

SENATE BILL No. 133

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-1-32.

Synopsis: Supplier diversity for political subdivisions. Requires a unit of local government to accept the Indiana department of administration's certification of: (1) a minority business enterprise; (2) a women's business enterprise; and (3) a veteran owned small business; as evidence that a business entity is eligible to participate in the unit of local government's initiatives and programs related to the business entity's certification.

Effective: July 1, 2024.

Brown L, Buchanan

January 8, 2024, read first time and referred to Committee on Commerce and Technology.



Second Regular Session of the 123rd General Assembly (2024)

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 2023 Regular Session of the General Assembly.

SENATE BILL No. 133

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

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

1 SECTION 1. IC 36-1-32 IS ADDED TO THE INDIANA CODE AS
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2024]:
4 **Chapter 32. Diverse Supplier Certification**
5 **Sec. 1. As used in this chapter, "unit of local government"**
6 **means a county, township, city, town, municipality, municipal**
7 **corporation, or special taxing district.**
8 **Sec. 2. (a) A business entity that has been certified as a minority**
9 **business enterprise (as defined in IC 4-13-16.5-1(h)) by the Indiana**
10 **department of administration may present the business entity's**
11 **certification to a unit of local government as evidence that the**
12 **business entity is eligible to participate in any:**
13 **(1) public initiatives or strategies that the unit of local**
14 **government has established to increase the participation,**
15 **representation, or inclusion of minorities in business**
16 **opportunities; or**
17 **(2) programs of the unit of local government that set aside a**



- 1 **certain amount of public contracts to award to minority**
 2 **business enterprises.**
- 3 **(b) A unit of local government must defer to the Indiana**
 4 **department of administration's determination that the business**
 5 **entity is owned and controlled by one (1) or more persons who are**
 6 **United States citizens and members of a minority group.**
- 7 **Sec. 3. (a) A business entity that has been certified as a women's**
 8 **business enterprise (as defined in IC 4-13-16.5-1(q)) by the Indiana**
 9 **department of administration may present the business entity's**
 10 **certification to a unit of local government as evidence that the**
 11 **business entity is eligible to participate in any:**
- 12 **(1) public initiatives or strategies that the unit of local**
 13 **government has established to increase the participation,**
 14 **representation, or inclusion of women in business**
 15 **opportunities; or**
- 16 **(2) programs of the unit of local government that set aside a**
 17 **certain amount of public contracts to award to women's**
 18 **business enterprises.**
- 19 **(b) A unit of local government must defer to the Indiana**
 20 **department of administration's determination that the business**
 21 **entity is either:**
- 22 **(1) a sole partnership owned and controlled by a woman; or**
 23 **(2) a partnership or joint venture owned and controlled by**
 24 **women in which:**
- 25 **(A) at least fifty-one percent (51%) of the ownership is**
 26 **held by women; and**
- 27 **(B) the management and daily business operations are**
 28 **controlled by at least one (1) of the women who owns the**
 29 **business.**
- 30 **Sec. 4. (a) A business entity that has been certified as a veteran**
 31 **owned small business (as defined in IC 4-13-16.5-1(p)) by the**
 32 **Indiana department of administration may present the business**
 33 **entity's certification to a unit of local government as evidence that**
 34 **the business entity is eligible to participate in any:**
- 35 **(1) public initiatives or strategies that the unit of local**
 36 **government has established to increase the participation,**
 37 **representation, or inclusion of veterans in business**
 38 **opportunities; or**
- 39 **(2) programs of the unit of local government that set aside a**
 40 **certain amount of public contracts to award to veteran owned**
 41 **small businesses.**
- 42 **(b) A unit of local government must defer to the Indiana**



1 **department of administration's determination that the business**
2 **entity meets the eligibility criteria for a veteran owned small**
3 **business under IC 4-13-16.5-1.5.**

