

SENATE BILL No. 302

DIGEST OF INTRODUCED BILL

Citations Affected: IC 23-17-25.5.

Synopsis: Regulation of charitable organizations. Prohibits a state agency or a state official from imposing on a charitable organization any filing or reporting requirements that are more stringent or burdensome than those imposed by, or authorized under, state or federal law. Provides that this limitation does not apply: (1) to requirements imposed in connection with: (A) state grants or contracts; or (B) fraud investigations; or (2) in connection with an enforcement action against a specific charitable organization.

Effective: July 1, 2023.

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January 12, 2023, read first time and referred to Committee on Judiciary.



First Regular Session of the 123rd General Assembly (2023)

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 2022 Regular Session of the General Assembly.

SENATE BILL No. 302

A BILL FOR AN ACT to amend the Indiana Code concerning business and other associations.

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

1 SECTION 1. IC 23-17-25.5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2023]:
4 **Chapter 25.5. Restrictions on the Regulation of Charitable**
5 **Organizations**
6 **Sec. 1. As used in this chapter, "charitable organization" means**
7 **any organization described in Section 501 of the Internal Revenue**
8 **Code.**
9 **Sec. 2. As used in this chapter, "state agency" has the meaning**
10 **set forth in IC 4-1-13-1.**
11 **Sec. 3. (a) Except as otherwise specifically required or**
12 **authorized by federal law, and except as provided in subsection (b),**
13 **a:**
14 **(1) state agency; or**
15 **(2) state official;**
16 **may not impose on a charitable organization any filing or**
17 **reporting requirements that are more stringent or burdensome**



1 **than those imposed by, or authorized under, state or federal law.**
2 **(b) The limitation set forth in subsection (a) does not apply:**
3 **(1) to requirements imposed in connection with:**
4 **(A) state grants or contracts; or**
5 **(B) fraud investigations; or**
6 **(2) in connection with an enforcement action against a specific**
7 **charitable organization.**

