

HOUSE BILL No. 1242

DIGEST OF INTRODUCED BILL

Citations Affected: IC 4-13-16.7.

Synopsis: State purchasing. Requires the Indiana department of administration to prepare an annual report, beginning July 1, 2023, regarding purchases made by state agencies from the following: (1) A minority business enterprise. (2) A nonprofit agency for individuals with disabilities. (3) A veteran owned small business. (4) A women's business enterprise.

Effective: July 1, 2022.

Miller D, Pressel

January 6, 2022, read first time and referred to Committee on Government and Regulatory Reform.



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 BILL No. 1242

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

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

1 SECTION 1. IC 4-13-16.7 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2022]:

4 **Chapter 16.7. Supplier Diversity Annual Report**

5 **Sec. 1. As used in this chapter, "diversity business" refers to any**
6 **of the following:**

- 7 (1) A minority business enterprise, as defined in
- 8 IC 4-13-16.5-1(h).
- 9 (2) A qualified agency, as defined in IC 5-22-13-1.
- 10 (3) A veteran owned small business, as defined in
- 11 IC 4-13-16.5-1(p).
- 12 (4) A women's business enterprise, as defined in
- 13 IC 4-13-16.5-1(q).

14 **Sec. 2. Beginning July 1, 2023, and every July 1 thereafter, the**
15 **department shall prepare a report regarding purchases made by**
16 **state agencies from diversity businesses during the most recently**
17 **concluded state fiscal year.**



1 **Sec. 3. The report required by section 2 of this chapter must**
 2 **contain the following information:**

3 **(1) For each diversity business from which a purchase was**
 4 **made, the following information:**

5 **(A) The classification of the diversity business as described**
 6 **in section 1 of this chapter.**

7 **(B) The Internal Revenue Service principal business code**
 8 **for the diversity business.**

9 **(C) A description of each kind of supply item or service**
 10 **purchased from the diversity business.**

11 **(D) For each supply item purchased from the diversity**
 12 **business, the following information:**

13 **(i) The frequency of purchases.**

14 **(ii) The number or volume of items purchased.**

15 **(iii) The name of each state agency that has made**
 16 **purchases of the particular supply item.**

17 **(iv) For each state agency that has made purchases of**
 18 **that supply item, the total expenditures for that**
 19 **particular supply item.**

20 **(v) Whether the particular supply item is a newly added**
 21 **supply item from the previous year's report.**

22 **(E) For each kind of service purchased from a diversity**
 23 **business, the following information:**

24 **(i) The nature of the service.**

25 **(ii) The name of each state agency that has made**
 26 **purchases of that particular service.**

27 **(iii) For each state agency that has made purchases of**
 28 **that particular service, the total expenditures for that**
 29 **particular service.**

30 **(iv) Whether the particular service is a newly added**
 31 **service from the previous year's report.**

32 **(2) Totals of all amounts reported under subdivision (1).**

33 **(3) Specific information and examples relating to the reasons**
 34 **state agencies have not purchased supplies and services from**
 35 **diversity businesses, such as any of the following:**

36 **(A) Supplies or services needed by state agencies are not**
 37 **provided by diversity businesses.**

38 **(B) Supplies or services do not meet specifications.**

39 **(C) Supplies or services cannot be provided at a fair**
 40 **market price.**

41 **Sec. 4. The department may provide information in the report,**
 42 **other than information described in section 3 of this chapter, that**



1 the department considers relevant and useful.
2 Sec. 5. The department shall submit a copy of the report
3 required by this chapter to each of the following, not later than
4 September 1 of each year:
5 (1) The general assembly in an electronic format under
6 IC 5-14-6.
7 (2) The governor.
8 (3) The governor's commission on supplier diversity
9 established by IC 4-13-16.5-2.
10 (4) The committee for the purchase of products and services
11 of individuals with a disability created by IC 16-32-2-2.

