

Builders Bill Track

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- HB1001** **STATE BUDGET** (THOMPSON J) Appropriates money for capital expenditures, the operation of the state, K-12 and higher education, the delivery of Medicaid and other services, and various other distributions and purposes. *Full bill linked below.*
- Current Status:* 2/27/2023 - Referred to Senate Appropriations
- State Bill Page:* [HB1001](#)
- News Stories:* 3/9/2023 - [Charter schools make big gains in proposed Indiana budget amid public advocacy campaign](#)
- 3/8/2023 - [Indiana's state auditor may be redesignated as state comptroller](#)
- 3/7/2023 - [Indiana House proposed budget alters salary calculations, public health allocations](#)
- 3/6/2023 - [Black Indy Charter school leaders want to see more state dollars go to charters](#)
- HB1002** **EDUCATION AND WORKFORCE MATTERS** (GOODRICH C) Establishes the: (1) career scholarship account program (CSA program); (2) career scholarship account program fund (CSA program fund); (3) career scholarship account administration fund; (4) connecting students with careers fund; and (5) intermediary capacity building fund. Provides that the department of education (department), in consultation with the governor's workforce cabinet (cabinet), shall designate and approve a sequence, course, modern youth apprenticeship, apprenticeship, or program of study that culminates in an approved credential and is offered by an employer that has partnered with an approved intermediary to offer the sequence, course, modern youth apprenticeship, apprenticeship, or program of study. Provides for revocation of the approval if the sequence, course, modern youth apprenticeship, apprenticeship, or program of study fails to achieve an adequate outcome, as determined by the department, in consultation with the governor's workforce cabinet. Establishes eligibility requirements to participate in the CSA program. Provides that the cabinet may approve participating entities that meet certain requirements to participate in the CSA program. Permits approved participating entities that are providing certain training and education experiences to identify and recommend skill competencies to the department. Requires the department to maintain a list on the department's website of skill competencies identified by approved participating entities. Provides that grant amounts that career scholarship students receive are not included in adjusted gross income for tax purposes. Beginning July 1, 2024, provides that certain school corporations shall include instruction for all students regarding career awareness. Provides that the state board of education (board), in consultation with the cabinet, shall create certain standards for a career awareness course. Requires the department to collect and aggregate certain data. Requires the board, in consultation with the department, to establish new high school diploma requirements. Removes a provision that provides that a student who satisfies an Indiana diploma with a Core 40 with academic honors designation through a certain alternative course shall not count toward a school's honor designation award. Requires the cabinet to create a list of approved intermediaries, employers, and labor organizations. Requires certain high school and college students to meet with an approved postsecondary educational institution, an intermediary, an employer, or a labor organization. Requires certain committed offenders and recipients of unemployment benefits to meet with an intermediary. Specifies exceptions. Allows the recipient of a: (1) higher education award; (2) freedom of choice grant; and (3) scholarship under the twenty-first century scholars program; to apply the award, grant, or scholarship to the cost of training by an approved intermediary, employer, or labor organization instead of the educational costs of a postsecondary educational institution. Provides that a twenty-first century scholarship recipient that meets certain requirements may only use a scholarship award to complete an apprenticeship or course sequence after the recipient has graduated from a secondary school. Provides that during each school year, a public high school must hold at least one career fair during regular school hours. Repeals and replaces a definition of "participating entity" with "ESA participating entity".
- Current Status:* 3/6/2023 - added as cosponsor Senator Rogers
- State Bill Page:* [HB1002](#)
- HB1005** **HOUSING** (MILLER D) Establishes the residential housing infrastructure assistance program (program) and residential housing infrastructure assistance revolving fund (fund). Provides that the Indiana finance authority (authority) shall administer the fund and program. Provides that political subdivisions may apply

to the fund for loans for certain infrastructure projects related to the development of residential housing. Provides that money in the fund may not be used for: (1) debt repayment; (2) maintenance and repair projects; (3) upgrading utility poles; or (4) consulting or engineering fees for studies, reports, designs, or analyses. Provides that loans from the fund must be allocated as follows: (1) 70% of the money in the fund must be used for housing infrastructure in municipalities with a population of less than 50,000. (2) 30% of the money in the fund must be used for housing infrastructure in all other political subdivisions. Requires the authority to establish a project prioritization system for the purpose of awarding loans from the fund, and specifies the criteria that must be included in the project prioritization system. Allows the authority to establish a leveraged loan program to or for the benefit of program participants. Requires the public finance director to prepare an annual report of the fund's activities for the legislative council and the budget committee. Makes a continuing appropriation.

Current Status: 2/23/2023 - Referred to Senate Appropriations

State Bill Page: [HB1005](#)

HB1007

ELECTRIC UTILITY SERVICE (SOLIDAY E) Provides that it is the continuing policy of the state that decisions concerning Indiana's electric generation resource mix, energy infrastructure, and electric service ratemaking constructs must take into account the following attributes of electric utility service: (1) Reliability. (2) Affordability. (3) Resiliency. (4) Stability. (5) Environmental sustainability. Requires the Indiana utility regulatory commission (IURC) to take each of these attributes into account when: (1) reviewing, and preparing a final director's report for, an integrated resource plan submitted by an electric utility; (2) acting upon a petition for the construction, purchase, or lease of an electric generation facility; and (3) reviewing whether the public convenience and necessity continues to require the completion of an electric generation facility under construction. Requires the IURC to commence before September 1, 2023, a comprehensive study to consider the appropriate: (1) design and framework for; and (2) requirements with respect to; performance based ratemaking for investor-owned electricity suppliers. Sets forth certain topics that the IURC shall consider and evaluate in conducting the required study. Requires the IURC to include in its annual report that is due before October 1, 2025, a report containing the IURC's findings and recommendations on the specified topics. Provides that the report must contain recommendations, supported by sufficient data and findings from the IURC's study, with respect to the appropriate: (1) design and framework for; and (2) requirements with respect to; performance based ratemaking for electricity suppliers, so as to enable the general assembly to fully evaluate the impact of performance based ratemaking on all classes of ratepayers, while considering the five attributes of electric utility service set forth as state policy in the bill. Amends the statute governing reliability adequacy metrics for certain electric utilities ("public utilities" under the statute) as follows: (1) Defines the terms: (A) "fall unforced capacity", or "fall UCAP"; and (B) "spring unforced capacity", or "spring UCAP"; for purposes of the prescribed reliability adequacy metrics. (2) Reduces to 15% the 30% limit (under current law) for a public utility's summer or winter unforced capacity (UCAP) that the public utility is authorized to acquire from capacity markets, for purposes of the reliability adequacy metrics included in a resource planning report (report) submitted to the IURC after June 30, 2023. (3) Provides that the reliability metrics included in a report submitted to the IURC after June 30, 2026, must include specified information concerning a public utility's ability to meet its spring UCAP and fall UCAP. (4) Provides that if, after reviewing a public utility's report, the IURC is not satisfied that the public utility can: (A) provide reliable electric service to its Indiana customers; or (B) either: (i) satisfy both its planning reserve margin requirement or other federal reliability requirements and the reliability adequacy metrics set forth in the bill; or (ii) provide sufficient reason as to why it is unable to satisfy both its planning reserve margin requirement or other federal reliability requirements and the reliability adequacy metrics set forth in the bill; the IURC may conduct an investigation into the matter. (Current law does not require the IURC to consider whether the public utility can provide sufficient reason as to its inability to satisfy both its planning reserve margin requirement or other federal reliability requirements and the reliability adequacy metrics set forth in the bill.) (5) Requires the IURC to include in its 2025 annual report its analysis regarding the appropriate percentage or portion of: (A) total spring UCAP; and (B) total fall UCAP; that public utilities should be authorized to acquire from capacity markets.

Current Status: 3/9/2023 - Senate Committee recommends passage, as amended Yeas: 9; Nays: 0

State Bill Page: [HB1007](#)

News Stories: 1/25/2023 - [Bill lays out Indiana energy plan, reliability requirements for utilities](#)

- HB1013** **INDIANA DEPARTMENT OF HEALTH (SNOW C)** Changes references from the state department of health to the Indiana department of health. Provides directions for publication of affected provisions. Makes technical corrections. (The introduced version of this bill was prepared by the code revision commission.)
Current Status: 2/23/2023 - Referred to Committee on Health and Provider Services
State Bill Page: [HB1013](#)
- HB1021** **ESCROW TRANSACTIONS (TORR J)** Amends the definition of "good funds" for the purposes of an escrow transaction.
Current Status: 2/27/2023 - Referred to Senate Judiciary
State Bill Page: [HB1021](#)
- HB1024** **PUBLIC WORKS PROJECTS (TORR J)** Provides that a contractor that employs 10 or more employees on a design-build public works project must provide its employees access to a training program applicable to the tasks to be performed in the normal course of the employee's employment with the contractor on the public project. Provides that a tier 1 or tier 2 contractor that employs 50 or more journeymen must participate in an apprenticeship or training program that meets certain standards. Requires design-builders and any member of a team working on a design-build public works project to comply with certain statutes. Provides that a public agency awarding a contract for a construction manager as constructor project may not take certain actions based on a bidder's, offeror's, or contractor's entering into, refusing to enter into, adhering to, or refusing to adhere to an agreement with a labor organization.
Current Status: 3/6/2023 - Referred to Senate Pensions and Labor
State Bill Page: [HB1024](#)
News Stories: 2/27/2023 - [Indiana House targets project labor agreements for local public works projects](#)
- HB1075** **NONPROFIT ORGANIZATIONS (JETER C)** Provides that the contents of an investigative demand issued by the attorney general are confidential. Expands the definition of "public benefit corporation" to include a domestic corporation that is supported by public funds or authorized to spend public funds in furtherance of its mission or that is a not-for-profit corporation that aims to serve a public benefit. Provides that a court may dissolve a nonprofit corporation under certain circumstances and provides exceptions to the types of corporations that may be dissolved under this procedure. Specifies procedural requirements that the attorney general must take before petitioning the court for dissolution for certain reasons. Permits a court to appoint a receiver to manage a nonprofit corporation even if an action to dissolve the corporation has not been filed. Provides additional remedies that the attorney general may seek for violations. Requires a nonprofit corporation to maintain certain records for three years. Provides that attorney general may not access records of specified entities. Prevents a state agency from imposing certain filing or reporting requirements that are more burdensome than what is required by state law and provides certain exceptions. Makes conforming and clarifying changes.
Current Status: 2/23/2023 - Referred to Senate Judiciary
State Bill Page: [HB1075](#)
News Stories: 1/31/2023 - [Indiana House passes bill to hold 'bad actor' nonprofits accountable](#)
- HB1132** **LAND USE TASK FORCE (CULP K)** Creates the land use task force to study and make recommendations concerning: (1) areas where food insecurity exists; (2) development growth trends in rural, suburban, and urban communities across Indiana; and (3) other community growth issues.
Current Status: 2/27/2023 - Referred to Committee on Commerce and Technology
State Bill Page: [HB1132](#)
- HB1155** **UNLICENSED REAL ESTATE SOLICITOR (CLERE E)** Defines an "unlicensed real estate solicitor". Requires an unlicensed real estate solicitor to include a specific solicitation disclosure on all advertisements promoting the unlicensed real estate solicitor's intent to purchase a residential, single-family home. Provides remedies to a homeowner that enters into an agreement with an unlicensed real estate solicitor. Provides that it is a deceptive act enforceable by the attorney general for an unlicensed real estate

solicitor to solicit the sale or purchase of real estate through print or broadcast advertising without the required solicitation disclosure.

Current Status: 3/1/2023 - Referred to Committee on Commerce and Technology

State Bill Page: [HB1155](#)

HB1157 RESIDENTIAL HOUSING DEVELOPMENT PROGRAM (MOED J) Makes the following changes regarding Marion County redevelopment: (1) Revises allocation area requirements for the redevelopment commission (commission) to establish a housing program. (2) Allows the commission to establish a residential housing development program (residential housing program) and a tax increment funding allocation area for the residential housing program, if the construction of new houses fails to reach a benchmark. Requires the department of local government finance, in cooperation with the city of Indianapolis, to determine eligibility for the residential housing program. Specifies the rights, powers, privileges, and immunities of the commission in implementing a residential housing program.

Current Status: 2/27/2023 - Referred to Senate Local Government

State Bill Page: [HB1157](#)

HB1167 LIVE STREAMING AND ARCHIVING MEETINGS (SMALTZ B) Requires governing bodies of state and local agencies (excluding a state supported college or university) to provide, on a publicly accessible platform: (1) live transmissions of public meetings; and (2) an archive of copies of the live transmissions with links to any meeting agendas, minutes, or memoranda. Provides that if a governing body does not have Internet capability for live transmission of public meetings, the governing body shall record the meeting. Provides that transmissions and recordings of public meetings may be destroyed after 90 days.

Current Status: 2/27/2023 - Referred to Senate Local Government

State Bill Page: [HB1167](#)

News Stories: 2/15/2023 - [Top Indiana senator rebukes voucher school program in new letter](#)

HB1179 PROFESSIONAL LICENSING (CLERE E) Allows a state agency to adopt a policy governing electronic meetings conducted by a board or committee of the agency, if the board or committee has not adopted a policy. Allows the reinstatement of a professional license that was retired, inactive, or surrendered (inactive) if the applicant meets the requirements for a delinquent or lapsed license. Provides that provisions regarding reinstatement of a retired license do not apply if the license was retired while a complaint or investigation regarding professional conduct was pending. Provides that the reinstatement law applies to all licenses that were inactive for more than three years. Requires, for purposes of the license reinstatement law, that each board make available a list of standards that require a personal appearance before the board. Requires a provider of a continuing education course to: (1) obtain approval of the course from the licensing board; and (2) provide the licensing board or agency with a certificate showing that a practitioner completed a course. Eliminates random continuing education audits of practitioners. Adds certain nonhealth professions to the professions that an out-of-state applicant may use to apply for license under the general reciprocity law. Provides that if a board does not act on an application within one year for an applicant who holds a provisional license or provisional certificate under the reciprocity law, the professional licensing agency shall issue the applicant a license or certificate. Allows the use of certain titles by an individual who is enrolled in or has graduated from a school of architecture or an accredited curriculum of landscape architecture.

Current Status: 3/16/2023 - Senate Commerce & Technology, (Bill Scheduled for Hearing);

Time & Location: 10:00 AM, Rm. 130

State Bill Page: [HB1179](#)

News Stories: 2/7/2023 - ['It's a mess': Delays at Indiana licensing agency cost health care job opportunities](#)

HB1200 GOVERNMENT REFORM TASK FORCE (BARTELS S) Establishes the government reform task force (task force). Provides for members of the task force. Requires the task force to submit a report. Prohibits the consideration of the number or amount of fines or civil penalties imposed on regulated entities by an employee in an agency's evaluation of the employee.

Current Status: 2/23/2023 - Referred to Senate Judiciary

State Bill Page: [HB1200](#)

- HB1209 DESTINATION DEVELOPMENT CORPORATION FOUNDATION (KARICKHOFF M)** Allows the destination development corporation to establish a nonprofit subsidiary corporation to solicit and accept private sector funding, gifts, donations, bequests, devises, and contributions. Specifies that the nonprofit subsidiary corporation is subject to compliance audits by the state board of accounts.
Current Status: 3/14/2023 - Senate Tax and Fiscal Policy, (Bill Scheduled for Hearing); **Time & Location:** 9:30 AM, Rm. 431
State Bill Page: [HB1209](#)
- HB1210 INDIANA DESTINATION DEVELOPMENT CORPORATION BOARD (KARICKHOFF M)** Adds a member to the Indiana destination development corporation board. Makes conforming changes.
Current Status: 3/16/2023 - Senate Commerce & Technology, (Bill Scheduled for Hearing); **Time & Location:** 10:00 AM, Rm. 130
State Bill Page: [HB1210](#)
- HB1211 WELDING CERTIFICATIONS ON PUBLIC WORKS PROJECTS (KARICKHOFF M)** Requires that contractors on a public works project meet certain standards relating to the welding of structural steel.
Current Status: 3/13/2023 - House Bills on Second Reading
State Bill Page: [HB1211](#)
- HB1315 ZONING AND HOME WARRANTIES (MILLER D)** Allows a builder to disclaim implied warranties for a new home that is first occupied by a person renting the home as a residence from the initial home buyer. Allows a builder to disclaim implied warranties on a model home in the same manner as a home that is first occupied as a residence. Prohibits a county, city, or town from exercising its planning and zoning authority in a way that differentiates between fraternity and sorority houses based upon whether the fraternity or sorority is officially approved or recognized by the college or university.
Current Status: 3/16/2023 - Senate Local Government, (Bill Scheduled for Hearing); **Time & Location:** 10:00 AM, Rm. 233
State Bill Page: [HB1315](#)
- HB1402 WASTE MANAGEMENT MATTERS (PRESSEL J)** Requires: (1) a regional sewage district; or (2) certain municipalities; at least 90 days before requiring the connection of a property to a sewer system and the discontinuance of use of the property's septic system, to notify the property's owner about a statutory exemption from the requirement to connect to the sewer system that may apply to the property. As of January 1, 2023, transfers authority over 410 IAC 6-8.3, an administrative rule on residential onsite sewage systems, from the Indiana department of health to the technical review panel. Requires the technical review panel to review 410 IAC 6-8.3 and adopt amendments to 410 IAC 6-8.3 to recognize and authorize the use in Indiana of: (1) residential onsite sewage system "technology new to Indiana" that has been approved by the technical review panel; and (2) other new and technically advanced residential onsite sewage systems and technology that will potentially provide effective and sanitary solutions to residential sewage treatment and disposal problems.
Current Status: 3/6/2023 - Referred to Senate Environmental Affairs
State Bill Page: [HB1402](#)
- HB1418 ANNEXATION OF RESIDENTIAL DEVELOPMENTS (SOLIDAY E)** Permits a third class city to annex an area that is a proposed residential development in which not all lots have been platted or dwellings have been constructed. Expands the area outside the city in which the annexation can occur from three miles to four and five-tenths miles.
Current Status: 3/9/2023 - Senate Committee recommends passage Yeas: 9; Nays: 0
State Bill Page: [HB1418](#)
- HB1451 UNEMPLOYMENT COMPENSATION (CARBAUGH M)** Amends the definition of "deductible income" for purposes of the unemployment compensation laws. Provides that, subject to certain exceptions, the department of workforce development may accept an offer in compromise from an employer or claimant to reduce past due debts arising from contributions or benefit overpayments. Provides that an individual is ineligible for benefits for any week that the individual receives payments equal to or exceeding the

individual's weekly benefit amount in pension, retirement, or annuity payments under any plan of an employer where the employer contributes all of the money. (Under current law, the disqualification provision applies under any plan of an employer where the employer contributes a portion or all of the money.) Provides that the state of Indiana is not required to participate in or precluded from ceasing to participate in any offered or enacted voluntary, optional, special, or emergency federal program. Makes corresponding changes.

Current Status: 3/15/2023 - Senate Pensions and Labor, (Bill Scheduled for Hearing); **Time & Location:** 10:00 AM, Rm. 233

State Bill Page: [HB1451](#)

News Stories: 2/22/2023 - [House passes bill to streamline unemployment payments, provide relief on overpayment debts](#)

HB1454

DEPARTMENT OF LOCAL GOVERNMENT FINANCE (SNOW C) Prohibits the department of local government finance (department) from approving a county reassessment plan before the assessor provides verification that the land values determination has been completed. Requires an assessor determining land values to submit the values to the county property tax assessment board of appeals (PTABOA). Repeals the provision establishing the division of data analysis of the department. Prohibits a county auditor from denying an application for a standard deduction for a homestead because the applicant does not have a valid driver's license with the address of the homestead property. Provides that when a county auditor submits a certified statement of assessed value to the department, the county auditor shall exclude the amount of assessed value for any property located in the county for which an appeal has been filed and for which there is no final disposition. Makes supplemental county property tax levy provisions for Ripley and Dearborn counties. Provides that a county auditor may appeal to the department to include the amount of assessed value under appeal within a taxing district for that calendar year. Removes the requirement that a PTABOA quorum must include at least one certified level two or level three assessor-appraiser. Prescribes additional duties for the department. Provides that, in the assessment of tangible property, confidential information may be disclosed to an official or employee of a county. Provides that the required annual visit between a representative of the department and each county may take place virtually. Requires a township or county assessor to document any changes made to the parcel characteristics of real property from the previous year's assessment in an assessment of the real property. Provides that in an appeal of the assessment, the township or county assessor has the burden of proving the validity of any change to the parcel characteristics. Changes the sunset date for the procedure for selling bonds to July 1, 2025. Provides that a township may elect to establish a township firefighting fund and a township emergency services fund in lieu of the township firefighting and emergency services fund. Clarifies the term "video service". Increases amounts for which state educational institutions and school corporations may award contracts. Makes changes to the geothermal device deduction. Removes provisions that require a county to meet certain qualifications before it is authorized to adopt an emergency medical services local income tax rate. Provides that if the sale price of distressed property exceeds \$50,000, a redevelopment commission must obtain two independent appraisals before purchasing the property. Makes restrictions if a county adopting body makes any fiscal decision that has a financial impact to an underlying local taxing unit. Establishes procedures for rental property assessment appeals. Makes changes to a provision granting a property tax exemption to cemetery owners.

Current Status: 3/6/2023 - added as cosponsor Senator Niezgodski

State Bill Page: [HB1454](#)

HB1461

LONG TERM SERVICES (BARRETT B) Requires the housing and community development authority to: (1) assess the feasibility of the development of new assisted living communities for low and middle income individuals; and (2) determine possible funding for the assisted living communities; and submit a report to the legislative services agency. Authorizes certain providers to perform functional eligibility assessments for individuals applying for the aged and disabled Medicaid waiver. Requires the office of the secretary of family and social services (office) to contract with more than one entity to provide functional eligibility determinations for individuals applying for the aged and disabled Medicaid waiver. Requires the office to submit an amendment to the Medicaid aged and disabled waiver to: (1) require that a functional eligibility determination be made not later than 72 hours after a functional eligibility assessment is performed; and (2) authorize certain providers to perform the functional eligibility assessments. Requires the office to reimburse the provider of assisted living services if an increase in the level of services for a recipient is approved by the office. Specifies that integrated health care coordination and transportation are assisted living services. Prohibits the office from reducing the scope of services that may be provided by an

assisted living services provider under the Medicaid aged and disabled waiver, as in effect on July 1, 2021. Specifies provisions that must be included in a risk based managed care program or capitated managed care program for specified Medicaid recipients. Requires the Indiana department of health (department) to establish and administer the registration of a temporary health care service agency. Repeals current laws concerning the regulation of employment services. Removes references to a residential care facility administrator as a separate classification of license. Sets forth requirements for health facility administrators, residential care facility administrators, administrators in training, preceptors, and student interns. Sets forth notification requirements to the department upon a vacancy or new hire of a residential care administrator. Provides that an individual who receives home and community based services under a Medicaid waiver and resides in a residential care facility has the same protections and rights afforded under landlord-tenant law concerning eviction. Specifies that the lease between the individual and residential care facility applies concerning transfer, discharge, and the eviction process. Makes conforming changes.

Current Status: 3/6/2023 - Referred to Committee on Health and Provider Services

State Bill Page: [HB1461](#)

HB1499

PROPERTY TAX MATTERS (THOMPSON J) Provides that the circuit-breaker credit is equal to the amount by which a person's property tax liability attributable to the person's homestead exceeds, for property taxes first due and payable: (1) in 2024, 0.95%; and (2) in 2025, 0.975%; of the gross assessed value of the property that is the basis for determination of the property taxes. Increases the amount of the supplemental homestead deduction for property taxes first due and payable in 2024 and 2025. Provides that if a taxpayer presents an appraisal to the county property tax assessment board of appeals (county board) that meets specified requirements, the appraisal is presumed to be correct. Provides that if the county board disagrees with the taxpayer's appraisal, the county board may seek review of the appraisal or obtain an independent appraisal. Provides that after the assignment of value, the parties shall retain their rights to appeal the assessment or assessments to the Indiana board of tax review. Provides that, notwithstanding any increase in assessed value of property from the previous assessment date, the total amount of operating referendum tax that may be levied by a school corporation for taxes first due and payable in 2024 may not increase by more than 3% over the maximum operating referendum tax that could be levied by the school corporation in the previous year. Increases the renter's state income tax deduction to \$4,000. Increases the residential property state income tax deduction to \$3,500. Authorizes a county fiscal body to adopt an ordinance to provide property tax relief for property tax liability attributable to homesteads for qualified individuals. Modifies the threshold amounts used for determining whether a political subdivision's project is a controlled project and whether the petition and remonstrance process or the referendum process applies based on the political subdivision's total debt service tax rate. Provides a calculation to be used in determining the maximum levy growth quotient in 2024 and 2025.

Current Status: 3/1/2023 - Referred to Senate Tax and Fiscal Policy

State Bill Page: [HB1499](#)

News Stories: 3/9/2023 - [Charter schools make big gains in proposed Indiana budget amid public advocacy campaign](#)

HB1557

INVENTORY OF LOST FARMLAND (CULP K) Directs the state department of agriculture to conduct an inventory of farmland lost in Indiana from 2010 to 2022.

Current Status: 3/13/2023 - Senate Agriculture, (Bill Scheduled for Hearing); **Time & Location:** 9:30 AM, Rm. 130

State Bill Page: [HB1557](#)

News Stories: 2/7/2023 - [Indiana poised to conduct inventory of farmland lost to development](#)
1/31/2023 - [Lawmakers move bill tracking farmland lost, claim it's not anti-development](#)

HB1575

RESIDENTIAL BUILDING COMMISSION (O'BRIEN T) Establishes the residential building commission (building commission) within the department of homeland security. Provides that the building commission has exclusive jurisdiction for the review and adoption of building codes and standards that regulate the construction of dwellings.

Current Status: 3/6/2023 - Referred to Senate Local Government

State Bill Page: [HB1575](#)

News Stories: 2/28/2023 - ['Windfall profit': Lawmakers who build homes file bills to help their industry](#)

HB1609 **WORKFORCE DEVELOPMENT MATTERS** (DAVIS M) Repeals provisions concerning the work Indiana program. Defines "adult education and literacy activities" and provides that certain money appropriated by the general assembly may be used to reimburse an eligible provider for adult education and literacy activities. Allows the department of workforce development to grant a specified diploma to an individual who demonstrates high school level skills through certain competency based assessments and obtains an industry recognized credential. Specifies the meaning of "authorization" for the purpose of certain provisions related to postsecondary proprietary educational institutions. Requires the department of workforce development to replace certain methodologies before January 1, 2025. Makes conforming changes.

Current Status: 3/6/2023 - Referred to Committee on Education and Career Development
State Bill Page: [HB1609](#)

HB1623 **ADMINISTRATIVE RULEMAKING** (BARTELS S) Requires: (1) authorization from the budget agency and the office of management and budget; and (2) two public comment periods of 30 days for all proposed rules (except emergency rules and agency corrections); before the rules may be adopted. Standardizes the economic and fiscal impact information that must be prepared by an agency in order to adopt a rule. Requires rules to either expire or be readopted every five years rather than every seven years. Eliminates provisions that exempt certain rules from expiring. Provides for additional information concerning a readoption action to be published with a notice of readoption. Requires an agency to conduct a hearing on a proposed readoption. Eliminates differences between readoption procedures applicable to environmental rules and other rules. Validates readoption actions that become effective before July 1, 2023. Establishes criteria for use of emergency rulemaking procedures. Provides that rules formally adopted as emergency rules to implement a change in law or certain other circumstances may be adopted through emergency rule, interim rule, or expedited rule procedures. Requires preapproval by the governor to adopt rules through these procedures in the case of emergency rules and interim rules. Requires preapproval by the office of management and budget to adopt rules through expedited rule procedures. Authorizes the attorney general or the governor to suspend the operation of these rules. Requires the attorney general to specify the basis for disapproving an emergency, interim, or expedited rule. Requires an agency to conduct one comment period before adopting a rule using the interim rulemaking procedures. Eliminates indefinite expiration dates for emergency rules and reorganizes provisions related to expiration dates and extension periods. Specifies when expedited rules expire and limits the number of times expedited rules may be extended. Indicates how to calculate the one year period in which an environmental agency must complete a rulemaking process. Provides transitional provisions. Requires the code revision commission to prepare conforming legislation for introduction in the 2024 legislative session. Provides that a party prevailing against the agency is entitled to attorney's fees if the agency has acted without legal authority having the force of or enforceable as law. Amends the law requiring the department of environmental management (department) to establish a state permit program for the implementation in Indiana of the federal standards for the disposal of coal combustion residuals (CCR) in landfills and surface impoundments (the federal CCR rule). Provides that the rules adopted by the environmental rules board concerning the disposal of CCR in landfills and surface impoundments: (1) shall be consistent with the federal CCR rule; (2) shall not impose a restriction or requirement that is more stringent than the corresponding restriction or requirement imposed under the federal CCR rule; and (3) shall not impose a restriction or requirement that is not imposed by the federal CCR rule. Defines "legacy generation resource" as an electric generating facility that is directly or indirectly owned by a corporation that was originally formed for the purpose of providing power to the federal government for use in the nation's defense or in furtherance of national interests. Provides that the authority of the department to establish requirements under the state permit program is the only authority the department has to establish requirements for a surface impoundment of CCR located on the grounds of a legacy generation resource. Provides that if an agency fails to promulgate a required rule relating to licensure, a licensee is not required to pay license fees relating to the rule and is entitled to the refund of any already paid licensure fees. Establishes a procedure to determine whether a required rule has been promulgated. Repeals superseded statutes and makes cross reference, name, and other conforming changes.

Current Status: 2/28/2023 - Referred to Senate Judiciary
State Bill Page: [HB1623](#)

HB1639

WATERSHED DEVELOPMENT COMMISSIONS (AYLESWORTH M) Provides that the executives of one or more counties may adopt ordinances designating their counties as members of a proposed watershed development commission (commission) and that the proposed commission is established as a legal entity with the counties as its members if it is recognized by the natural resources commission. Requires the natural resources commission, in deciding whether to recognize a proposed commission, to answer certain questions. Provides that a nonmember county may become a member of an established commission if its membership is accepted by the member counties and recognized by the natural resources commission. Requires the department of natural resources (department), with the approval of the natural resources commission, to certify the area of a member county that is within a commission's designated watershed. Sets forth certain flood damage reduction and drainage purposes for which a commission may be established. Provides that a commission may also have water quality purposes if the board develops a water quality improvement plan that is approved by the natural resources commission. Specifies that a water quality purpose, goal, project, or interstate agreement does not convey water quality regulatory authority to a watershed development commission. Requires a commission to develop a flood damage reduction and drainage plan for its designated watershed and grants a commission exclusive authority to perform drainage and flood damage reduction activities within the channel of the river that is the surface water outlet of the commission's designated watershed. Authorizes, however, a commission to enter into an interlocal cooperation agreement with an existing local governmental entity having some flood damage reduction authority to apportion authority and financial support between the two entities. Provides for a commission to be governed by a board that includes the director of the department (or the director's designee) and one representative of each member county. Provides that the board of a single county commission also includes the county surveyor. Establishes an advisory committee for each commission to provide counsel to the board. Provides for the funding of a commission through an annual special assessment against each taxable parcel of real property that is located: (1) in a member county; and (2) within the designated watershed of the commission. Establishes maximum assessment levels and allows the board of a commission to reduce the special assessment to lower levels. Authorizes a member county to adopt any of three alternative methods of funding the commission. Authorizes a commission to give preference to an Indiana business over an out-of-state business in contracting for public works. Allows the Maumee River basin commission, the St. Joseph River basin commission, or the Upper Wabash River basin commission to transform into a watershed development commission if the county executives of all participating counties, by vote of at least two of the three members of the county executive, approve the proposed transformation. Provides that if the St. Joseph River basin commission is transformed into a watershed development commission, the members of the St. Joseph River basin commission become members of the watershed development commission's advisory committee.

Current Status: 3/13/2023 - Senate Natural Resources, (Bill Scheduled for Hearing); **Time & Location:** 9:30 AM, Rm. 130

State Bill Page: [HB1639](#)

HB1647

RESIDENTIAL ONSITE SEWAGE SYSTEMS (MORRIS R) Prohibits the installation of a residential onsite sewage system less than 25 feet from the edge of a sinkhole. Provides that if a professional soil scientist has determined that a site is suitable for the installation of the residential onsite sewage system and a registered professional engineer, a registered soil scientist, a septic system installer or inspector licensed by the county, or the designer of the system has approved the design and specifications for the residential onsite sewage system, the local health department shall issue a permit for the residential onsite sewage system not more than 30 business days after receiving a complete application for the permit. Provides that a residential onsite sewage system may be installed in a lot meeting a certain description if at least one site on the lot is determined to be suitable for the installation of the residential onsite sewage system. Provides that an officer or employee of a local health department may not enter a property to inspect a residential onsite sewage system unless the owner or occupant is given notice of the inspection by first class mail at least seven days before the day of the inspection. Provides that if a local health department determines that a residential onsite sewage system is in failure and orders that the system failure be corrected but the owner or occupant of the property enters into a contract under which an installer or inspector, onsite sewage system technician, or professional engineer will make an independent determination whether the residential onsite sewage system is in failure, the order of the local health department requiring that the system failure be corrected is stayed until 60 days after the date of the

order. Provides that if the installer or inspector, technician, or engineer determines that the residential onsite sewage system is not in system failure, the local health department shall: (1) withdraw its order; or (2) conduct an investigation to make a new determination whether the residential onsite sewage system is in system failure.

Current Status: 3/6/2023 - Referred to Senate Environmental Affairs

State Bill Page: [HB1647](#)

News Stories: 1/30/2023 - [These bills seek to protect the environment and Hoosiers' health. They die every year.](#)

SB2 TAXATION OF PASS THROUGH ENTITIES (BALDWIN S) Authorizes certain pass through entities to make an election to pay tax at the entity level based on each owner's aggregate share of adjusted gross income. Provides a refundable tax credit equal to the amount of tax paid by the electing entity with regard to the owner's share. Allows a credit for pass through entity taxes that are imposed by and paid to another state. Makes certain changes to provisions that apply to taxpayers who file a combined return for the financial institutions tax. Makes conforming changes for purposes of partnership audit and administrative adjustments.

Current Status: 2/22/2023 - **SIGNED BY GOVERNOR**

State Bill Page: [SB2](#)

SB3 STATE AND LOCAL TAX REVIEW TASK FORCE (HOLDMAN T) Establishes the state and local tax review task force (task force). Specifies the membership of the task force and the topics the task force is required to review. Makes an appropriation.

Current Status: 3/6/2023 - Referred to House Ways and Means

State Bill Page: [SB3](#)

News Stories: 3/6/2023 - [Transgender disputes, tax reform dominate first half of General Assembly](#)
3/1/2023 - [Bill seeking to study elimination of state income tax moves forward](#)
1/11/2023 - [Indiana Senate Republicans prioritize health care, biz tax cuts](#)

SB4 PUBLIC HEALTH COMMISSION (CHARBONNEAU E) Defines "core public health services" for purposes of public health laws. Adds members to the executive board of the Indiana department of health (state department). Provides that the state department may provide district or regional services to local health departments. Require each local board of health to establish a local public health services fund to receive state funding. Provides a method of allocation of state funding to local boards of health, subject to state appropriations. Allows the state department to issue guidance to local health departments. Requires the state department to make annual local health department reports available to the public. Changes the qualification requirements for a local health officer and requires certain training. Requires the state department to identify state level metrics and county level metrics and requires certain local health departments to report to the state department activities and metrics on the delivery of core public health services. Requires the state department to annually report on the metrics to the budget committee and publish information concerning the metrics on the Internet. Sets political affiliation limitations on local boards of health and adds two members to local boards of health. Requires a multiple county health department to maintain at least one physical office in each represented county. Provides that a new city health department cannot be created after December 31, 2022, but allows current city health departments to continue to operate. Creates the Indiana trauma care commission and sets forth the commission's duties. Specifies that certain vision screenings in schools for students may be performed by a physician or an optometrist. Requires vision screening in kindergarten and first grade (current law allows for the screening in either grade). Modifies the list of vision tests that may be used. Requires the school to send to the parent of a student any recommendation for further testing by the vision screener. Allows for standing orders to be used for emergency stock medication in schools. Allows the state health commissioner or designee to issue a statewide standing order, prescription, or protocol for emergency stock medication for schools. Removes the distance requirement for an access practice dentist to provide communication with a dental hygienist.

Current Status: 2/28/2023 - Referred to House Public Health

State Bill Page: [SB4](#)

- SB15 HOUSING AUTHORITY COMMISSIONER COMPENSATION (RANDOLPH L)** Increases the per diem paid to a commissioner of a housing authority from \$25 to \$100.
Current Status: 3/14/2023 - House Local Government, (Bill Scheduled for Hearing); **Time & Location:** 8:30 AM, Rm. 156-C
State Bill Page: [SB15](#)
News Stories: 2/24/2023 - [Indiana Senate OKs per-meeting pay hike for local housing commissioners](#)
- SB33 SOLAR PANEL AND WIND POWER EQUIPMENT DISPOSAL STUDY (WALKER G)** Directs the Indiana department of environmental management (IDEM) and the Indiana utility regulatory commission (IURC) to conduct a joint study concerning decommissioning and disposal of solar panels and wind power equipment. Requires IDEM and the IURC to report the findings and recommendations resulting from the study to the legislative council not later than November 1, 2023.
Current Status: 2/23/2023 - added as cosponsors Representatives Negele and Aylesworth
State Bill Page: [SB33](#)
- SB46 COUNTY OPTION CIRCUIT BREAKER TAX CREDIT (SANDLIN J)** Authorizes a county fiscal body to adopt an ordinance to provide a credit against property tax liability for qualified individuals. Defines a "qualified individual" for purposes of the credit. Provides that the ordinance may designate: (1) all of the territory of the county; or (2) one or more specific geographic territories within the county; as an area in which qualified individuals may apply for the credit. Provides that the credit amount is equal to the amount by which property taxes on the property increased by at least 2% but not more than 5% from the prior year (excluding any property tax liability imposed in a voter approved referendum levy). Provides that the credit does not affect the allocation of taxes to a referendum fund. Requires a qualified individual who desires to claim the credit to file a certified statement with the county auditor. Provides that the county auditor shall apply the credit in succeeding years after the certified statement is filed unless the auditor determines that the individual is no longer eligible for the credit or the county fiscal body rescinds the ordinance. Provides a penalty for wrongly receiving the credit that is the same as the penalty for wrongly receiving the homestead standard deduction.
Current Status: 2/28/2023 - Referred to House Ways and Means
State Bill Page: [SB46](#)
News Stories: 1/18/2023 - [Would you like a receipt? Senate committee weighs pros and cons for taxpayers](#)
- SB100 EDUCATION MATTERS (RAATZ J)** Provides that a: (1) school that seeks state accreditation; and (2) national or regional accreditation agency that seeks to be recognized by the state board of education (state board); must complete and submit the applicable application form established by the state board. Requires the state board to do the following: (1) Not later than six months after the date a completed application is submitted, approve or deny the accreditation or recognition. (2) If the state board denies an accreditation or recognition, send notice to the school or national or regional accreditation agency stating the reasons for the denial. Requires the department of education (department) to post a copy of the application forms on the department's website. Requires the state board, in consultation with the department, to establish new high school diploma requirements. Provides that the high school diploma requirements must: (1) be implemented not later than the 2024-2025 school year; and (2) apply to the cohort of students that is expected to graduate in the 2027-2028 school year and thereafter. Allows the department to award grants under the student learning recovery grant program (program) in the 2024 fiscal year. Establishes additional dates for reporting requirements regarding the program.
Current Status: 3/6/2023 - Referred to House Education
State Bill Page: [SB100](#)
- SB106 LOCAL POWERS CONCERNING ELECTIONS (BUCK J)** Provides that a unit does not have the power to adopt an ordinance, a resolution, or an order concerning certain elections, or otherwise conduct an election, except as expressly granted by statute. Specifies that an ordinance, a resolution, or an order concerning certain elections that was adopted before January 1, 2023, is void unless a statute expressly granted the unit the power to adopt the ordinance, resolution, or order.
Current Status: 3/13/2023 - Senate Bills on Second Reading
State Bill Page: [SB106](#)

News Stories: 2/15/2023 - [Lawmakers move bill that would overturn Westfield's term limits](#)

SB114 RECEIVERSHIP FOR PAST DUE UTILITY BILLS (KOCH E) Amends the Indiana Code provision that sets forth the cases in which a receiver may be appointed by a court to include the appointment of a receiver upon the request of a utility if the owner of a multifamily residential property with more than four units has incurred utility bills that are at least: (1) 90 days past due; or (2) 60 days past due if a payment plan has been entered into.

Current Status: 3/13/2023 - Senate Bills on Third Reading

State Bill Page: [SB114](#)

News Stories: 2/3/2023 - [Bad-landlords measure gets unanimous Senate committee support](#)

SB155 AIR POLLUTION CONTROL (NIEMEYER R) Provides that a federal regulation that classifies or amends a designation of attainment, nonattainment, or unclassifiable for any area in Indiana under the federal Clean Air Act is effective and enforceable in Indiana on the effective date of the federal regulation. Requires the environmental rules board to adopt rules, including emergency rules, to raise two Title V operating permit program fees, increasing: (1) the annual fee for a Part 70 permit to \$6,100; and (2) the annual fee for a federally enforceable state operating permit (FESOP) to \$6,100; for five years, beginning with the fees first due and collectable after December 31, 2023.

Current Status: 3/6/2023 - Referred to House Environmental Affairs

State Bill Page: [SB155](#)

News Stories: 3/1/2023 - [Bill to prevent federal control of Indiana air pollution passes state Senate](#)

1/30/2023 - [Bill seeks to prevent federal takeover of Indiana air pollution program](#)

SB156 TAX SALES (NIEMEYER R) Provides that a person who acquires a certificate of sale (certificate) may not assign the certificate to a person who was not eligible under the tax sale laws to bid on or purchase real property at a tax sale until the person satisfies the eligibility requirements as determined by the county auditor. Requires a person to acknowledge that the person will not assign a certificate for any real property purchased to a person who is prohibited from bidding on or purchasing real property at a tax sale. Requires the county auditor to determine that an assignee of a certificate is eligible to receive the assignment for an assignment to be valid. Provides that assignments of a certificate must be included on the county auditor's tax sale record. Requires the county auditor to list certain information concerning tax sales on the county website or a link to the website of the county's contractor for 10 years.

Current Status: 3/8/2023 - House Judiciary, (Bill Scheduled for Hearing); **Time & Location:** 8:30 AM, Rm. 156-B

State Bill Page: [SB156](#)

News Stories: 2/14/2023 - [Lawmakers act to close tax sale loophole](#)

SB157 PARCELS OFFERED AT SUCCESSIVE TAX SALES (NIEMEYER R) Requires that the county auditor's notice of tax sale include a statement providing that if a tract or item of real property has been offered for sale at a county treasurer's tax sale (treasurer's sale) and a county executive's tax sale (executive's sale) on two or more occasions without a bid, the tract or item of real property may be subject to an ordinance authorized by the bill. Adds a person who claims a substantial property interest of public record to a statute concerning the county auditor's provision of notice of tax sale to certain persons who annually request a copy of the notice. Provides that a person who owns any tract or item of real property that has been offered for sale at a treasurer's sale and executive's sale on two or more occasions without a bid is prohibited from bidding on or purchasing tracts offered for sale. Adds language that allows a county legislative body to adopt an ordinance with respect to parcels of real property that have been offered for sale at a treasurer's sale and an executive's sale on two or more occasions without a bid. Specifies that such a parcel (subject to certain criteria) is considered a public hazard. Establishes a procedure for a county to transfer a tax sale certificate to a municipality or retain a tax sale certificate and for a county or municipality to file a petition with the circuit court (court) requesting the issuance of a deed for the property to the requesting county or municipality. Provides that, at the request of a municipality, the county auditor and county treasurer (subject to available funding) shall enter into a mutual agreement for the county auditor to perform certain duties concerning notification of a party's right to redeem such a parcel and the filing of a petition to the court for issuance of a tax deed for the parcel. Provides that the

court shall hold a hearing on the petition for issuance of a tax deed. Provides requirements that apply to a quiet title action with respect to a parcel placed into the name of a county or municipality. Provides that an owner of a parcel of real property that has been offered for sale at a treasurer's sale and an executive's sale on two or more occasions without a bid may transfer the real property, subject to any liens and encumbrances, by warranty deed to a county or municipality.

Current Status: 2/28/2023 - Referred to House Local Government

State Bill Page: [SB157](#)

News Stories: 2/8/2023 - [Indiana Senate approves new tools to reduce tax sale 'churners' in Lake County](#)

SB180 **ALLOCATION OF WASTEWATER UTILITY COSTS** (KOCH E) Allows a utility company that: (1) provides both water and wastewater service; and (2) has acquired wastewater utility property; to request, in the context of a petition by the utility company to the Indiana utility regulatory commission (IURC) for preapproval of a plan for proposed service enhancement improvements to the utility company's wastewater utility property, authorization from the IURC to allocate a portion of the eligible costs of the utility company's wastewater utility property to the utility company's water customers. Provides that if the petition includes such a request for an allocation of costs, the utility company shall provide a copy of: (1) the petition; and (2) the utility company's case in chief; to each intervenor in the utility company's last general rate case. Provides that the IURC may approve the request if the IURC finds that: (1) because of reasonable and necessary improvements that are proposed for the wastewater utility property, the resulting rates charged to wastewater customers would reach levels necessitating the provision of financial assistance to those customers; (2) the total rates charged by the utility company for water service will not increase unreasonably as a result of the allocation; (3) the utility company has made efforts to secure financial assistance from other sources; and (4) the utility company has developed an asset management program. Provides that an increase in the total rates charged for water service by the utility company as a result of the allocation is not unreasonable to the extent the allocation results in an increase in authorized total revenues of 2% or less.

Current Status: 2/28/2023 - Referred to House Utilities, Energy and Telecommunications

State Bill Page: [SB180](#)

SB195 **STUDY OF HOMEOWNERS ASSOCIATION ISSUES** (FORD J) Urges the legislative council to assign to an appropriate interim study committee the task of studying specific issues concerning homeowners associations.

Current Status: 2/28/2023 - Referred to House Rules and Legislative Procedures

State Bill Page: [SB195](#)

SB202 **STUDY COMMITTEE** (QADDOURA F) Urges the legislative council to assign the topic of various housing matters to the appropriate interim study committee.

Current Status: 2/28/2023 - Referred to House Rules and Legislative Procedures

State Bill Page: [SB202](#)

SB219 **ANNEXATION** (BUCK J) With certain exceptions, requires a municipality that initiates an annexation to file with the court an annexation petition approved by the signatures of: (1) at least 51% of the owners of non-tax exempt land in the annexation territory; or (2) the owners of at least 75% in assessed valuation of non-tax exempt land in the annexation territory. Requires the court to hold a hearing if the petition has enough signatures. Adds provisions for determining the validity of signatures. Eliminates the following: (1) Remonstrances and remonstrance waivers. (2) Reimbursement of remonstrator's attorney's fees and costs. (3) Adoption of a fiscal plan for annexations requested by 100% of landowners in the annexation territory. (4) Settlement agreements in lieu of annexation. (5) Provisions regarding contiguity of a public highway.

Current Status: 2/28/2023 - Referred to House Local Government

State Bill Page: [SB219](#)

SB242 **DNR BEST FLOODPLAIN MAPPING DATA** (LEISING J) Repeals a provision that requires a local floodplain administrator to use the "best floodplain mapping data available" when reviewing an application for a permit to authorize construction in or near a floodplain. Requires an owner to disclose in a real

estate disclosure form whether any portion of the real estate is located in a floodplain, as determined by the Federal Emergency Management Agency's (FEMA) Flood Insurance Rate Maps or a FEMA approved local floodplain map.

Current Status: 3/9/2023 - Senate Committee recommends passage, as amended Yeas: 6; Nays: 2

State Bill Page: [SB242](#)

SB298

UTILITY INFRASTRUCTURE IMPROVEMENT CHARGES (KOCH E) Amends the statute governing infrastructure improvement charges for water or wastewater utilities as follows: (1) Provides that in the case of a municipally owned utility or a not-for-profit utility, the adjustment amount to an eligible utility's basic rates and charges for the recovery of infrastructure improvement costs shall be recovered over a 12 month period, regardless of the amount of time over which the infrastructure improvement costs were incurred. (2) Provides that a utility may not recover though an infrastructure improvement charge any infrastructure improvement costs that are recovered by the utility through contributions in aid of construction. (3) Provides that when an eligible utility files a petition for an adjustment amount with the Indiana utility regulatory commission (IURC), the office of utility consumer counselor (OUCC) may examine information of the eligible utility, limited to confirming: (A) that the infrastructure improvements for which recovery is sought are eligible for cost recovery under the statute; and (B) the proper calculation of the proposed adjustment amount. (Existing law provides that the OUCC may examine the information of an eligible utility to confirm these matters, but does not specify that the OUCC's examination is limited to the confirmation of these matters.) (4) Provides that if the IURC finds that an eligible utility's proposed adjustment amount has not been calculated correctly, the IURC shall: (A) provide the correct calculation of the adjustment amount; and (B) allow the eligible utility to implement the corrected adjustment amount. (5) Amends the factors that the IURC may consider in determining the amount of allowable recovery of infrastructure improvement costs for a municipally owned utility or a not-for-profit utility to provide that the IURC may consider other expenses that the IURC considers appropriate, including money for the payment of any taxes that may be assessed against: (A) a municipally owned utility; or (B) a not-for-profit utility or its property; as applicable. (6) Specifies that in the case of a municipally owned utility or not-for-profit utility, the statute's cap limiting total adjustment revenues to 10% of an eligible utility's approved base revenue level applies over the course of each 12 month recovery period. (7) Amends the statute's provisions requiring an eligible utility to reconcile the difference between adjustment revenues and infrastructure improvement costs as follows: (A) Specifies that the reconciliation must occur at the end of each 12 month recovery period. (B) Provides that in the case of a municipally owned utility or a not-for-profit utility, the adjustment amount shall be reset to zero after all previously approved infrastructure improvement costs have been collected.

Current Status: 2/28/2023 - Referred to House Utilities, Energy and Telecommunications

State Bill Page: [SB298](#)

SB300

RESIDENTIAL TAX INCREMENT FINANCING (ROGERS L) Removes the threshold conditions for establishing a residential housing development program and a tax increment allocation area for the program, including the condition that the governing body of each school corporation affected by the program pass a resolution approving the program before the program may go into effect. Provides that the fiscal body of a county may adopt an ordinance to designate an economic development target area.

Current Status: 2/28/2023 - Referred to House Ways and Means

State Bill Page: [SB300](#)

News Stories: 2/28/2023 - ["Windfall profit": Lawmakers who build homes file bills to help their industry](#)

SB317

ADVANCE PAYMENTS BY POLITICAL SUBDIVISIONS (ZAY A) Provides that a political subdivision may make advance payments to contractors to enable the contractors to purchase materials needed for a public works project of the political subdivision. Provides that a political subdivision may make advance payments for goods or services before the goods are delivered or services are completed if the fiscal body of the political subdivision authorizes advance payments.

Current Status: 3/14/2023 - House Local Government, (Bill Scheduled for Hearing); **Time & Location:** 8:30 AM, Rm. 156-C

State Bill Page: [SB317](#)

- SB325** **HOMESTEAD STANDARD DEDUCTION** (BUCHANAN B) Modifies the definition of "homestead" for purposes of the homestead standard deduction. Makes corresponding changes.
Current Status: 3/15/2023 - House Ways and Means, (Bill Scheduled for Hearing); **Time & Location:** 1:30 PM, Rm. 404
State Bill Page: [SB325](#)
- SB339** **ATTAINABLE HOMEOWNERSHIP TAX CREDIT** (ROGERS L) Establishes a tax credit (credit) for a contribution to an affordable housing organization (organization). Requires the Indiana economic development corporation to approve each organization applicant as an organization for which a taxpayer is eligible to claim a credit for a contribution. Provides that the amount of the credit is equal to 50% of the amount of the contribution that is not more than \$20,000 made to the organization. Provides that the credit may be carried forward for five years following the unused credit year. Provides (subject to certain conditions) that the total amount of tax credits awarded may not exceed \$100,000 in each state fiscal year. Requires the department of state revenue (department) to post certain information about the credit on a website used by the department to provide information to the public. Allows the department to adopt rules to implement the credit.
Current Status: 2/28/2023 - Referred to House Ways and Means
State Bill Page: [SB339](#)
- SB349** **OVERLAPPING ALLOCATION AREAS** (BALDWIN S) Permits counties and municipalities in a case in which a municipality annexes an area in the county after the county has established a redevelopment district in that area to approve ordinances regarding the allocation of property tax proceeds derived from the municipality's component of the tax rate applied to the allocation area to be transferred to the redevelopment commission of the annexing municipality.
Current Status: 2/28/2023 - Referred to House Ways and Means
State Bill Page: [SB349](#)
- SB374** **REGIONAL WATER, SEWAGE, OR SOLID WASTE DISTRICTS** (KOCH E) Increases the maximum amount that may be paid to a member of the board of trustees of a regional water, sewage, or solid waste district from \$50 to \$150 per day. Removes a provision that allows for the payment of not more than \$125 per day to members of the board of trustees of a regional water and sewage district that meets certain requirements.
Current Status: 3/13/2023 - Senate Bills on Third Reading
State Bill Page: [SB374](#)
- SB412** **NATURAL RESOURCES MATTERS** (GLICK S) Authorizes the division of water of the department of natural resources to file, in the deed records of a county recorder's office, an affidavit stating that a violation or deficiency that is the subject of an enforcement action exists on a particular property in the county. Provides that: (1) the affidavit must be designed to provide notice of the violation or deficiency to any prospective transferee of the property or any contractor that intends to perform work on the property; and (2) the affidavit shall be removed from the deed records of the county when the violation or deficiency is resolved. Requires the division of water of the department of natural resources, when filing an affidavit stating that a violation or deficiency that is the subject of an enforcement action exists on a particular property, to pay to the county recorder the fee charged for the recording of a document in the deed records of the county. Amends the law requiring the natural resources commission to adopt certain rules concerning lakes and reservoirs. Amends the flood control law, which requires a permit to create or maintain a structure, obstruction, deposit, or excavation in a floodway, to: (1) require a person who files a permit application to provide documentation of the person's ownership of the site where the proposed work will be performed or an affidavit from the owner of the site authorizing the performance of the proposed work; (2) allow an applicant to file an amendment to the person's permit application; and (3) provide that two or more persons may jointly apply for a permit. Amends the floodplain management law to: (1) require a permit for the creation, use, or maintenance of a structure, obstruction, deposit, or excavation on any state owned property or state managed property in a floodplain; and (2) provide that the lowest floor of any structure erected on state owned property or state managed property in a floodplain must be least two feet above the 100 year frequency flood elevation. Amends the timber buyers law to provide that information in a timber buyer's records about the timber buyer's transactions with a particular timber grower may be disclosed to that timber grower. Requires the natural resources

commission (commission) to hold a meeting at least once every five years with officials of counties and municipalities for flood plain management purposes. Provides that after June 30, 2023, a person who applies to a local floodplain administrator for a permit authorizing a structure or construction activity in or near a floodplain may elect that the best available data as provided by the department an engineering study provided by the applicant that is reviewed and approved according to the unit's ordinance for flood hazard areas. Provides that officials of a county or municipality may voluntarily request to meet with the commission on a periodic basis to further the objectives of the flood plain management law. Requires the commission to review and timely respond to any request from a county or municipality to revise the delineation of a flood hazard area.

Current Status: 3/6/2023 - Referred to House Natural Resources

State Bill Page: [SB412](#)

SB414

ONSITE SEWAGE SYSTEMS AND HOLDING TANKS (BYRNE G) Defines "alternative residential onsite sewage system" as a system that: (1) is designed for the collection, storage, treatment, and disposal of sewage from the dwelling of one or two families; (2) is installed in a place that is not suitable for a standard septic system; (3) is a replacement for a standard septic system that did not function properly; (4) is based on a design or plan approved by the National Sanitation Foundation; (5) employs advanced treatment components not used in standard septic systems; (6) discharges treated effluent above ground; and (7) requires more frequent testing and maintenance than a standard septic system. Requires the environmental rules board to adopt rules, including emergency rules, to establish standards and specifications, effluent limitations, and inspection, maintenance, testing, service, and repair requirements for alternative residential onsite sewage systems. Requires the department of environmental management (IDEM) to issue a National Pollutant Discharge Elimination System general permit that will authorize the installation and use of alternative residential onsite sewage systems. Requires a local health department to grant a permit for an alternative residential onsite sewage system if certain requirements are met, including: (1) the permit applicant has obtained coverage under the general permit; (2) the applicant affirms in writing that the alternative residential onsite sewage system will be installed and maintained in accordance with the rules of the environmental rules board; and (3) the permit applicant has filed an affidavit for recording in the county recorder's office that will provide notice to any prospective transferee of the applicant's property that the transferee will be subject to the ongoing inspection, maintenance, testing, service, and repair requirements applying to alternative residential onsite sewage systems. Provides that if the owner of property served by an alternative residential onsite sewage system fails to satisfy any inspection, maintenance, testing, service, or repair requirement, the local health department shall have the needed work done and shall bill the property owner for the cost. Provides that these costs, plus fees, if unpaid, become a lien against the property. Provides that septage that originates from a residential or commercial source may be held in one or more holding tanks of not more than 10,000 gallons until removed and transported from the site. Establishes requirements for septage holding tanks. Requires a permit from the local health department for the operation of a septage holding tank. Requires a septage tank owner to enter into a written contract with a septage management vehicle operator for regular removal of septage from the tank, to provide a copy of the contract to the local health department, and to provide proof to the local health department that the tank owner is regularly paying for the removal of septage from the holding tank. Requires a local health department to report to IDEM concerning the septage tanks in its jurisdiction.

Current Status: 2/28/2023 - Referred to House Environmental Affairs

State Bill Page: [SB414](#)

SB417

VARIOUS TAX MATTERS (BALDWIN S) Makes certain changes to the nonprofit organization sales tax exemption threshold after which nonprofit organizations are required to collect state sales tax. Authorizes a county to impose a local income tax (LIT) rate for county staff expenses of the state judicial system in the county. Provides that the expenses paid from the LIT revenue may not comprise more than 50% of the county's total budgeted operational staffing expenses related to the state judicial system in any given year. Requires certain reporting requirements related to the use of the LIT revenue. Specifies a three business day grace period following the postmark date of a document during which the department of state revenue will consider the document received to be timely filed for purposes of a due date.

Current Status: 3/6/2023 - Referred to Committee on Ways and Means

State Bill Page: [SB417](#)

SB449

REGULATION OF COMBINED SEWER OVERFLOWS (ROGERS L) Provides that if an NPDES permit holder has submitted an approved long term control plan for its combined sewers, water samples used to assess the permit holder's compliance with water quality standards and water quality based effluent limitations for discharges from combined sewer overflows must not be collected: (1) within 96 hours after a combined sewer overflow discharge that is consistent with the approved long term control plan; or (2) during or following excessive precipitation conditions. Requires the environmental rules board to adopt rules, including emergency rules, to implement the limitation on water samples used to assess a permit holder's compliance.

Current Status: 2/28/2023 - Referred to House Environmental Affairs

State Bill Page: [SB449](#)

News Stories: 2/27/2023 - [Bill to help cities with combined sewers avoid water violations passes Senate](#)

2/15/2023 - [Combined sewers put too much sewage into waterways. Bill would help cities avoid violations](#)

SB473

LIMITS ON DISCHARGES INTO THE OHIO RIVER (BECKER V) Provides that if a community water system that discharges wastewater into the Ohio River demonstrates to the satisfaction of the department of environmental management that the discharged wastewater does not increase the mass of mercury in the Ohio River by an amount greater than the mass of mercury in the water withdrawn from the Ohio River by the community water system: (1) the community water system's discharge into the Ohio River shall not be considered to cause, have a reasonable potential to cause, or contribute to an excursion above any applicable water quality standard governing mercury in the Ohio River; and (2) no water quality-based effluent limitations for mercury shall be required in a new or renewal NPDES permit issued to the community water system.

Current Status: 3/6/2023 - Referred to House Environmental Affairs

State Bill Page: [SB473](#)