B) projected population growth in the county for the ten (10) years after the date of the request, to the extent available;
 and any documentation to support the information provided under this subdivision.
- (7) A description of the county's use of pre-incarceration diversion services and post-incarceration reentry services in an effort to decrease recidivism.
- (8) If the request is a request for a new court or new courts, an acknowledgment from the county fiscal body (as defined in IC 36-1-2-6) with the funding sources and estimated costs the county intends to pay toward the county's part of the operating costs associated with the new court or new courts.

The office of judicial administration shall post the list of required information provided under this subsection on its Internet web site.

(e) In each even-numbered year, in addition to the issues assigned under subsection (a), the interim study committee on courts and the



judiciary shall review the most recent weighted caseload measurement system report published by the office of judicial administration and do the following:

- (1) Identify each county in which the number of courts or judicial officers exceeds the number used by the county in that report year.
- (2) Determine the number of previous report years in which the number of courts or judicial officers in a county identified in subdivision (1) exceeded the number used by the county in that particular report year.
- (3) Make a recommendation on whether the number of courts or judicial officers in the county should be decreased.

The office of judicial administration shall post a list of the number of courts or judicial officers used in each county for each report year, and the number of years in which the number of courts or judicial officers in the county has exceeded the number used by the county, on its Internet web site.

(f) In addition to studying the issues assigned under subsection (a), the interim study committee on child services shall:

- (1) review the annual reports submitted by:
 - (A) each local child fatality review team under IC 16-49-3-7;
 - (B) the statewide child fatality review committee under IC 16-49-4-11; and
 - (C) the department of child services under IC 31-25-2-24; during the immediately preceding twelve (12) month period, and may make recommendations regarding changes in policies or statutes to improve child safety; and
- (2) report to the legislative council before November 1 of each interim, in an electronic format under IC 5-14-6, the results of:
 - (A) the committee's review under subdivision (1); and
 - (B) the committee's study of any issue assigned to the committee under subsection (a).

(g) In each even-numbered year, in addition to the issues assigned under subsection (a), the interim study committee on government shall do the following:

- (1) Determine whether a group has met in the immediately preceding two (2) years.**
- (2) Identify all interstate compacts that have been fully operational for at least two (2) years to which the state is a party.**
- (3) Consider whether to:**
 - (A) remain a party to; or**



**(B) withdraw from;
each interstate compact.**

(4) If the committee determines that the state should withdraw from an interstate compact, identify the steps needed to withdraw.

(5) Report before November 1 to the legislative council, in an electronic format under IC 5-14-6 the committee's:

(A) recommendations for proposed legislation to repeal groups that have not met during the immediately preceding two (2) years; and

(B) findings and recommendations regarding the interstate compacts.

As used in this subsection, "group" refers to an authority, a board, a commission, a committee, a council, a delegate, a foundation, a panel, or a task force that is established by statute, has at least one (1) legislator assigned to it, and is not staffed by the legislative services agency.

SECTION 2. IC 4-3-19 IS REPEALED [EFFECTIVE JULY 1, 2022]. (Public Highway Private Enterprise Review Board).

SECTION 3. IC 4-3-25-1, AS ADDED BY P.L.7-2016, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 1. As used in this chapter, "commission" refers to the Indiana commission to combat ~~drug abuse~~ **substance use disorder** established by section 3 of this chapter.

SECTION 4. IC 4-3-25-3, AS ADDED BY P.L.7-2016, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 3. The Indiana commission to combat ~~drug abuse~~ **substance use disorder** is established.

SECTION 5. IC 4-10-18-10, AS AMENDED BY P.L.119-2012, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 10. (a) The state board of finance may lend money from the fund to entities listed in subsections (e) through (k) for the purposes specified in those subsections.

(b) An entity must apply for the loan before May 1, 1989, in a form approved by the state board of finance. As part of the application, the entity shall submit a plan for its use of the loan proceeds and for the repayment of the loan. Within sixty (60) days after receipt of each application, the board shall meet to consider the application and to review its accuracy and completeness and to determine the need for the loan. The board shall authorize a loan to an entity that makes an application if the board approves its accuracy and completeness and determines that there is a need for the loan and an adequate method of



repayment.

(c) The state board of finance shall determine the terms of each loan, which must include the following:

- (1) The duration of the loan, which must not exceed twelve (12) years.
- (2) The repayment schedule of the loan, which must provide that no payments are due during the first two (2) years of the loan.
- (3) A variable rate of interest to be determined by the board and adjusted annually. The interest rate must be the greater of:
 - (A) five percent (5%); or
 - (B) two-thirds ($2/3$) of the interest rate for fifty-two (52) week United States Treasury bills on the anniversary date of the loan, but not to exceed ten percent (10%).
- (4) The amount of the loan or loans, which may not exceed the maximum amounts established for the entity by this section.
- (5) Any other conditions specified by the board.

(d) An entity may borrow money under this section by adoption of an ordinance or a resolution and, as set forth in IC 5-1-14, may use any source of revenue to repay a loan under this section. This section constitutes complete authority for the entity to borrow from the fund. If an entity described in subsection (i) fails to make any repayments of a loan, the amount payable shall be withheld by the auditor of state from any other money payable to the consolidated city. If any other entity described in this section fails to make any repayments of a loan, the amount payable shall be withheld by the auditor of state from any other money payable to the entity. The amount withheld shall be transferred to the fund to the credit of the entity.

(e) A loan under this section may be made to a city located in a county having a population of more than twenty-five thousand (25,000) but less than twenty-five thousand eight hundred (25,800) for the city's waterworks facility. The amount of the loan may not exceed one million six hundred thousand dollars (\$1,600,000).

(f) A loan under this section may be made to a city the territory of which is included in part within the Lake Michigan corridor (as defined in IC 14-13-3-2, before its repeal) for a marina development project. ~~As a part of its application under subsection (b), the city must include the following:~~

- ~~(1) Written approval by the Lake Michigan marina development commission of the project to be funded by the loan proceeds.~~
- ~~(2) A written determination by the commission of the amount needed by the city, for the project and of the amount of the maximum loan amount under this subsection that should be lent~~



to the city:

The maximum amount of loans available for all cities that are eligible for a loan under this subsection is eight million six hundred thousand dollars (\$8,600,000).

(g) A loan under this section may be made to a county having a population of more than one hundred seventy-five thousand (175,000) but less than one hundred eighty-five thousand (185,000) for use by the airport authority in the county for the construction of runways. The amount of the loan may not exceed seven million dollars (\$7,000,000). The county may lend the proceeds of its loan to an airport authority for the public purpose of fostering economic growth in the county.

(h) A loan under this section may be made to a city having a population of more than sixty thousand (60,000) but less than sixty-five thousand (65,000) for the construction of parking facilities. The amount of the loan may not exceed three million dollars (\$3,000,000).

(i) A loan or loans under this section may be made to a consolidated city, a local public improvement bond bank, or any board, authority, or commission of the consolidated city to fund economic development projects under IC 36-7-15.2-5 or to refund obligations issued to fund economic development projects. The amount of the loan may not exceed thirty million dollars (\$30,000,000).

(j) A loan under this section may be made to a county having a population of more than thirteen thousand (13,000) but less than fourteen thousand (14,000) for extension of airport runways. The amount of the loan may not exceed three hundred thousand dollars (\$300,000).

(k) A loan under this section may be made to Covington Community School Corporation to refund the amount due on a tax anticipation warrant loan. The amount of the loan may not exceed two million seven hundred thousand dollars (\$2,700,000), to be paid back from any source of money that is legally available to the school corporation. Notwithstanding subsection (b), the school corporation must apply for the loan before June 30, 2010. Notwithstanding subsection (c), repayment of the loan shall be made in equal installments over five (5) years with the first installment due not more than six (6) months after the date loan proceeds are received by the school corporation.

(l) IC 6-1.1-20 does not apply to a loan made by an entity under this section.

(m) As used in this section, "entity" means a governmental entity authorized to obtain a loan under subsections (e) through (k).

SECTION 6. IC 4-23-24.2 IS REPEALED [EFFECTIVE JULY 1, 2022]. (Indiana Advisory Commission on Intergovernmental



Relations).

SECTION 7. IC 4-33-20-8, AS ADDED BY P.L.227-2007, SECTION 48, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 8. The commission shall create a matrix for salary ranges for gaming control officers, which must be reviewed and approved by the budget agency **biennially in even-numbered years** before implementation.

SECTION 8. IC 5-2-1-20, AS ADDED BY P.L.102-2017, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 20. In conjunction with the Indiana commission to combat ~~drug abuse~~ **substance use disorder** established by IC 4-3-25-3 and the division of mental health and addiction, the board may establish the Indiana technical assistance center for crisis intervention teams under IC 5-2-21.2.

SECTION 9. IC 5-2-11-1.6, AS AMENDED BY P.L.40-2020, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 1.6. As used in this chapter, "local coordinating council" means a countywide, collaborative citizen body that is open to the public and approved by the Indiana commission to combat ~~drug abuse~~ **substance use disorder** established by IC 4-3-25-3 to plan, implement, monitor, and evaluate local comprehensive community plans.

SECTION 10. IC 5-2-21.2-5, AS AMENDED BY P.L.102-2017, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 5. As used in this chapter, "technical assistance center" means a center established by the board in conjunction with the Indiana commission to combat ~~drug abuse~~ **substance use disorder** established by IC 4-3-25-3 and the division of mental health and addiction under IC 5-2-1-20 to support the development and sustainability of local crisis intervention teams.

SECTION 11. IC 5-20-9-6, AS ADDED BY P.L.103-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 6. (a) The Indiana housing first program is established to provide housing and support services for eligible persons. The program shall be administered by the authority. The Indiana commission to combat ~~drug abuse~~ **substance use disorder** established under IC 4-3-25-3 may award grants to the authority for the purposes of the program. Not later than January 1, 2018, the authority shall establish policies and procedures to implement and administer the program. The policies and procedures established by the authority under this section must ensure that the program does the following:

- (1) Provides eligible program participants with affordable and



safe housing through program rental assistance to be used in dedicated supportive housing units and in existing market units in the community.

(2) Includes a plan for the:

- (A) initial leasing of; and
- (B) management of rental assistance through the affordability period for;

supportive housing developed under the program.

(3) Provides eligible program participants with support services, including:

- (A) employment assistance and job training;
- (B) substance abuse and addiction treatment;
- (C) educational assistance;
- (D) life skills assistance; and
- (E) treatment for, and the management of, mental and physical health problems;

that are predicated on assertive engagement rather than coercion. Support services described in clause (B) must be predicated on a harm reduction approach to addiction, rather than mandating abstinence, while supporting a program participant's commitment to recovery.

(4) Grants eligible persons who have a high degree of medical vulnerability priority as participants in the program.

(5) Provides program participants with leases and tenant protections as provided by law.

(6) Establishes annual goals to:

- (A) reduce the number of individuals cycling through chemical addiction programs;
- (B) provide long term supports for individuals dually diagnosed with:
 - (i) a serious and persistent mental illness; and
 - (ii) a chronic chemical addiction;
- (C) increase the housing stability of persons with mental illness or other behavioral health issues; and
- (D) increase positive health indicators for all program participants;

in Indiana as a whole and in particular regions, communities, and metropolitan statistical areas within Indiana, through the program and support services provided under the program. The goals required by this subdivision must be based on data collected by the authority and the authority's partners.

(7) Includes partnerships with public entities and private entities,



including any of the following, to provide support services and a continuum of care for eligible program participants:

- (A) Nonprofit or faith based organizations providing services to individuals and families in the program's target population.
- (B) Units of local government.
- (C) School corporations and schools.
- (D) Businesses.
- (E) Public housing agencies.
- (F) Social service providers.
- (G) Mental health providers.
- (H) Hospitals.
- (I) Affordable housing developers and providers.
- (J) Law enforcement agencies and correctional facilities.
- (K) Organizations serving homeless veterans.
- (L) Organizations serving victims of domestic violence.
- (M) Universities.
- (N) Other public or private entities the authority considers appropriate to partner with to accomplish the purposes of the program.

(b) In establishing the policies and procedures required by this section, the authority may collaborate with or seek guidance from:

- (1) other appropriate state agencies, including the department of correction, the state department of health, and the office of the secretary of family and social services (and the appropriate divisions within the office of the secretary of family and social services);
- (2) officials in other states or municipalities that have implemented housing first programs or other similar programs; and
- (3) any of the entities listed in subsection (a)(7).

SECTION 12. IC 7.1-2-2-13, AS AMENDED BY P.L.234-2007, SECTION 305, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 13. (a) The alcohol and tobacco commission shall categorize salaries of enforcement officers within each rank based upon the rank held and the number of years of service in the commission through the twentieth year. The salary ranges that the board assigns to each rank shall be divided into a base salary and twenty (20) increments above the base salary with:

- (1) the base salary in the rank paid to a person with less than one (1) year of service in the commission; and
- (2) the highest salary in the rank paid to a person with at least twenty (20) years of service in the commission.



(b) The salary matrix prescribed by this section shall be reviewed and approved by the budget agency **biennially in even-numbered years** before implementation.

(c) The salary matrix prescribed by this section must have parity with the salary matrix prescribed by the natural resources commission under IC 14-9-8 for conservation officers of the department of natural resources. The budget agency shall approve a salary matrix that meets the parity requirement of this subsection.

SECTION 13. IC 8-10-9-3, AS AMENDED BY P.L.197-2011, SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 3. (a) There is established in each city to which this chapter applies a waterway management district.

(b) The district includes all territory, including both dry land and water, within a distance of one-half (1/2) mile on either side of the center line of any waterway within the city in which the district is established, excluding the land and water occupied by any marina owned by a unit of government located in the ~~corridor (as defined in IC 36-7-13.5-1)~~. **strip of land in Indiana abutting Lake Michigan and the tributaries of Lake Michigan.**

(c) The district boundary is formed by an imaginary line one-half (1/2) mile distant from the center line of a waterway in all directions. However, the boundary of the district does not extend beyond the boundaries of the city in which the district is located in those areas where the city boundary is located less than one-half (1/2) mile from the center line of a waterway.

SECTION 14. IC 10-11-2-13, AS AMENDED BY P.L.234-2007, SECTION 306, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 13. (a) The board shall categorize salaries of police employees within each rank based upon the rank held and the number of years of service in the department through the twentieth year. The salary ranges the board assigns to each rank shall be divided into a base salary and twenty (20) increments above the base salary, with:

- (1) the base salary in the rank paid to a person with less than one (1) year of service in the department; and
- (2) the highest salary in the rank paid to a person with at least twenty (20) years of service in the department.

(b) The salary matrix prescribed by this section shall be reviewed and approved by the budget agency **biennially in even-numbered years** before implementation.

SECTION 15. IC 10-11-2-27, AS AMENDED BY P.L.234-2007, SECTION 304, IS AMENDED TO READ AS FOLLOWS



[EFFECTIVE JULY 1, 2022]: Sec. 27. (a) The board shall categorize salaries of motor carrier inspectors within each rank based upon the rank held and the number of years of service in the department through the tenth year. The salary ranges the board assigns to each rank shall be divided into a base salary and ten (10) increments above the base salary, with:

- (1) the base salary in the rank paid to a person with less than one (1) year of service in the department; and
- (2) the highest salary in the rank paid to a person with at least ten (10) years of service in the department.

(b) For purposes of creating the salary matrix prescribed by this section, the board may not approve salary ranges for any rank that are less than the salary ranges effective for that rank on January 1, 1995.

(c) The salary matrix prescribed by this section:

- (1) shall be reviewed and approved by the budget agency **biennially in even-numbered years** before implementation; and
- (2) must include the job classifications of motor carrier district coordinator, motor carrier zone coordinator, and motor carrier administrator.

SECTION 16. IC 10-11-2-28.5, AS ADDED BY P.L.83-2006, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 28.5. (a) After June 30, 2007, the board shall use a salary matrix that categorizes salaries of capitol police officers described in section 28 of this chapter within each rank based upon the rank held and the number of years of service in the department through the tenth year. The salary ranges the board assigns to each rank shall be divided into a base salary and ten (10) increments above the base salary, with:

- (1) the base salary in the rank paid to a capitol police officer with less than one (1) year of service in the department; and
- (2) the highest salary in the rank paid to a capitol police officer with at least ten (10) years of service in the department.

(b) For purposes of creating the salary matrix prescribed by this section, the board may not approve salary ranges for any rank of capitol police officers that are less than the salary ranges effective for that rank on January 1, 2006.

(c) The salary matrix prescribed by this section shall be reviewed and approved by the budget agency **biennially in even-numbered years** before implementation.

(d) The salary matrix developed under subsection (a) must use the same percentage differentials between increments that are used for the salary matrix for police employees under IC 10-11-2-13.



SECTION 17. IC 12-11-15.5-4.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 4.5. (a) Not later than September 1, 2022, the task force shall make recommendations to the legislative council regarding the:**

- (1) establishment of a statewide training curriculum for individuals who provide services to individuals with an intellectual or other developmental disability;**
- (2) feasibility of establishing training certification;**
- (3) establishment of a statewide training registry; and**
- (4) feasibility of a pilot project to implement any recommendations made under this section.**

The recommendations must be in an electronic format under IC 5-14-6.

(b) This section expires January 1, 2024.

SECTION 18. IC 12-11-15.5-4.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 4.6. (a) Not later than September 1, 2022, the task force shall make recommendations to the legislative council regarding:**

- (1) current trends related to health and safety requests for the community integration habilitation Medicaid waiver or any other service; and**
- (2) the feasibility of the division establishing a pilot program to create special service review teams to assist families or individuals in a crisis situation to identify available resources and sources of assistance.**

The recommendations must be in an electronic format under IC 5-14-6.

(b) This section expires January 1, 2024.

SECTION 19. IC 12-11-15.5-4.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 4.7. (a) Not later than September 1, 2022, the task force shall make recommendations to the legislative council regarding the creation of a report:**

- (1) to be distributed by the bureau of developmental disabilities services to each authorized service provider; and**
- (2) to provide to the authorized service provider the name of each direct support professional who has been the subject of a substantiated incident report.**

The recommendations must be in an electronic format under IC 5-14-6.



(b) This section expires January 1, 2023.

SECTION 20. IC 12-13-16-9, AS ADDED BY P.L.73-2020, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 9. (a) The 211 advisory committee is established. The advisory committee includes the following members appointed by the governor or the governor's designee:

- (1) Two (2) members, each of whom represents a different Indiana United Way entity.
- (2) Two (2) members who have experience working for or with Indiana 211 Partnership, Inc., or the Indiana 211 board of directors.
- (3) Two (2) members, each of whom represents a different local service agency that receives referrals from 211.
- (4) Seven (7) members representing the types of human services provided under this chapter.

(5) One (1) individual representing the Indiana Association of Rehabilitation Facilities.

(b) The initial members of the advisory committee serve the following terms:

- (1) Three (3) members serve a term of one (1) year.
- (2) Five (5) members serve a term of two (2) years.
- (3) Five (5) members serve a term of four (4) years.

Members appointed to the advisory committee thereafter serve terms of four (4) years.

(c) The governor or the governor's designee shall appoint the chairperson of the advisory committee.

(d) The advisory committee shall do the following:

- (1) Provide input and consultation regarding implementation and administration of 211 services by the office of the secretary to ensure compliance with any requirements or obligations under this chapter.
- (2) Advise the office of the secretary and make recommendations concerning the use of and goals for 211 services.

(e) The office of the secretary shall staff the advisory committee. The expenses of the advisory committee shall be paid by the office of the secretary.

(f) Each member of the advisory committee who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana



department of administration and approved by the budget agency.

(g) Each member of the advisory committee who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

SECTION 21. IC 12-23-19-2, AS AMENDED BY P.L.57-2021, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 2. (a) An individual is eligible for mental health and addiction forensic treatment services if:

- (1) subject to subsection (d), the individual:
 - (A) is a member of a household with an annual income that does not exceed two hundred percent (200%) of the federal income poverty level;
 - (B) is a resident of Indiana;
 - (C) is:
 - (i) at least eighteen (18) years of age; or
 - (ii) subject to the approval of the Indiana commission to combat ~~drug abuse~~, **substance use disorder**, less than eighteen (18) years of age and the individual is a defendant whose case is either waived from juvenile court to adult court or directly filed in adult court; and
 - (D) has entered the criminal justice system as a felon or with a prior felony conviction or is ordered to be committed for competency restoration services as described in IC 35-36-3-1(b); and
- (2) subject to subsection (b), reimbursement for the service is not available to the individual through any of the following:
 - (A) A policy of accident and sickness insurance (IC 27-8-5).
 - (B) A health maintenance organization contract (IC 27-13).
 - (C) The Medicaid program (IC 12-15), excluding the Medicaid rehabilitation program and the Behavioral and Primary Health Coordination Program under Section 1915(i) of the Social Security Act.
 - (D) The federal Medicare program or any other federal assistance program.

(b) If an individual is not entitled to reimbursement from the sources described in subsection (a)(2) of the full amount of the cost of the mental health and addiction forensic treatment services, grants and vouchers under this chapter may be used to provide those services to the extent that the costs of those services exceed the reimbursement the



individual is entitled to receive from the sources described in subsection (a)(2), excluding any copayment or deductible that the individual is required to pay.

(c) The division shall determine the extent to which an individual who is provided mental health and addiction forensic treatment services under this chapter is entitled to receive reimbursement from the sources described in subsection (a)(2).

(d) Notwithstanding subsection (a)(1)(D), subject to available funding and on the recommendation of the justice reinvestment advisory council (established by IC 33-38-9.5-2), the division may operate a pilot program applying the eligibility criteria in this section to individuals who are charged with a misdemeanor. If the division operates a pilot program under this subsection, the division shall issue annual reports to the justice reinvestment advisory council.

SECTION 22. IC 12-23-21-2, AS ADDED BY P.L.168-2017, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 2. (a) Subject to the approval of the Indiana commission to combat ~~drug abuse~~, **substance use disorder**, the physician medication assisted treatment training reimbursement pilot program is established to provide reimbursement to physicians who meet the requirements of section 3 of this chapter, for the purpose of increasing the number of qualified physicians in Indiana with training in medication assisted treatment.

(b) The division shall administer the program.

SECTION 23. IC 12-23-21.2-2, AS AMENDED BY P.L.222-2019, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 2. (a) Subject to the approval of the Indiana commission to combat ~~drug abuse~~, **substance use disorder**, the division of mental health and addiction shall establish an opioid treatment pilot program for opioid use disorder.

(b) The program shall be designed to assist participants in overcoming opioid use disorder by providing inpatient, residential, and outpatient opioid treatment services.

(c) An individual is eligible to participate in the program if the individual is:

- (1) at least eighteen (18) years of age;
- (2) not being charged with a felony or misdemeanor; and
- (3) incapacitated by opioid use disorder as demonstrated by the fact that the individual is at serious risk of injury or death due to abuse of opioids.

(d) The division shall establish the program in the following counties:



- (1) Tippecanoe County.
- (2) Marion County.
- (3) Wayne County.
- (e) A county may use:
 - (1) outpatient commitment proceedings under IC 12-26-14; and
 - (2) commitment proceedings under IC 12-26;

in appropriate cases if a person meets the requirements of the statute.

SECTION 24. IC 12-23-23-0.5, AS ADDED BY P.L.195-2018, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 0.5. This chapter is subject to the approval of the Indiana commission to combat ~~drug abuse~~; **substance use disorder**.

SECTION 25. IC 14-9-8-28, AS AMENDED BY P.L.234-2007, SECTION 307, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 28. (a) The natural resources commission shall categorize salaries of enforcement officers within each rank based upon the rank held and the number of years of service in the department through the twentieth year. The salary ranges that the commission assigns to each rank shall be divided into a base salary and twenty (20) increments above the base salary with:

- (1) the base salary in the rank paid to a person with less than one (1) year of service in the department; and
- (2) the highest salary in the rank paid to a person with at least twenty (20) years of service in the department.

(b) The salary matrix prescribed by this section shall be reviewed and approved by the state budget agency **biennially in even-numbered years** before implementation.

(c) The salaries for law enforcement officers of the law enforcement division of the department must be equal to the salaries of police employees of the state police department under IC 10-11-2-13, based upon years of service in the department and rank held.

(d) The requirement of subsection (c) does not affect:

- (1) any rights or liabilities accrued; or
- (2) any proceedings begun;

on or before June 30, 1999. Those rights, liabilities, and proceedings continue and shall be imposed and enforced under prior civil law and procedure as if the requirement of subsection (c) had not been enacted.

SECTION 26. IC 16-35-10-2, AS ADDED BY P.L.174-2017, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 2. Subject to the approval of the Indiana commission to combat ~~drug abuse~~; **substance use disorder**, the opioid addiction recovery pilot program for pregnant women and women with newborns is established to assist pregnant women and women with



newborns by providing substance abuse and addiction treatment in a residential care facility and providing home visitation services.

SECTION 27. IC 33-38-9.5-2, AS AMENDED BY P.L.207-2021, SECTION 53, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 2. (a) The justice reinvestment advisory council is established. The advisory council consists of the following members:

- (1) The executive director of the Indiana public defender council or the executive director's designee.
- (2) The executive director of the Indiana prosecuting attorneys council or the executive director's designee.
- (3) The director of the division of mental health and addiction or the director's designee.
- (4) The president of the Indiana Sheriffs' Association or the president's designee.
- (5) The commissioner of the Indiana department of correction or the commissioner's designee.
- (6) The chief administrative officer of the office of judicial administration or the chief administrative officer's designee.
- (7) The executive director of the Indiana criminal justice institute or the executive director's designee.
- (8) The president of the Indiana Association of Community Corrections Act Counties or the president's designee.
- (9) The president of the Probation Officers Professional Association of Indiana or the president's designee.
- (10) The budget director or the budget director's designee.
- (11) The executive director of the Association of Indiana Counties or the executive director's designee.
- (12) The president of the Indiana Judges Association or the president's designee.
- (13) The chair of the Indiana public defender commission or the chair's designee.
- (14) The chair of the senate corrections and criminal law committee or the chair's designee.
- (15) The ranking minority member of the senate corrections and criminal law committee or the ranking minority member's designee.
- (16) The chair of the house courts and criminal code committee or the chair's designee.
- (17) The ranking minority member of the house courts and criminal code committee or the ranking minority member's designee.
- (18) The governor or the governor's designee.



(19) The president and chief executive officer of the Indiana Council of Community Mental Health Centers or the president and chief executive officer's designee.

(20) The president and chief executive officer of Mental Health America of Indiana or the president and chief executive officer's designee.

(b) The chief justice or the chief justice's designee shall serve as chairperson of the advisory council.

(c) The duties of the advisory council include:

(1) reviewing and evaluating state and local criminal justice systems and corrections programs, including pretrial services, behavioral health treatment and recovery services, community corrections, county jails, parole, and probation services;

(2) reviewing the processes used by the department of correction and the division of mental health and addiction in awarding grants;

(3) reviewing and evaluating jail overcrowding to identify a range of possible solutions;

(4) coordinating with other criminal justice funding sources;

(5) establishing committees to inform the work of the advisory council; and

(6) performing other relevant duties as determined by the advisory council.

(d) The advisory council may make recommendations to:

(1) the department of correction, community corrections advisory boards, and the division of mental health and addiction concerning the award of grants;

(2) criminal justice systems and corrections programs concerning best practices to improve outcomes of persons under supervision;

(3) the Indiana general assembly concerning legislation and funding for criminal justice initiatives;

(4) the Indiana criminal justice institute concerning criminal justice funding priorities;

(5) the office of judicial administration concerning veterans problem-solving court grants; and

(6) the county sheriffs concerning strategies to address jail overcrowding and implementing evidence based practices for reducing recidivism for individuals in county jails.

(e) The office of judicial administration shall staff the advisory council.

(f) The expenses of the advisory council shall be paid by the office of judicial administration from funds appropriated to the office of



judicial administration for the administrative costs of the justice reinvestment advisory council.

(g) A member of the advisory council is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is, however, entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(h) The affirmative votes of a majority of the voting members appointed to the advisory council are required for the advisory council to take action on any measure.

(i) The advisory council shall meet as necessary to:

- (1) work with the department of correction and the division of mental health and addiction to establish the grant criteria and grant reporting requirements described in subsection ~~(f)~~; **(m)**;
- (2) review grant applications;
- (3) make recommendations and provide feedback to the department of correction and the division of mental health and addiction concerning grants to be awarded;
- (4) review grants awarded by the department of correction and the division of mental health and addiction; and
- (5) suggest areas and programs in which the award of future grants might be beneficial.

(j) The advisory council, in conjunction with the Indiana criminal justice institute, shall jointly issue an annual report under IC 5-2-6-24.

(k) The advisory council shall review the composition of the community corrections advisory board described in IC 11-12-2-2 and make a recommendation to the legislative council in an electronic format under IC 5-14-6 before November 1, 2022, regarding how to reduce the membership of a community corrections advisory board and the recommended membership for a community corrections advisory board.

~~(k)~~ **(l)** Any entity that receives funds:

- (1) recommended by the advisory council; and
- (2) appropriated by the department of correction;

for the purpose of providing additional treatment or supervision services shall provide the information described in subsection ~~(f)~~ **(m)** to the department of correction to aid in the compilation of the report described in subsection (j).

~~(f)~~ **(m)** The department of correction shall provide the advisory council with the following information:



- (1) The total number of participants, categorized by level of most serious offense, who were served by the entity through funds described in subsection ~~(k)~~: **(l)**.
- (2) The percentage of participants, categorized by level of most serious offense, who completed a treatment program, service, or level of supervision.
- (3) The percentage of participants, categorized by level of most serious offense, who were discharged from a treatment program, service, or level of supervision.
- (4) The percentage of participants, categorized by level of most serious offense, who:
- (A) completed a funded treatment program, service, or level of supervision; and
 - (B) were subsequently committed to the department of correction;
- within twenty-four (24) months after completing the funded treatment program, service, or level of supervision.
- (5) The percentage of participants, categorized by level of most serious offense, who were:
- (A) discharged from a funded treatment program, service, or level of supervision; and
 - (B) subsequently committed to the department of correction;
- within twenty-four (24) months after being discharged from the funded treatment program, service, or level of supervision.
- (6) The total number of participants who completed a funded treatment program, service, or level of supervision.
- (7) The total number of participants who:
- (A) completed a funded treatment program, service, or level of supervision; and
 - (B) were legally employed.
- (8) Any other information relevant to the funding of the entity as described in subsection ~~(k)~~: **(l)**.

SECTION 28. IC 36-1-12-3, AS AMENDED BY P.L.43-2019, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 3. (a) The board may purchase or lease materials in the manner provided in IC 5-22 and perform any public work, by means of its own workforce, without awarding a contract whenever the cost of that public work project is estimated to be less than two hundred fifty thousand dollars (\$250,000). Before a board may perform any work under this section by means of its own workforce, the political subdivision or agency must have a group of employees on its staff who are capable of performing the construction, maintenance, and repair



applicable to that work. For purposes of this subsection, the cost of a public work project includes:

- (1) the actual cost of materials, labor, equipment, and rental;
- (2) a reasonable rate for use of trucks and heavy equipment owned; and
- (3) all other expenses incidental to the performance of the project.

(b) This subsection applies only to a municipality or a county. The workforce of a municipality or county may perform a public work described in subsection (a) only if:

- (1) the workforce, through demonstrated skills, training, or expertise, is capable of performing the public work; and
- (2) for a public work project under subsection (a) whose cost is estimated to be more than one hundred thousand dollars (\$100,000), the board:

(A) publishes a notice under IC 5-3-1 that:

- (i) describes the public work that the board intends to perform with its own workforce; and
- (ii) sets forth the projected cost of each component of the public work as described in subsection (a); and

(B) determines at a public meeting that it is in the public interest to perform the public work with the board's own workforce.

A public work project performed by a board's own workforce must be inspected and accepted as complete in the same manner as a public work project performed under a contract awarded after receiving bids.

(c) When the project involves the rental of equipment with an operator furnished by the owner, or the installation or application of materials by the supplier of the materials, the project is considered to be a public work project and subject to this chapter. However, an annual contract may be awarded for equipment rental and materials to be installed or applied during a calendar or fiscal year if the proposed project or projects are described in the bid specifications.

(d) A board of aviation commissioners or an airport authority board may purchase or lease materials in the manner provided in IC 5-22 and perform any public work by means of its own workforce and owned or leased equipment, in the construction, maintenance, and repair of any airport roadway, runway, taxiway, or aircraft parking apron whenever the cost of that public work project is estimated to be less than one hundred fifty thousand dollars (\$150,000).

(e) Municipal and county hospitals must comply with this chapter for all contracts for public work that are financed in whole or in part with cumulative building fund revenue, as provided in section 1(c) of



this chapter. However, if the cost of the public work is estimated to be less than fifty thousand dollars (\$50,000), as reflected in the board minutes, the hospital board may have the public work done without receiving bids, by purchasing the materials and performing the work by means of its own workforce and owned or leased equipment.

(f) If a public works project involves a structure, an improvement, or a facility under the control of a ~~department (as defined in IC 4-3-19-2(2))~~, **public highway department that is under the political control of a unit (as defined in IC 36-1-2-23) and involved in the construction, maintenance, or repair of a public highway (as defined in IC 9-25-2-4)**, the department may not artificially divide the project to bring any part of the project under this section.

SECTION 29. IC 36-7-11.5-1, AS AMENDED BY P.L.234-2007, SECTION 282, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 1. (a) ~~As used in this chapter, "advisory board" refers to the Orange County development advisory board established by section 12 of this chapter.~~

~~(b)~~ (a) As used in this chapter, "development commission" refers to the Orange County development commission established by section 3.5 of this chapter.

~~(c)~~ (b) As used in this chapter, "historic hotel" has the meaning set forth in IC 4-33-2-11.1.

~~(d)~~ (c) As used in this chapter, "hotel riverboat resort" refers to the historic hotels, the riverboat operated under IC 4-33-6.5, and other properties operated in conjunction with the riverboat enterprise located in Orange County.

~~(e)~~ (d) As used in this chapter, "qualified historic hotel" refers to a historic hotel that has an atrium that includes a dome that is at least two hundred (200) feet in diameter.

SECTION 30. IC 36-7-11.5-12 IS REPEALED [EFFECTIVE JULY 1, 2022]. Sec. 12. (a) ~~The Orange County development advisory board is established for the purpose of advising the development commission established under section 3.5 of this chapter.~~

(b) ~~The advisory board consists of five (5) members appointed as follows:~~

- ~~(1) One (1) individual appointed by the speaker of the house of representatives.~~
- ~~(2) One (1) individual appointed by the president pro tempore of the senate.~~
- ~~(3) One (1) individual appointed by the Orange County convention and visitors bureau.~~
- ~~(4) Two (2) individuals appointed by the chief operating officer~~



of the hotel riverboat resort.

(c) Except as provided in subsection (d), the members of the advisory board shall each serve for a term of four (4) years. A vacancy shall be filled for the duration of the term by the original appointing authority.

(d) The member appointed under subsection (b)(3) shall serve an initial term of one (1) year. As determined by the appointing authority, the two (2) members appointed under subsection (b)(4) shall serve initial terms of two (2) and three (3) years respectively.

(e) A member of the advisory board is not entitled to a salary per diem. However, a member is entitled to reimbursement for travel expenses incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the department of administration and approved by the budget agency.

SECTION 31. IC 36-7-13.5 IS REPEALED [EFFECTIVE JULY 1, 2022]. (Shoreline Development).

SECTION 32. IC 36-7.5-1-12, AS AMENDED BY P.L.197-2011, SECTION 146, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 12. "Eligible political subdivision" means the following:

- (1) An airport authority.
- (2) A commuter transportation district.
- (3) A regional bus authority under IC 36-9-3-2(c).
- (4) A regional transportation authority established under IC 36-9-3-2.
- (5) The Lake Michigan marina and shoreline development commission under IC 36-7-13.5.

SECTION 33. IC 36-7.5-1-12.4 IS REPEALED [EFFECTIVE JULY 1, 2022]. Sec. 12.4: "Lake Michigan marina and shoreline development commission" means the commission established by IC 36-7-13.5-2.

SECTION 34. IC 36-7.5-1-12.5 IS REPEALED [EFFECTIVE JULY 1, 2022]. Sec. 12.5: "Lake Michigan marina and shoreline development commission project" means a project that can be financed with the proceeds of bonds issued by the Lake Michigan marina and shoreline development commission.

SECTION 35. IC 36-7.5-1-13, AS AMENDED BY P.L.197-2011, SECTION 149, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 13. "Project" means an airport authority project, a commuter transportation district project, an economic development project, a regional bus authority project, or a regional transportation authority project. or a Lake Michigan marina and shoreline development commission project.



SECTION 36. IC 36-7.5-2-1, AS AMENDED BY P.L.229-2017, SECTION 37, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 1. The northwest Indiana regional development authority is established as a separate body corporate and politic to carry out the purposes of this article by:

- (1) acquiring, constructing, equipping, owning, leasing, and financing projects and facilities for lease to or for the benefit of eligible political subdivisions under this article in accordance with IC 36-7.5-3-1.5;
- (2) funding and developing the Gary/Chicago International Airport expansion and other airport authority projects, commuter transportation district and other rail projects and services, regional bus authority projects and services, regional transportation authority projects and services, ~~Lake Michigan marina and shoreline development projects and activities~~; and economic development projects in northwestern Indiana;
- (3) assisting with the funding of infrastructure needed to sustain development of an intermodal facility in northwestern Indiana;
- (4) funding and developing regional transportation infrastructure projects under IC 36-9-43; and
- (5) studying and evaluating destination based economic development projects that have:
 - (A) an identified market;
 - (B) identified funding sources and these funding sources include at least fifty percent (50%) from nongovernmental sources; and
 - (C) a demonstrable short and long term local and regional economic impact, as verified by an independent economic analysis.

An economic analysis conducted under clause (C) must be submitted to the budget committee at least thirty (30) days before review is sought for the project under IC 36-7.5-3-1.5.

SECTION 37. IC 36-7.5-3-1, AS AMENDED BY P.L.189-2018, SECTION 168, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 1. The development authority shall do the following:

- (1) Subject to sections 1.5 and 1.7 of this chapter, assist in the coordination of local efforts concerning projects.
- (2) Assist a commuter transportation district, an airport authority, ~~the Lake Michigan marina and shoreline development commission~~, a regional transportation authority, and a regional bus authority in coordinating regional transportation and



economic development efforts.

(3) Subject to sections 1.5 and 1.7 of this chapter, fund projects as provided in this article.

(4) Fund bus services (including fixed route services and flexible or demand-responsive services) and projects related to bus services and bus terminals, stations, or facilities.

SECTION 38. IC 36-7.5-3-2, AS AMENDED BY P.L.229-2017, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 2. (a) The development authority may do any of the following:

(1) Finance, improve, construct, reconstruct, renovate, purchase, lease, acquire, and equip land and projects located in an eligible county or eligible municipality.

(2) Lease land or a project to an eligible political subdivision.

(3) Finance and construct additional improvements to projects or other capital improvements owned by the development authority and lease them to or for the benefit of an eligible political subdivision.

(4) Acquire land or all or a portion of one (1) or more projects from an eligible political subdivision by purchase or lease and lease the land or projects back to the eligible political subdivision, with any additional improvements that may be made to the land or projects.

(5) Acquire all or a portion of one (1) or more projects from an eligible political subdivision by purchase or lease to fund or refund indebtedness incurred on account of the projects to enable the eligible political subdivision to make a savings in debt service obligations or lease rental obligations or to obtain relief from covenants that the eligible political subdivision considers to be unduly burdensome.

(6) Make loans, loan guarantees, and grants or provide other financial assistance to or on behalf of the following:

(A) A commuter transportation district.

(B) An airport authority or airport development authority.

~~(C) The Lake Michigan marina and shoreline development commission.~~

~~(D)~~ (C) A regional bus authority. A loan, loan guarantee, grant, or other financial assistance under this clause may be used by a regional bus authority for acquiring, improving, operating, maintaining, financing, and supporting the following:

(i) Bus services (including fixed route services and flexible



or demand-responsive services) that are a component of a public transportation system.

(ii) Bus terminals, stations, or facilities or other regional bus authority projects.

~~(E)~~ **(D)** A regional transportation authority.

~~(F)~~ **(E)** A member municipality that is eligible to make an appointment to the development board under IC 36-7.5-2-3(b)(2) and that has pledged admissions tax revenue for a bond anticipation note after March 31, 2014, and before June 30, 2015. However, a loan made to such a member municipality before June 30, 2016, under this clause must have a term of not more than ten (10) years, must require annual level debt service payments, and must have a market based interest rate. If a member municipality defaults on the repayment of a loan made under this clause, the development authority shall notify the treasurer of state of the default and the treasurer of state shall:

(i) withhold from any funds held for distribution to the municipality under IC 4-33-12, or IC 4-33-13 an amount sufficient to cure the default; and

(ii) pay that amount to the development authority.

(7) Provide funding to assist a railroad that is providing commuter transportation services in an eligible county or eligible municipality.

(8) Provide funding to assist an airport authority located in an eligible county or eligible municipality in the construction, reconstruction, renovation, purchase, lease, acquisition, and equipping of an airport facility or airport project.

(9) Provide funding to assist in the development of an intermodal facility to facilitate the interchange and movement of freight.

~~(10) Provide funding to assist the Lake Michigan marina and shoreline development commission in carrying out the purposes of IC 36-7-13.5:~~

~~(11)~~ **(10)** Provide funding for economic development projects in an eligible county or eligible municipality.

~~(12)~~ **(11)** Hold, use, lease, rent, purchase, acquire, and dispose of by purchase, exchange, gift, bequest, grant, condemnation, lease, or sublease, on the terms and conditions determined by the development authority, any real or personal property located in an eligible county or eligible municipality.

~~(13)~~ **(12)** After giving notice, enter upon any lots or lands for the purpose of surveying or examining them to determine the location



of a project.

~~(14)~~ **(13)** Make or enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this article.

~~(15)~~ **(14)** Sue, be sued, plead, and be impleaded.

~~(16)~~ **(15)** Design, order, contract for, and construct, reconstruct, and renovate a project or improvements to a project.

~~(17)~~ **(16)** Appoint an executive director and employ appraisers, real estate experts, engineers, architects, surveyors, attorneys, accountants, auditors, clerks, construction managers, and any consultants or employees that are necessary or desired by the development authority in exercising its powers or carrying out its duties under this article.

~~(18)~~ **(17)** Accept loans, grants, and other forms of financial assistance from the federal government, the state government, a political subdivision, or any other public or private source.

~~(19)~~ **(18)** Use the development authority's funds to match federal grants or make loans, loan guarantees, or grants to carry out the development authority's powers and duties under this article.

~~(20)~~ **(19)** Provide funding for regional transportation infrastructure projects under IC 36-9-43.

~~(21)~~ **(20)** Except as prohibited by law, take any action necessary to carry out this article.

(b) If the development authority is unable to agree with the owners, lessees, or occupants of any real property selected for the purposes of this article, the development authority may proceed under IC 32-24-1 to procure the condemnation of the property. The development authority may not institute a proceeding until it has adopted a resolution that:

- (1) describes the real property sought to be acquired and the purpose for which the real property is to be used;
- (2) declares that the public interest and necessity require the acquisition by the development authority of the property involved; and
- (3) sets out any other facts that the development authority considers necessary or pertinent.

The resolution is conclusive evidence of the public necessity of the proposed acquisition.

SECTION 39. IC 36-7.5-4-6, AS ADDED BY P.L.214-2005, SECTION 73, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 6. (a) Bonds issued under IC 8-5-15, IC 8-22-3, ~~IC 36-7-13.5~~; or IC 36-9-3 or prior law may be refunded as provided in



this section.

(b) An eligible political subdivision may:

- (1) lease all or a portion of land or a project or projects to the development authority, which may be at a nominal lease rental with a lease back to the eligible political subdivision, conditioned upon the development authority assuming bonds issued under IC 8-5-15, IC 8-22-3, ~~IC 36-7-13.5~~, or IC 36-9-3 or prior law and issuing its bonds to refund those bonds; and
- (2) sell all or a portion of land or a project or projects to the development authority for a price sufficient to provide for the refunding of those bonds and lease back the land or project or projects from the development authority.

SECTION 40. IC 36-8-16.7-48, AS AMENDED BY P.L.121-2016, SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2022]: Sec. 48. (a) The budget committee shall review the statewide 911 system governed by this chapter for the two (2) calendar years ending:

- (1) December 31, 2013; and
- (2) December 31, 2014.

(b) In conducting the review required by this section, the budget committee may examine the following:

- (1) Whether the fund is being administered by the board in accordance with this chapter.
- (2) The collection, disbursement, and use of the statewide 911 fee assessed under section 32 of this chapter. In performing a review under this subdivision, the budget committee may examine whether the statewide 911 fee:
 - (A) is being assessed in an amount that is reasonably necessary to provide adequate and efficient 911 service; and
 - (B) is being used only for the purposes set forth in this chapter.
- ~~(3) The report submitted to the budget committee by the Indiana advisory commission on intergovernmental relations under IC 4-23-24.2-5(b) (before its expiration on July 1, 2016):~~
- ~~(4)~~ (3) Any other data, reports, or information the budget committee determines is necessary to review the statewide 911 system governed by this chapter.

(c) Subject to section 42 of this chapter, the board, the state board of accounts, political subdivisions, providers, and PSAPs shall provide to the budget committee all relevant data, reports, and information requested by the budget committee to assist the budget committee in carrying out its duties under this section.

(d) After conducting the review required by this section, the budget



committee shall, not later than June 1, 2015, report its findings to the legislative council. The budget committee's findings under this subsection:

(1) must include a recommendation as to whether the statewide 911 fee assessed under section 32 of this chapter should continue to be assessed and collected under this chapter after June 30, 2015; and

(2) if the budget committee recommends under subdivision (1) that the statewide 911 fee assessed under section 32 of this chapter should continue to be assessed and collected under this chapter after June 30, 2015, may include recommendations for the introduction in the general assembly of any legislation that the budget committee determines is necessary to ensure that the statewide 911 system governed by this chapter is managed in a fair and fiscally prudent manner.

A report to the legislative council under this subsection must be in an electronic format under IC 5-14-6.

(e) If the budget committee does not recommend in its report under subsection (d) that the statewide 911 fee assessed under section 32 of this chapter should continue to be assessed and collected under this chapter after June 30, 2015, the statewide 911 fee assessed under section 32 of this chapter expires July 1, 2015, and may not be assessed or collected after June 30, 2015.

SECTION 41. An emergency is declared for this act.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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