



January 15, 2014

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## SENATE BILL No. 68

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DIGEST OF SB 68 (Updated January 13, 2014 3:07 pm - DI 44)

**Citations Affected:** IC 4-13.6; IC 5-16; IC 5-30; IC 36-1.

**Synopsis:** Piping materials used in public works projects. Provides, for purposes of the law on public works projects of state agencies and political subdivisions, including design-build public works projects that: (1) the specifications or design criteria package must specify that all piping materials that meet the recognized standards of the American Society for Testing and Materials or the American Water Works Association may be acquired for and used in the projects; and (2) in the acquisition of piping materials for a project, the characteristics of the piping materials as to quality, sustainability, durability, and corrosion resistance of the piping materials shall be considered, where applicable.

**Effective:** July 1, 2014.

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## Banks, Buck

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January 7, 2014, read first time and referred to Committee on Commerce, Economic Development & Technology.  
January 14, 2014, amended, reported favorably — Do Pass.

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SB 68—LS 6176/DI 55





January 15, 2014

Second Regular Session 118th General Assembly (2014)

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 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

## SENATE BILL No. 68

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

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

- 1 SECTION 1. IC 4-13.6-1-1.5 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2014]: **Sec. 1.5. "Acceptable piping**  
4 **material", for purposes of IC 4-13.6-5-13, means piping material**  
5 **that meets the recognized standards for piping material issued by:**  
6 **(1) the American Society for Testing and Materials; or**  
7 **(2) the American Water Works Association.**  
8 SECTION 2. IC 4-13.6-5-13 IS ADDED TO THE INDIANA CODE  
9 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
10 1, 2014]: **Sec. 13. (a) This section applies to a contract for a public**  
11 **works project that involves the installation of piping materials.**  
12 **(b) The specifications for a public works project must provide**  
13 **that all acceptable piping materials may be acquired for and used**  
14 **in the public works project.**  
15 **(c) In the acquisition of piping materials for a public works**  
16 **project, the following characteristics of the piping materials shall**

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1 be considered, where applicable:

- 2 (1) Quality.  
 3 (2) Sustainability.  
 4 (3) Durability.  
 5 (4) Corrosion resistance.

6 SECTION 3. IC 5-16-1-10 IS ADDED TO THE INDIANA CODE  
 7 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 8 1, 2014]: **Sec. 10. (a) This section applies to every public works  
 9 project to which any section of this chapter applies.**

10 (b) As used in this section, "acceptable piping material" means  
 11 piping material that meets the recognized standards for piping  
 12 material issued by:

- 13 (1) the American Society for Testing and Materials; or  
 14 (2) the American Water Works Association.

15 (c) The specifications for a public works project must provide  
 16 that all acceptable piping materials may be acquired for and used  
 17 in the public works project.

18 (d) In the acquisition of piping materials for a public works  
 19 project, the following characteristics of the piping materials shall  
 20 be considered, where applicable:

- 21 (1) Quality.  
 22 (2) Sustainability.  
 23 (3) Durability.  
 24 (4) Corrosion resistance.

25 SECTION 4. IC 5-30-1-1.4 IS ADDED TO THE INDIANA CODE  
 26 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 27 1, 2014]: **Sec. 1.4. "Acceptable piping material" means piping  
 28 material that meets the recognized standards for piping material  
 29 issued by:**

- 30 (1) the American Society for Testing and Materials; or  
 31 (2) the American Water Works Association.

32 SECTION 5. IC 5-30-2-3 IS ADDED TO THE INDIANA CODE  
 33 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 34 1, 2014]: **Sec. 3. (a) This section applies to every design-build  
 35 contract for a public works project to which this article applies.**

36 (b) The design criteria package for a public works project must  
 37 provide that all acceptable piping materials may be acquired for  
 38 and used in the public works project.

39 (c) In the acquisition of piping materials for a public works  
 40 project, the following characteristics of the piping materials shall  
 41 be considered, where applicable:

- 42 (1) Quality.



- 1           **(2) Sustainability.**  
2           **(3) Durability.**  
3           **(4) Corrosion resistance.**  
4           SECTION 6. IC 36-1-12-24 IS ADDED TO THE INDIANA CODE  
5 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
6 1, 2014]: **Sec. 24. (a) This section applies to every public works**  
7 **project to which any section of this chapter applies.**  
8           **(b) As used in this section, "acceptable piping material" means**  
9 **piping material that meets the recognized standards for piping**  
10 **material issued by:**  
11           **(1) the American Society for Testing and Materials; or**  
12           **(2) the American Water Works Association.**  
13           **(c) The specifications for a public works project must provide**  
14 **that all acceptable piping materials may be acquired for and used**  
15 **in the public works project.**  
16           **(d) In the acquisition of piping materials for a public works**  
17 **project, the following characteristics of the piping materials shall**  
18 **be considered, where applicable:**  
19           **(1) Quality.**  
20           **(2) Sustainability.**  
21           **(3) Durability.**  
22           **(4) Corrosion resistance.**



## COMMITTEE REPORT

Madam President: The Senate Committee on Commerce, Economic Development and Technology, to which was referred Senate Bill No. 68, 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:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 4-13.6-1-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 1.5. "Acceptable piping material", for purposes of IC 4-13.6-5-13, means piping material that meets the recognized standards for piping material issued by:**

- (1) the American Society for Testing and Materials; or**
- (2) the American Water Works Association.**

SECTION 2. IC 4-13.6-5-13 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2014]: **Sec. 13. (a) This section applies to a contract for a public works project that involves the installation of piping materials.**

**(b) The specifications for a public works project must provide that all acceptable piping materials may be acquired for and used in the public works project.**

**(c) In the acquisition of piping materials for a public works project, the following characteristics of the piping materials shall be considered, where applicable:**

- (1) Quality.**
- (2) Sustainability.**
- (3) Durability.**
- (4) Corrosion resistance."**

Page 1, line 6, delete "material, including polyvinyl chloride piping material," and insert "**material**".

Page 1, line 15, delete "considered:" and insert "**considered, where applicable:**".

Page 2, line 7, delete "material, including polyvinyl chloride piping material," and insert "**material**".

Page 2, line 20, delete "considered:" and insert "**considered, where applicable:**".

Page 2, line 30, delete "material, including polyvinyl chloride piping material," and insert "**material**".



Page 2, line 39, delete "considered:" and insert "**considered, where applicable:**".

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to SB 68 as introduced.)

BUCK, Chairperson

Committee Vote: Yeas 4, Nays 2.

