

# HOUSE BILL No. 1242

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## 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.

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## Miller D, Pressel

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

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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.

