

First Regular Session of the 119th General Assembly (2015)

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 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

HOUSE ENROLLED ACT No. 1001

AN ACT to amend the Indiana Code concerning state offices and administration.

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

SECTION 1. [EFFECTIVE JULY 1, 2015]

(a) The following definitions apply throughout this act:

- (1) "Augmentation allowed" means the governor and the budget agency are authorized to add to an appropriation in this act from revenues accruing to the fund from which the appropriation was made.
- (2) "Biennium" means the period beginning July 1, 2015, and ending June 30, 2017. Appropriations appearing in the biennial column for construction or other permanent improvements do not revert under IC 4-13-2-19 and may be allotted.
- (3) "Deficiency appropriation" or "special claim" means an appropriation available during the 2014-2015 fiscal year.
- (4) "Equipment" includes machinery, implements, tools, furniture, furnishings, vehicles, and other articles that have a calculable period of service that exceeds twelve (12) calendar months.
- (5) "Fee replacement" includes payments to universities to be used to pay indebtedness resulting from financing the cost of planning, purchasing, rehabilitation, construction, repair, leasing, lease-purchasing, or otherwise acquiring land, buildings, facilities, and equipment to be used for academic and instructional purposes.
- (6) "Federally qualified health center" means a community health center that is designated by the Health Resources Services Administration, Bureau of Primary Health Care, as a Federally Qualified Health Center Look Alike under the FED 330 Consolidated

HEA 1001 — CC 2



Health Center Program authorization, including Community Health Center (330e), Migrant Health Center (330g), Health Care for the Homeless (330h), Public Housing Primary Care (330i), and School Based Health Centers (330).

(7) "Other operating expense" includes payments for "services other than personal", "services by contract", "supplies, materials, and parts", "grants, subsidies, refunds, and awards", "in-state travel", "out-of-state travel", and "equipment".

(8) "Pension fund contributions" means the state of Indiana's contributions to a specific retirement fund.

(9) "Personal services" includes payments for salaries and wages to officers and employees of the state (either regular or temporary), payments for compensation awards, and the employer's share of Social Security, health insurance, life insurance, dental insurance, vision insurance, deferred compensation - state match, leave conversion, disability, and retirement fund contributions.

(10) "SSBG" means the Social Services Block Grant. This was formerly referred to as "Title XX".

(11) "State agency" means:

(A) each office, officer, board, commission, department, division, bureau, committee, fund, agency, authority, council, or other instrumentality of the state;

(B) each hospital, penal institution, and other institutional enterprise of the state;

(C) the judicial department of the state; and

(D) the legislative department of the state.

However, this term does not include cities, towns, townships, school cities, school townships, school districts, other municipal corporations or political subdivisions of the state, or universities and colleges supported in whole or in part by state funds.

(12) "State funded community health center" means a public or private not for profit (501(c)(3)) organization that provides comprehensive primary health care services to all age groups.

(13) "Total operating expense" includes payments for both "personal services" and "other operating expense".

(b) The state board of finance may authorize advances to boards or persons having control of the funds of any institution or department of the state of a sum of money out of any appropriation available at such time for the purpose of establishing working capital to provide for payment of expenses in the case of emergency when immediate payment is necessary or expedient. Advance payments shall be made by warrant by the auditor of state, and properly itemized and receipted bills or invoices shall be filed by the board or persons receiving the advance payments.

(c) All money appropriated by this act shall be considered either a direct appropriation or an appropriation from a rotary or revolving fund.

(1) Direct appropriations are subject to withdrawal from the state treasury and for



expenditure for such purposes, at such time, and in such manner as may be prescribed by law. Direct appropriations are not subject to return and rewithdrawal from the state treasury, except for the correction of an error which may have occurred in any transaction or for reimbursement of expenditures which have occurred in the same fiscal year.

(2) A rotary or revolving fund is any designated part of a fund that is set apart as working capital in a manner prescribed by law and devoted to a specific purpose or purposes. The fund consists of earnings and income only from certain sources or combination of sources. The money in the fund shall be used for the purpose designated by law as working capital. The fund at any time consists of the original appropriation to the fund, if any, all receipts accrued to the fund, and all money withdrawn from the fund and invested or to be invested. The fund shall be kept intact by separate entries in the auditor of state's office, and no part of the fund shall be used for any purpose other than the lawful purpose of the fund or revert to any other fund at any time. However, any unencumbered excess above any prescribed amount may be transferred to the state general fund at the close of each fiscal year unless otherwise specified in the Indiana Code.

SECTION 2. [EFFECTIVE JULY 1, 2015]

For the conduct of state government, its offices, funds, boards, commissions, departments, societies, associations, services, agencies, and undertakings, and for other appropriations not otherwise provided by statute, the following sums in SECTIONS 3 through 10 are appropriated for the periods of time designated from the general fund of the state of Indiana or other specifically designated funds.

In this act, whenever there is no specific fund or account designated, the appropriation is from the general fund.

SECTION 3. [EFFECTIVE JULY 1, 2015]

GENERAL GOVERNMENT

A. LEGISLATIVE

FOR THE GENERAL ASSEMBLY

LEGISLATORS' SALARIES - HOUSE

Total Operating Expense	6,129,500	6,290,000
-------------------------	-----------	-----------

HOUSE EXPENSES

Total Operating Expense	11,914,570	11,894,570
-------------------------	------------	------------

LEGISLATORS' SALARIES - SENATE



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Total Operating Expense	2,305,318	2,305,318	
SENATE EXPENSES			
Total Operating Expense	10,043,710	11,442,593	

Included in the above appropriations for house and senate expenses are funds for a legislative business per diem allowance, meals, and other usual and customary expenses associated with legislative affairs. Except as provided below, this allowance is to be paid to each member of the general assembly for every day, including Sundays, during which the general assembly is convened in regular or special session, commencing with the day the session is officially convened and concluding with the day the session is adjourned sine die. However, after five (5) consecutive days of recess, the legislative business per diem allowance is to be made on an individual voucher basis until the recess concludes.

Each member of the general assembly is entitled, when authorized by the speaker of the house or the president pro tempore of the senate, to the legislative business per diem allowance for every day the member is engaged in official business.

The legislative business per diem allowance that each member of the general assembly is entitled to receive equals the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area. The legislative business per diem changes each time there is a change in that maximum daily amount.

In addition to the legislative business per diem allowance, each member of the general assembly shall receive the mileage allowance in an amount equal to the standard mileage rates for personally owned transportation equipment established by the federal Internal Revenue Service for each mile necessarily traveled from the member's usual place of residence to the state capitol. However, if the member traveled by a means other than by motor vehicle, and the member's usual place of residence is more than one hundred (100) miles from the state capitol, the member is entitled to reimbursement in an amount equal to the lowest air travel cost incurred in traveling from the usual place of residence to the state capitol. During the period the general assembly is convened in regular or special session, the mileage allowance shall be limited to one (1) round trip each week per member.

Any member of the general assembly who is appointed by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or Indiana legislative council to serve on any research, study, or survey committee or commission, or who attends any meetings authorized or convened under the auspices of the Indiana legislative council, including pre-session conferences and



federal-state relations conferences, is entitled, when authorized by the legislative council, to receive the legislative business per diem allowance for each day the member is in actual attendance and is also entitled to a mileage allowance, at the rate specified above, for each mile necessarily traveled from the member's usual place of residence to the state capitol, or other in-state site of the committee, commission, or conference. The per diem allowance and the mileage allowance permitted under this paragraph shall be paid from the legislative council appropriation for legislator and lay member travel unless the member is attending an out-of-state meeting, as authorized by the speaker of the house of representatives or the president pro tempore of the senate, in which case the member is entitled to receive:

- (1) the legislative business per diem allowance for each day the member is engaged in approved out-of-state travel; and
- (2) reimbursement for traveling expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the legislative council.

Notwithstanding the provisions of this or any other statute, the legislative council may adopt, by resolution, travel policies and procedures that apply only to members of the general assembly or to the staffs of the house of representatives, senate, and legislative services agency, or both members and staffs. The legislative council may apply these travel policies and procedures to lay members serving on research, study, or survey committees or commissions that are under the jurisdiction of the legislative council. Notwithstanding any other law, rule, or policy, the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency do not apply to members of the general assembly, to the staffs of the house of representatives, senate, or legislative services agency, or to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council (if the legislative council applies its travel policies and procedures to lay members under the authority of this SECTION), except that, until the legislative council adopts travel policies and procedures, the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency apply to members of the general assembly, to the staffs of the house of representatives, senate, and legislative services agency, and to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council. The executive director of the legislative services agency is responsible for the administration of travel policies and procedures adopted by the legislative council. The auditor of state shall approve and process claims for reimbursement of travel related expenses under this paragraph based upon the written affirmation of the speaker of the house of representatives, the president pro tempore of the senate, or the executive director of the legislative services agency that those claims comply with the travel policies and procedures adopted by the legislative council. If the funds appropriated



for the house and senate expenses and legislative salaries are insufficient to pay all the necessary expenses incurred, including the cost of printing the journals of the house and senate, there is appropriated such further sums as may be necessary to pay such expenses.

LEGISLATORS' SUBSISTENCE

LEGISLATORS' EXPENSES - HOUSE

Total Operating Expense	2,574,979	2,735,928
-------------------------	-----------	-----------

LEGISLATORS' EXPENSES - SENATE

Total Operating Expense	1,195,888	1,015,871
-------------------------	-----------	-----------

Each member of the general assembly is entitled to a subsistence allowance of forty percent (40%) of the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area for:

- (1) each day that the general assembly is not convened in regular or special session; and
- (2) each day after the first session day held in November and before the first session day held in January.

However, the subsistence allowance under subdivision (2) may not be paid with respect to any day after the first session day held in November and before the first session day held in January with respect to which all members of the general assembly are entitled to a legislative business per diem.

The subsistence allowance is payable from the appropriations for legislators' subsistence.

The officers of the senate are entitled to the following amounts annually in addition to the subsistence allowance: president pro tempore, \$7,000; assistant president pro tempore, \$3,000; majority floor leader, \$5,500; assistant majority floor leader(s), \$3,500; majority floor leader emeritus, \$1,500; majority caucus chair, \$5,500; assistant majority caucus chair(s), \$1,500; appropriations committee chair, \$5,500; tax and fiscal policy committee chair, \$5,500; appropriations committee ranking majority member, \$2,000; tax and fiscal policy committee ranking majority member, \$2,000; majority whip, \$4,000; assistant majority whip, \$2,000; minority floor leader, \$6,000; minority leader emeritus, \$1,500; minority caucus chair, \$5,000; assistant minority floor leader, \$5,000; appropriations committee ranking minority member, \$2,000; tax and fiscal policy committee ranking minority member, \$2,000; minority whip(s), \$2,000; assistant minority whip, \$1,000; assistant minority caucus chair(s), \$1,000; agriculture committee chair, \$1,000; natural resources committee chair, \$1,000; public policy committee chair, \$1,000; corrections and criminal law committee



chair, \$1,000; civil law committee chair, \$1,000; education and career development chair, \$1,000; elections committee chair, \$1,000; environmental affairs committee chair, \$1,000; family and children committee chair, \$1,000; pensions and labor committee chair, \$1,000; health and provider services committee chair, \$1,000; homeland security and transportation committee chair, \$1,000; veterans affairs and the military committee chair, \$1,000; insurance and financial institutions committee chair, \$1,000; judiciary committee chair, \$1,000; local government committee chair, \$1,000; utilities committee chair, \$1,000; commerce and technology committee chair, \$1,000; appointments and claims committee chair, \$1,000; rules and legislative procedure committee chair, \$1,000; and ethics committee chair, \$1,000. If an officer fills more than one (1) leadership position, the officer shall be paid for the higher paid position.

Officers of the house of representatives are entitled to the following amounts annually in addition to the subsistence allowance: speaker of the house, \$7,000; speaker pro tempore, \$5,000; deputy speaker pro tempore, \$2,000; majority floor leader, \$5,500; majority caucus chair, \$5,500; majority whip, \$4,000; assistant majority floor leader(s), \$3,500; assistant majority caucus chair(s), \$2,000; assistant majority whip(s), \$2,000; ways and means committee chair, \$5,500; ways and means committee vice chair, \$4,000; ways and means k-12 subcommittee chair, \$1,500; ways and means higher education subcommittee chair, \$1,500; ways and means budget subcommittee chair, \$3,000; minority leader, \$5,500; minority floor leader, \$4,500; minority caucus chair, \$4,500; minority whip, \$3,000; assistant minority leader, \$1,500; assistant minority floor leader, \$1,500; assistant minority caucus chair, \$1,500; assistant minority whip, \$1,500; ways and means committee ranking minority member, \$3,500; agriculture and rural development committee chair, \$1,000; commerce, small business, and economic development committee chair, \$1,000; courts and criminal code committee chair, \$1,000; education committee chair, \$1,000; elections and apportionment committee chair, \$1,000; employment, labor, and pensions committee chair, \$1,000; environmental affairs committee chair, \$1,000; statutory committee on legislative ethics committee chair, \$1,000; family, children, and human affairs committee chair, \$1,000; financial institutions committee chair, \$1,000; government and regulatory reform committee chair, \$1,000; insurance committee chair, \$1,000; statutory committee on interstate and international cooperation committee chair, \$1,000; judiciary committee chair, \$1,000; local government committee chair, \$1,000; natural resources committee chair, \$1,000; public health committee chair, \$1,000; public policy committee chair, \$1,000; roads and transportation committee chair, \$1,000; rules and legislative procedures committee chair, \$1,000; select committee on government reduction committee chair, \$1,000; utilities, energy and telecommunications committee chair, \$1,000; and veterans affairs and public safety committee chair, \$1,000. If an officer fills more than one (1) leadership position, the officer may be paid for each of the paid positions.



If the senate or house of representatives eliminates a committee or officer referenced in this SECTION and replaces the committee or officer with a new committee or position, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer. However, this does not permit any additional amounts to be paid under this SECTION for a replacement committee or officer than would have been spent for the eliminated committee or officer. If the senate or house of representatives creates a new, additional committee or officer, or assigns additional duties to an existing officer, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer, or to adjust the annual payments made to the existing officer, in amounts determined by the legislative council.

If the funds appropriated for legislators' subsistence are insufficient to pay all the subsistence incurred, there are hereby appropriated such further sums as may be necessary to pay such subsistence.

FOR THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE SERVICES AGENCY

Total Operating Expense	18,189,206	17,151,691
LEGISLATOR AND LAY MEMBER TRAVEL		
Total Operating Expense	847,500	847,500

Included in the above appropriations for the legislative council and legislative services agency expenses are funds for usual and customary expenses associated with legislative services.

If the funds above appropriated for the legislative council and the legislative services agency and for legislator and lay member travel are insufficient to pay all the necessary expenses incurred, there are hereby appropriated such further sums as may be necessary to pay those expenses.

Any person other than a member of the general assembly who is appointed by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or legislative council to serve on any research, study, or survey committee or commission is entitled, when authorized by the legislative council, to a per diem instead of subsistence of \$75 per day during the 2015-2017 biennium. In addition to the per diem, such a person is entitled to mileage reimbursement, at the rate specified for members of the general assembly, for each mile necessarily traveled from the person's usual place of residence to the state capitol or other in-state site of the committee, commission, or conference. However, reimbursement for any out-of-state travel expenses claimed by lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council shall be based on SECTION 14 of this act, until the legislative council applies those travel policies



<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

and procedures that govern legislators and their staffs to such lay members as authorized elsewhere in this SECTION. The allowance and reimbursement permitted in this paragraph shall be paid from the legislative council appropriations for legislative and lay member travel unless otherwise provided for by a specific appropriation.

Included in the above appropriations for the legislative council and legislative services agency are funds for the printing and distribution of documents published by the legislative council. These documents include journals, bills, resolutions, enrolled documents, the acts of the first and second regular sessions of the 119th general assembly, the supplements to the Indiana Code for fiscal years 2015-2016 and 2016-2017, and the publication of the Indiana Administrative Code and the Indiana Register. Upon completion of the distribution of the Acts and the supplements to the Indiana Code, as provided in IC 2-6-1.5, remaining copies may be sold at a price or prices periodically determined by the legislative council. If the above appropriations for the printing and distribution of documents published by the legislative council are insufficient to pay all of the necessary expenses incurred, there are hereby appropriated such sums as may be necessary to pay such expenses.

STATE VIDEO STREAMING SERVICES

Build Indiana Fund (IC 4-30-17)

Total Operating Expense	365,000	365,000
-------------------------	---------	---------

LEGISLATIVE CLOSED CAPTIONING SERVICES

Total Operating Expense	216,000	315,600
-------------------------	---------	---------

If the above appropriations for legislative closed captioning services are insufficient to pay all of the necessary expenses incurred, there are hereby appropriated such sums as may be necessary to pay such expenses.

LEGISLATIVE COUNCIL CONTINGENCY FUND

Total Operating Expense	226,125
-------------------------	---------

Disbursements from the fund may be made only for purposes approved by the chairman and vice chairman of the legislative council.

The legislative services agency shall charge the following fees, unless the legislative council sets these or other fees at different rates:

Annual subscription to the session document service for sessions ending in odd-numbered years: \$900



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

Annual subscription to the session document service for sessions ending in even-numbered years: \$500

Per page charge for copies of legislative documents: \$0.15

Annual charge for interim calendar: \$10

Daily charge for the journal of either house: \$2

COUNCIL OF STATE GOVERNMENTS ANNUAL DUES

Other Operating Expense	168,598	173,656
-------------------------	---------	---------

NATIONAL CONFERENCE OF STATE LEGISLATURES ANNUAL DUES

Other Operating Expense	213,762	216,978
-------------------------	---------	---------

NATIONAL CONFERENCE OF INSURANCE LEGISLATORS ANNUAL DUES

Other Operating Expense	10,000	10,000
-------------------------	--------	--------

EDUCATION COMMISSION OF THE STATES ANNUAL DUES

Other Operating Expense	93,000	93,000
-------------------------	--------	--------

FOR THE INDIANA LOBBY REGISTRATION COMMISSION

Total Operating Expense	343,728	332,811
-------------------------	---------	---------

FOR THE INDIANA PUBLIC RETIREMENT SYSTEM

LEGISLATORS' RETIREMENT FUND

Other Operating Expense	137,600	134,800
-------------------------	---------	---------

B. JUDICIAL

FOR THE SUPREME COURT

Personal Services	9,274,206	8,977,577
-------------------	-----------	-----------

Other Operating Expense	2,079,660	1,991,860
-------------------------	-----------	-----------

The above appropriation for the supreme court personal services includes the subsistence allowance as provided by IC 33-38-5-8. The supreme court, through its technology committee, shall review the requests of the court of appeals and the public defender commission for a case management system.

LOCAL JUDGES' SALARIES

Personal Services	67,001,240	66,613,114
-------------------	------------	------------

Other Operating Expense	49,633	49,633
-------------------------	--------	--------

COUNTY PROSECUTORS' SALARIES

Personal Services	31,232,466	31,035,401
-------------------	------------	------------

HEA 1001 — CC 2



<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

The above appropriations for county prosecutors' salaries represent the amounts authorized by IC 33-39-6-5 and that are to be paid from the state general fund.

In addition to the appropriations for local judges' salaries and for county prosecutors' salaries, there are hereby appropriated for personal services the amounts that the state is required to pay for salary changes or for additional courts created by the 119th general assembly.

TRIAL COURT OPERATIONS

Total Operating Expense	752,444	746,075
-------------------------	---------	---------

INDIANA COURT TECHNOLOGY

Judicial Technology and Automation Project Fund (IC 33-24-6-12)

Total Operating Expense	14,500,000	14,500,000
-------------------------	------------	------------

The above appropriation includes funding to develop and implement a statewide electronic filing system for court documents, a case management system, and a public defender case management system.

INDIANA CONFERENCE FOR LEGAL EDUCATION OPPORTUNITY

Total Operating Expense	778,750	778,750
-------------------------	---------	---------

The above funds are appropriated to the division of state court administration in compliance with the provisions of IC 33-24-13-7.

PUBLIC DEFENDER COMMISSION

Total Operating Expense	14,857,668	14,850,000
-------------------------	------------	------------

The above appropriation is made in addition to the distribution authorized by IC 33-37-7-9(c) for the purpose of reimbursing counties for indigent defense services provided to a defendant. The division of state court administration of the supreme court of Indiana shall provide staff support to the commission and shall administer the public defense fund. The administrative costs may come from the public defense fund. Any balance in the public defense fund is appropriated to the public defender commission.

GUARDIAN AD LITEM

Total Operating Expense	5,071,629	5,070,248
-------------------------	-----------	-----------

The division of state court administration shall use the foregoing appropriation to administer an office of guardian ad litem and court appointed special advocate



services and to provide matching funds to counties that are required to implement, in courts with juvenile jurisdiction, a guardian ad litem and court appointed special advocate program for children who are alleged to be victims of child abuse or neglect under IC 31-33 and to administer the program. A county may use these matching funds to supplement amounts collected as fees under IC 31-40-3 to be used for the operation of guardian ad litem and court appointed special advocate programs. The county fiscal body shall appropriate adequate funds for the county to be eligible for these matching funds. In each fiscal year, the office of guardian ad litem shall set aside at least thirty thousand dollars (\$30,000) from the foregoing appropriation to provide older youth foster care.

ADULT GUARDIANSHIP

Total Operating Expense	1,000,000	1,000,000
--------------------------------	------------------	------------------

The above appropriation is for the administration of the office of adult guardianship and to provide matching funds to county courts with probate jurisdiction that implement and administer programs for volunteer advocates for seniors and incapacitated adults who are appointed a guardian under IC 29. Volunteer advocates for seniors and incapacitated adults programs shall provide a match of 50% of the funds appropriated by the division of state court administration of which up to half may be in-kind match and the remainder must be county funds or other local county resources. Only programs certified by the supreme court are eligible for matching funds. The above appropriation also includes funds to develop and maintain an adult guardianship registry to serve as a data repository for adult guardianship cases and guardians appointed by the courts.

CIVIL LEGAL AID

Total Operating Expense	1,500,000	1,500,000
--------------------------------	------------------	------------------

The above funds include the appropriation provided in IC 33-24-12-7.

SPECIAL JUDGES - COUNTY COURTS

Total Operating Expense	149,000	149,000
--------------------------------	----------------	----------------

If the funds appropriated above for special judges of county courts are insufficient to pay all of the necessary expenses that the state is required to pay under IC 34-35-1-4, there are hereby appropriated such further sums as may be necessary to pay these expenses.

COMMISSION ON RACE AND GENDER FAIRNESS

Total Operating Expense	380,996	380,996
--------------------------------	----------------	----------------



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
FOR THE COURT OF APPEALS			
Personal Services	10,254,404	9,922,289	
Other Operating Expense	1,400,402	1,478,552	

The above appropriations for the court of appeals personal services include the subsistence allowance provided by IC 33-38-5-8.

FOR THE TAX COURT			
Personal Services	732,069	708,593	
Other Operating Expense	151,500	151,400	

FOR THE JUDICIAL CENTER			
Personal Services	2,328,435	2,252,629	
Other Operating Expense	3,116,996	3,508,851	

The above appropriations for the judicial center include funding for the judicial conference and for juvenile justice reform programming.

VETERANS PROBLEM-SOLVING COURTS			
Total Operating Expense	500,000	500,000	

The above appropriations shall be distributed for the establishment, training, and certification of problem-solving courts.

DRUG AND ALCOHOL PROGRAMS FUND			
Total Operating Expense	102,582	100,000	

The above funds are appropriated notwithstanding the distribution under IC 33-37-7-9 for the purpose of administering, certifying, and supporting alcohol and drug services programs under IC 12-23-14. However, if additional funds are needed to carry out the purpose of the program, existing revenues in the fund may be allotted.

INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION			
Total Operating Expense	238,164	233,000	
PROBATION OFFICERS TRAINING			
Total Operating Expense	750,000	750,000	

FOR THE PUBLIC DEFENDER			
Personal Services	6,399,221	6,322,493	
Other Operating Expense	1,023,837	1,023,837	

HEA 1001 — CC 2



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
FOR THE PUBLIC DEFENDER COUNCIL			
Personal Services	1,010,612	977,329	
Other Operating Expense	407,243	407,243	
FOR THE PROSECUTING ATTORNEYS' COUNCIL			
Personal Services	729,827	706,733	
Other Operating Expense	508,393	508,393	
DRUG PROSECUTION			
Drug Prosecution Fund (IC 33-39-8-6)			
Total Operating Expense	473,093	468,995	
Augmentation allowed.			
FOR THE INDIANA PUBLIC RETIREMENT SYSTEM			
JUDGES' RETIREMENT FUND			
Other Operating Expense	9,793,716	9,671,016	
PROSECUTORS' RETIREMENT FUND			
Other Operating Expense	1,439,900	1,485,700	
C. EXECUTIVE			
FOR THE GOVERNOR'S OFFICE			
Personal Services	1,859,170	1,797,318	
Other Operating Expense	71,482	71,482	
GOVERNOR'S RESIDENCE			
Total Operating Expense	111,138	111,138	
GOVERNOR'S CONTINGENCY FUND			
Total Operating Expense			10,208
Direct disbursements from the above contingency fund are not subject to the provisions of IC 5-22.			
GOVERNOR'S FELLOWSHIP PROGRAM			
Total Operating Expense	104,979	103,145	
FOR THE WASHINGTON LIAISON OFFICE			
Total Operating Expense	53,542	53,542	
FOR THE LIEUTENANT GOVERNOR			
Personal Services	1,701,617	1,649,384	
Other Operating Expense	494,333	494,333	
OFFICE OF SMALL BUSINESS AND ENTREPRENEURSHIP			



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Total Operating Expense	1,458,000	1,458,000	

One million dollars (\$1,000,000) of the above appropriations is for the Launch IN Initiative and the Ball State University Entrepreneur College. Ball State University will provide support and expertise for the program to be implemented for a fee. The office of small business and entrepreneurship shall provide funding to initiatives throughout Indiana. Funding must be reviewed by the state budget committee on an annual basis.

CONTINGENCY FUND

Total Operating Expense			10,214
--------------------------------	--	--	---------------

Direct disbursements from the above contingency fund are not subject to the provisions of IC 5-22.

FOR THE SECRETARY OF STATE

ADMINISTRATION

Personal Services	4,434,115	4,300,232
Other Operating Expense	1,019,714	1,019,714

VOTER EDUCATION AND OUTREACH

Total Operating Expense	750,000	750,000
--------------------------------	----------------	----------------

The above appropriations shall be deposited in the voter education and outreach fund established by IC 3-6-3.7-4.

FOR THE ATTORNEY GENERAL

ATTORNEY GENERAL

From the General Fund

15,927,378 15,456,649

From the Homeowner Protection Unit Account (IC 4-6-12-9)

879,863 865,618

Augmentation allowed.

From the Medicaid Fraud Control Unit Fund

700,517 688,760

Augmentation allowed.

From the Unclaimed Property Litigation

25,823 25,823

Augmentation allowed.

From the Consumer Fees and Settlements Fund

1,158,100 1,139,350

Augmentation allowed.

HEA 1001 — CC 2



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

From the Real Estate Appraiser Investigative Fund (IC 25-34.1-8-7.5)

127,677	125,610
---------	---------

Augmentation allowed.

From the Non-Consumer Settlements Fund

595,775	586,129
---------	---------

Augmentation allowed.

From the Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

836,337	818,916
---------	---------

Augmentation allowed.

From the Abandoned Property Fund (IC 32-34-1-33)

377,021	370,917
---------	---------

Augmentation allowed.

The amounts specified from the general fund, homeowner protection unit, Medicaid fraud control unit fund, unclaimed property litigation, consumer fees and settlements fund, real estate appraiser investigative fund, telephone solicitation fund, non-consumer settlements fund, tobacco master settlement agreement fund, and abandoned property fund are for the following purposes:

Personal Services	19,214,626	18,663,907
Other Operating Expense	1,413,865	1,413,865

HOMEOWNER PROTECTION UNIT

Homeowner Protection Unit Account (IC 4-6-12-9)

Total Operating Expense	1,468,901	1,329,731
-------------------------	-----------	-----------

MEDICAID FRAUD UNIT

Total Operating Expense	1,100,000	1,100,000
-------------------------	-----------	-----------

The above appropriations to the Medicaid fraud unit are the state's matching share of funding for the state Medicaid fraud control unit under IC 4-6-10 as prescribed by 42 U.S.C. 1396b(q). Augmentation allowed from collections.

UNCLAIMED PROPERTY

Abandoned Property Fund (IC 32-34-1-33)

Personal Services	1,366,676	1,330,555
-------------------	-----------	-----------

Other Operating Expense	2,859,663	2,849,963
-------------------------	-----------	-----------

Augmentation allowed.

D. FINANCIAL MANAGEMENT

FOR THE AUDITOR OF STATE



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Personal Services	4,600,955	4,457,613	
Other Operating Expense	2,225,713	2,225,713	

One million dollars (\$1,000,000) of the above appropriations is for planning and/or implementation of paperless claim vouchers and an integrated payroll system.

GOVERNORS' AND GOVERNORS' SURVIVING SPOUSES' PENSIONS

Total Operating Expense	195,454	195,454	
-------------------------	---------	---------	--

The above appropriations for governors' and governors' surviving spouses' pensions are made under IC 4-3-3.

FOR THE STATE BOARD OF ACCOUNTS

Personal Services	15,257,808	14,677,949	
Other Operating Expense	46,171	46,171	

GOVERNOR ELECT

Total Operating Expense	0	40,000	
-------------------------	---	--------	--

STATE BOARD OF ACCOUNTS DEDICATED FUND

State Board of Accounts Dedicated Fund			
Total Operating Expense	10,000,000	10,000,000	

FOR THE STATE BUDGET COMMITTEE

Total Operating Expense	44,620	44,620	
-------------------------	--------	--------	--

Notwithstanding IC 4-12-1-11(b), the salary per diem of the legislative members of the budget committee is an amount equal to one hundred fifty percent (150%) of the legislative business per diem allowance. If the above appropriations are insufficient to carry out the necessary operations of the budget committee, there are hereby appropriated such further sums as may be necessary.

FOR THE OFFICE OF MANAGEMENT AND BUDGET

Personal Services	869,663	841,128	
Other Operating Expense	81,259	81,259	

DISTRESSED UNIT APPEALS BOARD

Total Operating Expense			500,000
-------------------------	--	--	---------

FOR THE STATE BUDGET AGENCY

Personal Services	2,529,448	2,453,324	
Other Operating Expense	240,393	240,393	

DEPARTMENTAL AND INSTITUTIONAL EMERGENCY CONTINGENCY FUND

HEA 1001 — CC 2



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

Total Operating Expense			1,940,000
--------------------------------	--	--	------------------

The foregoing departmental and institutional emergency contingency fund appropriation is subject to allotment to departments, institutions, and all state agencies by the budget agency with the approval of the governor. These allocations may be made upon written request of proper officials, showing that contingencies exist that require additional funds for meeting necessary expenses. The budget committee shall be advised of each transfer request and allotment.

OUTSIDE BILL CONTINGENCY

Total Operating Expense			2
--------------------------------	--	--	----------

PERSONAL SERVICESFRINGE BENEFITS CONTINGENCY FUND

Total Operating Expense			92,829,000
--------------------------------	--	--	-------------------

The foregoing personal services/fringe benefits contingency fund appropriation shall be allotted in the amount requested by the judicial branch, the legislative branch, and statewide elected officials by the budget agency. The foregoing personal services/fringe benefits contingency fund appropriation may be allotted to departments, institutions, and all state agencies by the budget agency with the approval of the governor.

The foregoing personal services/fringe benefits contingency fund appropriation may be used only for salary increases, fringe benefit increases, an employee leave conversion program, or a state retiree health program for state employees and may not be used for any other purpose.

The foregoing personal services/fringe benefits contingency fund appropriation does not revert at the end of the biennium but remains in the personal services/fringe benefits contingency fund.

RETIREE HEALTH BENEFIT TRUST FUND

Retiree Health Benefit Trust Fund (IC 5-10-8-8.5)			
Total Operating Expense			35,103,152

Augmentation Allowed.

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense			18,900,000

The foregoing appropriation for the retiree health plan:

- (1) is to fund employer contributions and benefits provided under IC 5-10-8.5;
- (2) does not revert at the end of any state fiscal year but remains available for the purposes of the appropriation in subsequent state fiscal years; and



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

(3) is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12 or any other law.

The budget agency may transfer appropriations from federal or dedicated funds to the trust fund to accrue funds to pay benefits to employees that are not paid from the general fund.

SCHOOL AND LIBRARY INTERNET CONNECTION (IC 4-34-3)

Build Indiana Fund (IC 4-30-17)

Total Operating Expense	3,500,000	3,500,000
--------------------------------	------------------	------------------

Of the foregoing appropriations, \$2,415,000 each year shall be used for schools under IC 4-34-3-4, and \$1,085,000 each year shall be used for libraries under IC 4-34-3-2, including schools and libraries that are not part of the ENA consortium.

INSPIRE (IC 4-34-3-2)

Other Operating Expense	2,764,500
--------------------------------	------------------

FOR THE INDIANA PUBLIC RETIREMENT SYSTEM

PUBLIC SAFETY PENSION

Total Operating Expense	155,000,000	160,000,000
Augmentation Allowed.		

FOR THE TREASURER OF STATE

Personal Services	937,260	902,000
Other Operating Expense	31,095	31,095

The treasurer of state, the board for depositories, the Indiana commission for higher education, and the commission for higher education shall cooperate and provide to the Indiana education savings authority the following:

- (1) Clerical and professional staff and related support.**
- (2) Office space and services.**
- (3) Reasonable financial support for the development of rules, policies, programs, and guidelines, including authority operations and travel.**

E. TAX ADMINISTRATION

**FOR THE DEPARTMENT OF REVENUE
COLLECTION AND ADMINISTRATION**

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Personal Services	46,633,007	46,429,455	
Other Operating Expense	26,172,502	27,260,690	

With the approval of the governor and the budget agency, the department shall annually reimburse the state general fund for expenses incurred in support of the collection of dedicated fund revenue according to the department's cost allocation plan.

With the approval of the governor and the budget agency, the foregoing sums for the department of state revenue may be augmented to an amount not exceeding in total, together with the above specific amounts, one and one-tenth percent (1.1%) of the amount of money collected by the department of state revenue from taxes and fees.

Two million dollars (\$2,000,000) of the above appropriations is for planning for an integrated returns processing system.

OUTSIDE COLLECTIONS

Total Operating Expense	5,044,000	5,044,000
-------------------------	-----------	-----------

With the approval of the governor and the budget agency, the foregoing sums for the department of state revenue's outside collections may be augmented to an amount not exceeding in total, together with the above specific amounts, one and one-tenth percent (1.1%) of the amount of money collected by the department from taxes and fees.

MOTOR CARRIER REGULATION

Motor Carrier Regulation Fund (IC 8-2.1-23)

Personal Services	2,084,348	2,021,434
Other Operating Expense	2,788,522	2,838,522

Augmentation allowed from the Motor Carrier Regulation Fund.

FOR THE INDIANA GAMING COMMISSION

From the State Gaming Fund (IC 4-33-13-2)

2,765,233	2,669,290
-----------	-----------

From the Gaming Investigations Fund

600,000	600,000
---------	---------

The amounts specified from the state gaming fund and gaming investigations fund are for the following purposes:

Personal Services	2,975,748	2,879,805
Other Operating Expense	389,485	389,485



<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

The foregoing appropriations to the Indiana gaming commission are made from revenues accruing to the state gaming fund under IC 4-33 before any distribution is made under IC 4-33-13-5.

Augmentation allowed.

The foregoing appropriations to the Indiana gaming commission are made instead of the appropriation made in IC 4-33-13-4.

ATHLETIC COMMISSION

From the State Gaming Fund (IC 4-33-13-2)		
	51,400	47,000

Augmentation Allowed

From the Athletic Commission Fund (IC 4-33-22-9)		
	120,000	120,000

Augmentation Allowed

Total Operating Expense	171,400	167,000
-------------------------	---------	---------

FOR THE INDIANA HORSE RACING COMMISSION

Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
Personal Services	1,867,720	1,819,129
Other Operating Expense	282,499	282,499

The foregoing appropriations to the Indiana horse racing commission are made from revenues accruing to the Indiana horse racing commission before any distribution is made under IC 4-31-9.

Augmentation allowed.

STANDARD BRED ADVISORY BOARD

Standardbred Horse Fund (IC 15-19-2-10)		
Total Operating Expense	545,019	545,019

The foregoing appropriations to the standardbred advisory board are made from revenues accruing to the Indiana horse racing commission before any distribution is made under IC 4-31-9.

Augmentation allowed.

STANDARD BRED BREED DEVELOPMENT

Standardbred Breed Development Fund (IC 4-31-11-10)		
Total Operating Expense	12,169,666	12,169,666

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Augmentation allowed.			
THOROUGHBRED BREED DEVELOPMENT			
Thoroughbred Breed Development Fund (IC 4-31-11-10)			
Total Operating Expense	10,342,676	10,342,676	
Augmentation allowed.			
QUARTER HORSE BREED DEVELOPMENT			
Quarter Horse Breed Development Fund (IC 4-31-11-10)			
Total Operating Expense	1,271,908	1,271,908	
Augmentation allowed.			
FINGERPRINT FEES			
Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)			
Total Operating Expense	22,000	22,000	
Augmentation allowed.			
GAMING INTEGRITY FUND - IHRC			
Gaming Integrity Fund (IC 4-35-8.7-3)			
Total Operating Expense	1,000,000	1,000,000	
Augmentation allowed.			
FOR THE DEPARTMENT OF LOCAL GOVERNMENT FINANCE			
Personal Services	3,333,944	3,210,289	
Other Operating Expense	422,851	422,851	
FOR THE INDIANA BOARD OF TAX REVIEW			
Personal Services	1,105,774	1,054,078	
Other Operating Expense	67,609	67,609	
F. ADMINISTRATION			
FOR THE DEPARTMENT OF ADMINISTRATION			
Personal Services	9,865,632	9,566,483	
Other Operating Expense	16,535,201	16,535,201	
BICENTENNIAL COMMISSION			
Total Operating Expense	1,212,984	1,128,357	
MOTOR POOL ROTARY FUND			
General Fund			
Total Operating Expense	8,236,552	8,823,403	
Charity Gaming Enforcement Fund (IC 4-32-10)			
Total Operating Expense	68,422	50,842	
Title V Operating Permit Program Trust Fund (IC 13-17-8-1)			
Total Operating Expense	46,000	21,000	
Department of Insurance Fund (IC 27-1-3-28)			



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Total Operating Expense	0	18,000	
Integrated Public Safety Communications Fund (IC 5-26-4-1)			
Total Operating Expense	75,042	96,084	
Enforcement and Administration Fund (IC 7.1-4-10-1)			
Total Operating Expense	451,480	456,004	
Fire and Building Services Fund (IC 22-12-6-1)			
Total Operating Expense	279,326	291,387	
Public Utility Fund (IC 8-1-6-1)			
Total Operating Expense	18,000	18,000	
Cigarette Tax Fund (IC 6-7-1-29.1)			
Total Operating Expense	61,000	61,000	
State Highway Fund (IC 8-23-9-54)			
Total Operating Expense	10,083,500	10,462,500	
Administration Services Revolving Fund			
Total Operating Expense	0	18,000	
Breath Test Training and Certification Fund			
Total Operating Expense	52,000	52,000	

The Budget Agency may transfer portions of the above dedicated fund appropriations from the Department of Administration back to the agency that provided the appropriation if necessary.

INDIANA BAR FOUNDATION

Total Operating Expense	300,000	300,000
--------------------------------	----------------	----------------

The above appropriation is for the We The People program.

FOR THE STATE PERSONNEL DEPARTMENT

Personal Services	2,779,573	2,679,343
Other Operating Expense	179,800	179,800

FOR THE STATE EMPLOYEES' APPEALS COMMISSION

Personal Services	133,679	129,512
Other Operating Expense	6,307	6,307

FOR THE OFFICE OF TECHNOLOGY

Pay Phone Fund		
Total Operating Expense	1,600,000	1,600,000
Augmentation allowed.		

The pay phone fund is established for the procurement of hardware, software, and



related equipment and services needed to expand and enhance the state campus backbone and other central information technology initiatives. Such procurements may include, but are not limited to, wiring and rewiring of state offices, Internet services, video conferencing, telecommunications, application software, and related services. Notwithstanding IC 5-22-23-5, the fund consists of the net proceeds received from contracts with companies providing phone services at state institutions and other state properties. The fund shall be administered by the budget agency. Money in the fund may be spent by the office in compliance with a plan approved by the budget agency. Any money remaining in the fund at the end of any fiscal year does not revert to the general fund or any other fund but remains in the pay phone fund.

MANAGEMENT AND PERFORMANCE HUB		
Total Operating Expense	2,600,000	2,100,000
FOR THE COMMISSION ON PUBLIC RECORDS		
Personal Services	1,415,895	1,369,094
Other Operating Expense	163,459	363,459
FOR THE OFFICE OF THE PUBLIC ACCESS COUNSELOR		
Personal Services	161,696	156,630
Other Operating Expense	12,823	7,823
FOR THE OFFICE OF STATE-BASED INITIATIVES		
Total Operating Expense	89,170	86,314
G. OTHER		
FOR THE COMMISSION ON UNIFORM STATE LAWS		
Total Operating Expense	78,744	82,748
FOR THE OFFICE OF INSPECTOR GENERAL		
Personal Services	1,096,213	1,061,142
Other Operating Expense	85,917	85,917
STATE ETHICS COMMISSION		
Other Operating Expense	12,543	12,543
FOR THE SECRETARY OF STATE		
ELECTION DIVISION		
Personal Services	887,609	859,346
Other Operating Expense	128,983	127,625
VOTER LIST MAINTENANCE		



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Total Operating Expense	2,500,000	0	
VOTER REGISTRATION SYSTEM			
Total Operating Expense	2,500,000	2,500,000	
VOTER SYSTEM TECHNICAL OVERSIGHT PROGRAM			
Total Operating Expense	595,000	595,000	

The above appropriations include state HAVA matching funds.

SECTION 4. [EFFECTIVE JULY 1, 2015]

PUBLIC SAFETY

A. CORRECTION

FOR THE DEPARTMENT OF CORRECTION

CENTRAL OFFICE

Personal Services 9,290,376 8,986,507

Other Operating Expense 24,610,664 24,610,664

ESCAPEE COUNSEL AND TRIAL EXPENSE

Other Operating Expense 284,489 284,489

COUNTY JAIL MISDEMEANANT HOUSING

Total Operating Expense 4,152,639 4,152,639

ADULT CONTRACT BEDS

Total Operating Expense 5,567,488 5,567,488

STAFF DEVELOPMENT AND TRAINING

Personal Services 1,063,887 1,020,813

Other Operating Expense 107,572 107,572

PAROLE DIVISION

Personal Services 8,787,069 8,481,413

Other Operating Expense 1,021,111 1,021,111

PAROLE BOARD

Personal Services 770,715 745,731

Other Operating Expense 6,475 6,475

INFORMATION MANAGEMENT SERVICES

Personal Services 860,724 832,183

Other Operating Expense 276,743 276,743

JUVENILE TRANSITION

Personal Services 660,898 634,662

Other Operating Expense 5,195,602 5,195,602

COMMUNITY CORRECTIONS PROGRAMS

Total Operating Expense 52,299,753 63,424,747



The above appropriation for community corrections programs is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12 or any other law.

Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for community corrections programs does not revert to the general fund or another fund at the close of a state fiscal year but remains available in subsequent state fiscal years for the purposes of the appropriation.

The appropriation is not subject to having allotment withheld by the state budget agency.

Augmentation allowed.

DRUG PREVENTION AND OFFENDER TRANSITION

Total Operating Expense	116,594	116,594
--------------------------------	----------------	----------------

The above appropriation shall be used for minimum security release programs, transition programs, mentoring programs, and supervision of and assistance to adult and juvenile offenders to promote the successful integration of the offender into the community.

YOUTH SERVICES TRANSITIONAL PROGRAM

Youth Services Transitional Services Fund (IC 11-10-2-11)

Total Operating Expense	1	1
--------------------------------	----------	----------

Augmentation allowed.

CENTRAL EMERGENCY RESPONSE

Personal Services	800,011	769,550
Other Operating Expense	50,710	50,710

MEDICAL SERVICES

Other Operating Expense	77,588,096	77,635,528
-------------------------	------------	------------

The above appropriations for medical services shall be used only for services that are determined to be medically necessary. If a person provides medical services to committed individuals as provided in this paragraph and receives medical services payments in a state fiscal year from the foregoing appropriation for providing those medical services, the person shall report the following to the budget committee not more than one (1) month after the end of that state fiscal year:

- (1) The number of individuals to whom the person provided medical services as provided in this paragraph in the state fiscal year.
- (2) The amount of medical service payments received from the foregoing appropriation



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

in the state fiscal year for providing such medical services.

DRUG ABUSE PREVENTION

Drug Abuse Fund (IC 11-8-2-11)

Total Operating Expense	150,000	150,000
--------------------------------	----------------	----------------

Augmentation allowed.

COUNTY JAIL MAINTENANCE CONTINGENCY FUND

Other Operating Expense	17,895,366	17,895,366
--------------------------------	-------------------	-------------------

Disbursements from the fund shall be made for the purpose of reimbursing sheriffs for the cost of incarcerating in county jails persons convicted of felonies to the extent that such persons are incarcerated for more than five (5) days after the day of sentencing or the date upon which the department of correction receives the abstract of judgment and sentencing order, whichever occurs later, at a rate to be determined by the department of correction and approved by the state budget agency. The rate shall be based upon programming provided, and shall be \$35 per day. In addition to the per diem, the state shall reimburse the sheriffs for expenses determined by the sheriff to be medically necessary medical care to the convicted persons. However, if the sheriff or county receives money with respect to a convicted person (from a source other than the county), the per diem or medical expense reimbursement with respect to the convicted person shall be reduced by the amount received. A sheriff shall not be required to comply with IC 35-38-3-4(a) or transport convicted persons within five (5) days after the day of sentencing if the department of correction does not have the capacity to receive the convicted person.

The above appropriation for the county jail maintenance contingency fund is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12 or any other law.

Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for the county jail maintenance contingency fund does not revert to the general fund or another fund at the close of a state fiscal year but remains available in subsequent state fiscal years for the purposes of the appropriation.

The appropriation is not subject to having allotment withheld by the state budget agency.

Augmentation allowed.

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
FOOD SERVICES			
Total Operating Expense	38,376,617	38,832,221	
EDUCATIONAL SERVICES			
Other Operating Expense	8,651,886	8,651,886	
FOR THE STATE BUDGET AGENCY			
MEDICAL SERVICE PAYMENTS			
Total Operating Expense	25,000,000	25,000,000	

These appropriations for medical service payments are made to pay for services determined to be medically necessary for committed individuals, patients and students of institutions under the jurisdiction of the department of correction, the state department of health, the division of mental health and addiction, the school for the blind and visually impaired, the school for the deaf, the division of disability and rehabilitative services, or the division of aging if the services are provided outside these institutions. These appropriations may not be used for payments for medical services that are covered by IC 12-16 unless these services have been approved under IC 12-16. These appropriations shall not be used for payment for medical services which are payable from an appropriation in this act for the state department of health, the division of mental health and addiction, the school for the blind and visually impaired, the school for the deaf, the division of disability and rehabilitative services, the division of aging, or the department of correction, or that are reimbursable from funds for medical assistance under IC 12-15. If these appropriations are insufficient to make these medical service payments, there is hereby appropriated such further sums as may be necessary.

Direct disbursements from the above contingency fund are not subject to the provisions of IC 4-13-2.

FOR THE DEPARTMENT OF ADMINISTRATION			
DEPARTMENT OF CORRECTION OMBUDSMAN BUREAU			
Personal Services	148,547	143,063	
Other Operating Expense	3,581	3,581	

FOR THE DEPARTMENT OF CORRECTION			
INDIANA STATE PRISON			
Personal Services	29,678,442	28,767,225	
Other Operating Expense	5,921,045	5,921,045	
PENDLETON CORRECTIONAL FACILITY			
Personal Services	27,384,435	26,549,338	
Other Operating Expense	5,956,771	5,956,771	

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
CORRECTIONAL INDUSTRIAL FACILITY			
Personal Services	18,811,986	18,207,280	
Other Operating Expense	1,167,306	1,167,306	
INDIANA WOMEN'S PRISON			
Personal Services	10,761,041	10,437,507	
Other Operating Expense	1,069,346	1,069,346	
PUTNAMVILLE CORRECTIONAL FACILITY			
Personal Services	27,508,952	26,650,856	
Other Operating Expense	3,461,082	3,461,082	
WABASH VALLEY CORRECTIONAL FACILITY			
Personal Services	34,744,883	33,709,785	
Other Operating Expense	4,445,352	4,445,352	
INDIANAPOLIS RE-ENTRY EDUCATION FACILITY			
Personal Services	6,796,526	6,590,846	
Other Operating Expense	856,710	856,710	
BRANCHVILLE CORRECTIONAL FACILITY			
Personal Services	16,138,223	15,688,713	
Other Operating Expense	3,200,161	3,200,161	
WESTVILLE CORRECTIONAL FACILITY			
Personal Services	42,105,581	40,863,989	
Other Operating Expense	5,942,312	5,942,312	
ROCKVILLE CORRECTIONAL FACILITY FOR WOMEN			
Personal Services	13,243,259	12,828,005	
Other Operating Expense	1,748,887	1,748,887	
PLAINFIELD CORRECTIONAL FACILITY			
Personal Services	20,438,235	19,834,734	
Other Operating Expense	3,256,752	3,256,752	
FIRST TIME OFFENDERS FACILITY AT HERITAGE TRAILS			
Personal Services	1,139,026	1,106,063	
Other Operating Expense	7,990,308	7,990,308	
RECEPTION AND DIAGNOSTIC CENTER			
Personal Services	12,298,807	11,909,797	
Other Operating Expense	1,335,834	1,335,834	
MIAMI CORRECTIONAL FACILITY			
Personal Services	28,137,931	27,287,195	
Other Operating Expense	5,022,599	5,022,599	
NEW CASTLE CORRECTIONAL FACILITY			
Other Operating Expense	39,858,307	39,874,507	
TITLE XX WORK RELEASE - SOUTH BEND WORK RELEASE CENTER			
General Fund			
Total Operating Expense	1,798,669	1,732,641	



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

Work Release - Study Release Special Revenue Fund (IC 11-10-8-6.5)			
Total Operating Expense	350,000	350,000	
Augmentation allowed from Work Release - Study Release Special Revenue Fund.			
HENRYVILLE CORRECTIONAL FACILITY			
Personal Services	2,328,297	2,260,260	
Other Operating Expense	265,079	265,079	
CHAIN O' LAKES CORRECTIONAL FACILITY			
Personal Services	1,685,323	1,631,600	
Other Operating Expense	241,707	241,707	
MADISON CORRECTIONAL FACILITY			
Personal Services	6,607,911	6,393,657	
Other Operating Expense	1,312,981	1,312,981	
EDINBURGH CORRECTIONAL FACILITY			
Personal Services	3,204,698	3,101,450	
Other Operating Expense	323,568	323,568	
NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY			
Personal Services	10,321,506	10,010,438	
Other Operating Expense	886,769	886,769	
CAMP SUMMIT			
Personal Services	3,562,487	3,438,645	
Other Operating Expense	186,714	186,714	
PENDLETON JUVENILE CORRECTIONAL FACILITY			
Personal Services	15,547,968	15,063,598	
Other Operating Expense	1,319,530	1,319,530	
MADISON JUVENILE CORRECTIONAL FACILITY			
Personal Services	4,674,717	4,526,784	
Other Operating Expense	1,103,480	1,103,480	

B. LAW ENFORCEMENT

FOR THE INDIANA STATE POLICE AND MOTOR CARRIER INSPECTION

From the General Fund

120,738,888 117,040,360

From the Motor Carrier Regulation Fund (IC 8-2.1-23)

4,249,607 4,119,432

Augmentation allowed from the general fund and the motor carrier regulation fund.

The amounts specified from the General Fund and the Motor Carrier Regulation Fund are for the following purposes:

Personal Services	109,085,784	105,257,081
--------------------------	--------------------	--------------------

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Other Operating Expense	15,902,711	15,902,711	

The above appropriations for personal services and other operating expense include funds to continue the state police minority recruiting program.

The foregoing appropriations for the Indiana state police and motor carrier inspection include funds for the police security detail to be provided to the Indiana state fair board. However, amounts actually expended to provide security for the Indiana state fair board as determined by the budget agency shall be reimbursed by the Indiana state fair board to the state general fund.

ISP SALARY MATRIX ADJUSTMENT

Personal Services	2,129,400	2,129,400
--------------------------	------------------	------------------

The above appropriations are for a 2% adjustment to the ISP salary matrix. The personal services contingency appropriation is available to fund any shortages.

ISP OPEB CONTRIBUTION

Total Operating Expense	14,272,662	12,223,450
--------------------------------	-------------------	-------------------

INDIANA INTELLIGENCE FUSION CENTER

Total Operating Expense	775,171	775,171
--------------------------------	----------------	----------------

ODOMETER FRAUD INVESTIGATION

Motor Vehicle Odometer Fund (IC 9-29-1-5)

Total Operating Expense	94,200	94,200
--------------------------------	---------------	---------------

Augmentation allowed.

STATE POLICE TRAINING

State Police Training Fund (IC 5-2-8-5)

Total Operating Expense	500,000	500,000
--------------------------------	----------------	----------------

Augmentation allowed.

FORENSIC AND HEALTH SCIENCES LABORATORIES

From the General Fund

11,676,121 11,315,081

From the Motor Carrier Regulation Fund (IC 8-2.1-23)

412,950 400,242

Augmentation allowed from the general fund and the motor carrier regulation fund.

The amounts specified from the General Fund and the Motor Carrier Regulation Fund are for the following purposes:



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
Personal Services	11,809,071	11,435,323	
Other Operating Expense	280,000	280,000	
ENFORCEMENT AID			
General Fund			
Total Operating Expense	72,518	72,518	

The above appropriations for enforcement aid are to meet unforeseen emergencies of a confidential nature. They are to be expended under the direction of the superintendent and to be accounted for solely on the superintendent's authority.

PENSION FUND			
General Fund			
Total Operating Expense	14,403,786	14,500,000	

The above appropriations shall be paid into the state police pension fund provided for in IC 10-12-2 in twelve (12) equal installments on or before July 30 and on or before the 30th of each succeeding month thereafter.

BENEFIT FUND			
General Fund			
Total Operating Expense	5,025,514	5,025,514	
Augmentation allowed.			

All benefits to members shall be paid by warrant drawn on the treasurer of state by the auditor of state on the basis of claims filed and approved by the trustees of the state police pension and benefit funds created by IC 10-12-2.

SUPPLEMENTAL PENSION			
General Fund			
Total Operating Expense	3,264,000	3,264,000	
Augmentation allowed.			

If the above appropriations for supplemental pension for any one (1) year are greater than the amount actually required under the provisions of IC 10-12-5, then the excess shall be returned proportionately to the funds from which the appropriations were made. If the amount actually required under IC 10-12-5 is greater than the above appropriations, then, with the approval of the governor and the budget agency, those sums may be augmented from the general fund.

ACCIDENT REPORTING

HEA 1001 — CC 2



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
Accident Report Account (IC 9-29-11-1)			
Total Operating Expense	5,000	5,000	
Augmentation allowed.			
DRUG INTERDICTION			
Drug Interdiction Fund (IC 10-11-7)			
Total Operating Expense	208,550	208,550	
Augmentation allowed.			
DNA SAMPLE PROCESSING FUND			
DNA Sample Processing Fund (IC 10-13-6-9.5)			
Total Operating Expense	1,313,215	1,312,304	
Augmentation allowed.			
FOR THE INTEGRATED PUBLIC SAFETY COMMISSION			
PROJECT SAFE-T			
Integrated Public Safety Communications Fund (IC 5-26-4-1)			
Total Operating Expense	11,644,621	11,874,947	
Augmentation allowed.			
FOR THE ADJUTANT GENERAL			
Personal Services	4,435,770	4,301,164	
Other Operating Expense	3,708,409	3,708,409	
CAMP ATTERBURY MUSCATATUCK CENTER FOR COMPLEX OPERATIONS			
Personal Services	812,229	786,219	
Other Operating Expense	0	13,450	
DISABLED SOLDIERS' PENSION			
Total Operating Expense	1	1	
Augmentation allowed.			
MUTC - MUSCATATUCK URBAN TRAINING CENTER			
Total Operating Expense	933,305	933,305	
HOOSIER YOUTH CHALLENGE ACADEMY			
General Fund			
Total Operating Expense	2,063,359	2,046,000	
State Armory Board Fund (IC 10-16-3-2)			
Total Operating Expense	392,850	392,850	
Augmentation allowed.			
GOVERNOR'S CIVIL AND MILITARY CONTINGENCY FUND			
Total Operating Expense			238,008

The above appropriations for the governor's civil and military contingency fund are made under IC 10-16-11-1.



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
FOR THE CRIMINAL JUSTICE INSTITUTE			
ADMIN. MATCH			
Total Operating Expense	402,002	402,002	
DRUG ENFORCEMENT MATCH			
Total Operating Expense	869,347	869,347	

To facilitate the duties of the Indiana criminal justice institute as outlined in IC 5-2-6-3, the above appropriation is not subject to the provisions of IC 4-9.1-1-7 when used to support other state agencies through the awarding of state match dollars.

VICTIM AND WITNESS ASSISTANCE FUND

 Victim and Witness Assistance Fund (IC 5-2-6-14)

Total Operating Expense **723,609** **723,609**

 Augmentation allowed.

ENHANCED ENFORCEMENT DRUG MITIGATION AREA PILOT PROGRAM

Total Operating Expense **250,000** **250,000**

ALCOHOL AND DRUG COUNTERMEASURES

 Alcohol and Drug Countermeasures Fund (IC 9-27-2-11)

Total Operating Expense **337,765** **337,765**

 Augmentation allowed.

STATE DRUG FREE COMMUNITIES FUND

 State Drug Free Communities Fund (IC 5-2-10-2)

Total Operating Expense **560,662** **560,662**

 Augmentation allowed.

INDIANA SAFE SCHOOLS

 General Fund

Total Operating Expense **1,095,340** **1,095,340**

 Indiana Safe Schools Fund (IC 5-2-10.1-2)

Total Operating Expense **400,053** **400,053**

 Augmentation allowed from Indiana Safe Schools Fund.

Of the above appropriations for the Indiana safe schools program, \$745,393 is appropriated annually to provide grants to school corporations for school safe haven programs, emergency preparedness programs, and school safety programs, and \$750,000 is appropriated annually for use in providing training to school safety specialists.

CHILD RESTRAINT SYSTEM FUND

 Child Restraint System Account (IC 9-19-11-9)

Total Operating Expense **145,500** **145,500**

HIGHWAY PASSENGER & COMMERCIAL VEHICLE GRANT



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Office of Traffic Safety			
Total Operating Expense	507,633	507,633	

The above appropriation for the office of traffic safety may be used to cover the state match requirement for this program according to the current highway safety plan approved by the governor and the budget agency.

SEXUAL ASSAULT VICTIMS' ASSISTANCE

Total Operating Expense	1,000,000	1,000,000	
Sexual Assault Victims' Assistance Account (IC 5-2-6-23(h))			
Total Operating Expense	25,000	25,000	

Augmentation allowed. The full amount of the above appropriations shall be distributed to rape crisis centers in Indiana without any deduction of personal services or other operating expenses of any state agency.

VICTIMS OF VIOLENT CRIME ADMINISTRATION

Social Services Block Grant			
Total Operating Expense	636,763	636,763	
Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)			
Personal Services	143,239	143,239	
Other Operating Expense	2,418,761	2,418,761	

Augmentation allowed.

DOMESTIC VIOLENCE PREVENTION AND TREATMENT

General Fund			
Total Operating Expense	5,000,000	5,000,000	
Domestic Violence Prevention and Treatment Fund (IC 5-2-6.7-4)			
Total Operating Expense	1,064,334	1,064,334	

Augmentation allowed.

The above appropriations are for programs and treatment for the prevention of domestic violence. The appropriations may not be used to construct or rehab a shelter.

FOR THE DEPARTMENT OF TOXICOLOGY

General Fund			
Total Operating Expense	2,208,179	2,152,850	
Breath Test Training and Certification Fund (IC 10-20-2-9)			
Total Operating Expense	355,000	355,000	

FOR THE CORONERS TRAINING BOARD

Coroners Training and Continuing Education Fund (IC 4-23-6.5-8)			
--	--	--	--



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Total Operating Expense	388,000	388,000	
Augmentation allowed.			

FOR THE LAW ENFORCEMENT TRAINING ACADEMY

From the General Fund

1,976,648 1,927,589

From the Law Enforcement Training Fund (IC 5-2-1-13(b))

2,179,780 2,125,549

Augmentation allowed from the Law Enforcement Training Fund.

The amounts specified from the General Fund and the Law Enforcement Training Fund are for the following purposes:

Personal Services	3,423,299	3,320,009
Other Operating Expense	733,129	733,129

C. REGULATORY AND LICENSING

FOR THE BUREAU OF MOTOR VEHICLES

Personal Services **16,429,505** **15,957,952**

Other Operating Expense **11,988,932** **11,988,932**

LICENSE PLATES

Total Operating Expense **11,405,503** **11,405,503**

Augmentation allowed.

COMMERCIAL DRIVER TRAINING SCHOOLS

Total Operating Expense **62,669** **60,809**

FINANCIAL RESPONSIBILITY COMPLIANCE VERIFICATION

Financial Responsibility Compliance Verification Fund (IC 9-25-9-7)

Total Operating Expense **6,210,092** **6,183,531**

Augmentation allowed.

STATE MOTOR VEHICLE TECHNOLOGY

State Motor Vehicle Technology Fund (IC 9-29-16-1)

Total Operating Expense **4,950,726** **4,950,726**

Augmentation allowed.

MOTORCYCLE OPERATOR SAFETY

Motorcycle Operator Safety Education Fund (IC 9-27-7-7)

Total Operating Expense **1,084,763** **1,080,251**

Augmentation allowed.

FOR THE DEPARTMENT OF LABOR

Personal Services **758,148** **737,368**



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Other Operating Expense	70,074	70,074	
BUREAU OF MINES AND MINING			
Personal Services	170,137	164,598	
Other Operating Expense	23,804	23,804	
QUALITY, METRICS, AND STATISTICS (MIS)			
Other Operating Expense	120,794	120,794	
OCCUPATIONAL SAFETY AND HEALTH			
Other Operating Expense	1,960,830	1,960,830	

The above appropriations for occupational safety and health and M.I.S. research and statistics reflect only the general fund portion of the total program costs of the Indiana occupational safety and health plan as approved by the U.S. department of labor. It is the intention of the general assembly that the Indiana department of labor make application to the federal government for the federal share of the total program costs.

EMPLOYMENT OF YOUTH

Employment of Youth Fund (IC 20-33-3-42)

Total Operating Expense	166,782	162,791
--------------------------------	----------------	----------------

Augmentation allowed.

INSAFE

Special Fund for Safety and Health Consultation Services (IC 22-8-1.1-48)

Other Operating Expense	384,260	384,260
--------------------------------	----------------	----------------

Augmentation allowed.

FOR THE DEPARTMENT OF INSURANCE

Department of Insurance Fund (IC 27-1-3-28)

Personal Services	5,163,507	4,996,716
--------------------------	------------------	------------------

Other Operating Expense	939,101	1,056,982
--------------------------------	----------------	------------------

Augmentation allowed.

BAIL BOND DIVISION

Bail Bond Enforcement and Administration Fund (IC 27-10-5-1)

Personal Services	196,827	190,687
--------------------------	----------------	----------------

Other Operating Expense	10,694	10,694
--------------------------------	---------------	---------------

Augmentation allowed.

PATIENT'S COMPENSATION AUTHORITY

Patient's Compensation Fund (IC 34-18-6-1)

Personal Services	707,990	688,240
--------------------------	----------------	----------------

Other Operating Expense	814,800	814,800
--------------------------------	----------------	----------------

Augmentation allowed.

POLITICAL SUBDIVISION RISK MANAGEMENT



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
Political Subdivision Risk Management Fund (IC 27-1-29-10)			
Personal Services	2,000	2,000	
Other Operating Expense	117,932	117,932	
Augmentation allowed.			
MINE SUBSIDENCE INSURANCE			
Mine Subsidence Insurance Fund (IC 27-7-9-7)			
Total Operating Expense	637,758	637,758	
Augmentation allowed.			
TITLE INSURANCE ENFORCEMENT OPERATING			
Title Insurance Enforcement Fund (IC 27-7-3.6-1)			
Personal Services	304,843	295,858	
Other Operating Expense	74,214	74,214	
Augmentation allowed.			
FOR THE ALCOHOL AND TOBACCO COMMISSION			
Enforcement and Administration Fund (IC 7.1-4-10-1)			
Personal Services	10,000,300	9,697,740	
Other Operating Expense	1,929,453	1,934,455	
Augmentation allowed.			
Five-hundred thousand dollars (\$500,000) of the above appropriations is for fraud enforcement of EBT cards in the Temporary Assistance for Needy Families (TANF) and Food Stamp programs.			
ATC SALARY MATRIX ADJUSTMENT			
Enforcement and Administration Fund (IC 7.1-4-10-1)			
Personal Services	152,500	152,500	
The above appropriations are for a 2% adjustment to the ATC salary matrix. The personal services contingency appropriation is available to fund any shortages.			
ATC OPEB CONTRIBUTION			
Enforcement and Administration Fund (IC 7.1-4-10-1)			
Total Operating Expense	514,529	509,527	
Augmentation allowed.			
YOUTH TOBACCO EDUCATION AND ENFORCEMENT			
Youth Tobacco Education and Enforcement Fund (IC 7.1-6-2-6)			
Total Operating Expense	85,704	85,704	
Augmentation allowed.			
FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS			



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
Financial Institutions Fund (IC 28-11-2-9)			
Personal Services	6,216,408	6,018,558	
Other Operating Expense	1,345,046	1,361,046	
Augmentation allowed.			
FOR THE PROFESSIONAL LICENSING AGENCY			
Personal Services	4,431,653	4,337,172	
Other Operating Expense	447,981	447,981	
CONTROLLED SUBSTANCES DATA FUND (INSPECT)			
Controlled Substances Data Fund (IC 35-48-7-13.1)			
Total Operating Expense	568,444	568,444	
Augmentation allowed.			
PRENEED CONSUMER PROTECTION			
Preneed Consumer Protection Fund (IC 30-2-13-28)			
Total Operating Expense	48,500	48,500	
Augmentation allowed.			
BOARD OF FUNERAL AND CEMETERY SERVICE			
Funeral Service Education Fund (IC 25-15-9-13)			
Total Operating Expense	250	250	
Augmentation allowed.			
DENTAL PROFESSION INVESTIGATION			
Dental Compliance Fund (IC 25-14-1-3.7)			
Total Operating Expense	47,795	47,795	
Augmentation allowed.			
PHYSICIAN INVESTIGATION			
Physician Compliance Fund (IC 25-22.5-2-8)			
Total Operating Expense	10,600	10,600	
Augmentation allowed.			
FOR THE CIVIL RIGHTS COMMISSION			
Personal Services	1,831,729	1,772,203	
Other Operating Expense	4,662	4,662	
<p>The above appropriation for the Indiana civil rights commission reflects only the general fund portion of the total program costs for the processing of employment and housing discrimination complaints. It is the intention of the general assembly that the commission make application to the federal government for funding based upon the processing of employment and housing discrimination complaints.</p>			
WOMEN'S COMMISSION			
Total Operating Expense	100,567	98,115	



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
COMMISSION ON THE SOCIAL STATUS OF BLACK MALES			
Total Operating Expense	139,144	135,431	
NATIVE AMERICAN INDIAN AFFAIRS COMMISSION			
Total Operating Expense	76,607	74,379	
COMMISSION ON HISPANIC/LATINO AFFAIRS			
Total Operating Expense	104,574	102,432	
MARTIN LUTHER KING JR. HOLIDAY COMMISSION			
Total Operating Expense	19,400	19,400	
FOR THE UTILITY CONSUMER COUNSELOR			
Public Utility Fund (IC 8-1-6-1)			
Personal Services	5,385,640	5,217,495	
Other Operating Expense	771,825	771,825	
Augmentation allowed.			
EXPERT WITNESS FEES AND AUDIT			
Public Utility Fund (IC 8-1-6-1)			
Total Operating Expense			1,652,880
Augmentation allowed.			
FOR THE UTILITY REGULATORY COMMISSION			
Public Utility Fund (IC 8-1-6-1)			
Personal Services	7,206,908	6,948,238	
Other Operating Expense	1,897,581	1,897,581	
Augmentation allowed.			
211 SERVICES (IC 8-1-19.5)			
Total Operating Expense	1,000,000	1,000,000	
FOR THE WORKER'S COMPENSATION BOARD			
From the General Fund			
	1,917,186	1,917,186	
From the Worker's Compensation Supplemental Administrative Fund (IC 22-3-5-6)			
	145,007	145,007	
Augmentation allowed.			

The amounts specified from the general fund and the worker's compensation supplemental administrative fund are for the following purposes:

Personal Services	1,943,078	1,943,078
Other Operating Expense	119,115	119,115

HEA 1001 — CC 2



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
FOR THE STATE BOARD OF ANIMAL HEALTH			
Personal Services	4,566,281	4,424,146	
Other Operating Expense	480,996	480,996	
INDEMNITY FUND			
Total Operating Expense			2
Augmentation allowed.			
MEAT & POULTRY INSPECTION			
Total Operating Expense	1,441,350	1,404,170	
PUBLIC HEALTH DATA COMM. INFRASTRUCTURE SYSTEM			
Total Operating Expense	7,963	7,963	
INTERSTATE SHIPMENT COOPERATIVE AGREEMENT WITH THE USDA			
Total Operating Expense	17,403	17,403	
FOR THE DEPARTMENT OF HOMELAND SECURITY			
FIRE AND BUILDING SERVICES			
Fire and Building Services Fund (IC 22-12-6-1)			
Personal Services	13,819,291	13,403,508	
Other Operating Expense	404,012	404,012	
Augmentation allowed.			
REGIONAL PUBLIC SAFETY TRAINING			
Regional Public Safety Training Fund (IC 10-15-3-12)			
Total Operating Expense	1,948,264	1,940,000	
Augmentation allowed.			
RADIOLOGICAL HEALTH			
Total Operating Expense	74,955	74,955	
EMERGENCY MANAGEMENT CONTINGENCY FUND			
Total Operating Expense	114,456	114,456	
The above appropriations for the emergency management contingency fund are made under IC 10-14-3-28.			
PUBLIC ASSISTANCE			
Total Operating Expense	1	1	
Augmentation allowed.			
INDIANA EMERGENCY RESPONSE COMMISSION			
Emergency Planning and Right to Know Fund (IC 6-6-10-5)			
Total Operating Expense	71,407	71,407	
Augmentation allowed.			
STATE DISASTER RELIEF FUND			
State Disaster Relief Fund (IC 10-14-4-5)			
Total Operating Expense	485,000	485,000	



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

Augmentation allowed, not to exceed revenues collected from the public safety fee imposed by IC 22-11-14-12.

Augmentation allowed from the general fund to match federal disaster relief funds.

REDUCED IGNITION PROPENSITY STANDARDS FOR CIGARETTES FUND

Reduced Ignition Propensity Stds.-Cig. Fund (IC 22-14-7-22(a))

Total Operating Expense	31,026	31,026
-------------------------	--------	--------

Augmentation allowed.

STATEWIDE FIRE AND BUILDING SAFETY EDUCATION FUND

Statewide Fire & Building Safety Educ. Fund (IC 22-12-6-3)

Total Operating Expense	98,089	98,089
-------------------------	--------	--------

Augmentation allowed.

SECURED SCHOOL SAFETY GRANTS

Total Operating Expense		7,000,000
-------------------------	--	-----------

SECTION 5. [EFFECTIVE JULY 1, 2015]

CONSERVATION AND ENVIRONMENT

A. NATURAL RESOURCES

FOR THE DEPARTMENT OF NATURAL RESOURCES - ADMINISTRATION

Personal Services	8,027,343	7,755,083
-------------------	-----------	-----------

Other Operating Expense	1,498,400	1,498,400
-------------------------	-----------	-----------

DNR OPEB CONTRIBUTION

Total Operating Expense	1,526,146	1,462,053
-------------------------	-----------	-----------

ENTOMOLOGY AND PLANT PATHOLOGY DIVISION

Personal Services	407,881	392,338
-------------------	---------	---------

Other Operating Expense	83,645	83,645
-------------------------	--------	--------

ENTOMOLOGY AND PLANT PATHOLOGY FUND

Entomology and Plant Pathology Fund (IC 14-24-10-3)

Total Operating Expense		762,036
-------------------------	--	---------

Augmentation allowed.

DNR ENGINEERING DIVISION

Personal Services	1,735,351	1,677,224
-------------------	-----------	-----------

Other Operating Expense	70,711	70,711
-------------------------	--------	--------

HISTORIC PRESERVATION DIVISION

Personal Services	400,787	358,466
-------------------	---------	---------

Other Operating Expense	266,196	266,196
-------------------------	---------	---------

DIVISION OF HISTORIC PRESERVATION AND ARCHAEOLOGY DEDICATED



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
Total Operating Expense	26,838	26,040	
LINCOLN PRODUCTION			
Total Operating Expense	206,998	206,998	
WABASH RIVER HERITAGE CORRIDOR			
Wabash River Heritage Corridor Fund (IC 14-13-6-23)			
Total Operating Expense	187,210	187,210	
OUTDOOR RECREATION DIVISION			
Personal Services	501,092	478,123	
Other Operating Expense	56,078	56,078	
NATURE PRESERVES DIVISION			
Personal Services	796,110	747,800	
Other Operating Expense	196,880	196,880	
WATER DIVISION			
Personal Services	4,197,111	4,032,382	
Other Operating Expense	825,000	825,000	

All revenues accruing from state and local units of government and from private utilities and industrial concerns as a result of water resources study projects, and as a result of topographic and other mapping projects, shall be deposited into the state general fund, and such receipts are hereby appropriated, in addition to the foregoing amounts, for water resources studies. The above appropriation includes \$200,000 each fiscal year for the monitoring of water resources.

DEER RESEARCH AND MANAGEMENT

Deer Research and Management Fund (IC 14-22-5-2)

Total Operating Expense	131,297	131,297
--------------------------------	----------------	----------------

Augmentation allowed.

OIL AND GAS DIVISION

Oil and Gas Fund (IC 6-8-1-27)

Personal Services	1,260,314	1,210,534
--------------------------	------------------	------------------

Other Operating Expense	332,192	332,192
--------------------------------	----------------	----------------

Augmentation allowed.

DEPT. OF NATURAL RESOURCES - USEPA

Oil and Gas Fund (IC 6-8-1-27)

Total Operating Expense	53,350	53,350
--------------------------------	---------------	---------------

Augmentation allowed.

STATE PARKS AND RESERVOIRS

From the General Fund

9,070,970	8,921,508
------------------	------------------

From the State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)

25,541,971	25,137,870
-------------------	-------------------



<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

Augmentation allowed from the State Parks and Reservoirs Special Revenue Fund.

The amounts specified from the General Fund and the State Parks and Reservoirs Special Revenue Fund are for the following purposes:

Personal Services	25,529,286	24,975,723
Other Operating Expense	9,083,655	9,083,655

SNOWMOBILE FUND

Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)

Total Operating Expense	154,928	154,928
--------------------------------	----------------	----------------

Augmentation allowed.

DNR LAW ENFORCEMENT DIVISION

From the General Fund

9,917,971	9,639,025
------------------	------------------

From the Fish and Wildlife Fund (IC 14-22-3-2)

11,172,664	10,831,730
-------------------	-------------------

Augmentation allowed from the Fish and Wildlife Fund.

The amounts specified from the General Fund and the Fish and Wildlife Fund are for the following purposes:

Personal Services	18,322,635	17,702,755
Other Operating Expense	2,768,000	2,768,000

DNR SALARY MATRIX ADJUSTMENT

Personal Services	317,400	317,400
--------------------------	----------------	----------------

The above appropriations are for a 2% adjustment to the DNR salary matrix. The personal services contingency appropriation is available to fund any shortage.

SPORTSMEN'S BENEVOLENCE

Total Operating Expense	145,500	145,500
--------------------------------	----------------	----------------

FISH AND WILDLIFE DIVISION

Fish and Wildlife Fund (IC 14-22-3-2)

Personal Services	4,576,336	4,126,639
--------------------------	------------------	------------------

Other Operating Expense	5,356,565	5,356,565
--------------------------------	------------------	------------------

Augmentation allowed.

IND. DEPT. OF NATURAL RESOURCES - FISH & WILDLIFE/U.S. DEPT. OF THE INTERIOR

Fish and Wildlife Fund (IC 14-22-3-2)

Total Operating Expense	2,395,752	2,395,752
--------------------------------	------------------	------------------



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

INSTITUTIONAL ROAD CONSTRUCTION

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	2,425,000	2,425,000	
--------------------------------	------------------	------------------	--

The above appropriation for institutional road construction may be used for road and bridge construction, relocation, and other related improvement projects at state-owned properties managed by the department of natural resources.

B. OTHER NATURAL RESOURCES

FOR THE INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION

General Fund

Total Operating Expense	7,545,628	7,300,178	
--------------------------------	------------------	------------------	--

Indiana State Museum and Historic Sites Corp.

Total Operating Expense	2,204,865	2,154,883	
--------------------------------	------------------	------------------	--

FOR THE WORLD WAR MEMORIAL COMMISSION

Personal Services	678,129	658,543	
--------------------------	----------------	----------------	--

Other Operating Expense	171,468	171,468	
--------------------------------	----------------	----------------	--

All revenues received as rent for space in the buildings located at 777 North Meridian Street and 700 North Pennsylvania Street, in the city of Indianapolis, that exceed the costs of operation and maintenance of the space rented, shall be paid into the general fund. The American Legion shall provide for the complete maintenance of the interior of these buildings.

FOR THE WHITE RIVER STATE PARK DEVELOPMENT COMMISSION

Total Operating Expense	786,831	766,312	
--------------------------------	----------------	----------------	--

FOR THE MAUMEE RIVER BASIN COMMISSION

Total Operating Expense	54,110	54,110	
--------------------------------	---------------	---------------	--

FOR THE ST. JOSEPH RIVER BASIN COMMISSION

Total Operating Expense	54,110	54,110	
--------------------------------	---------------	---------------	--

FOR THE KANKAKEE RIVER BASIN COMMISSION

Total Operating Expense	54,110	54,110	
--------------------------------	---------------	---------------	--

C. ENVIRONMENTAL MANAGEMENT

FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
OPERATING			
Personal Services	11,498,843	11,140,321	
Other Operating Expense	2,385,608	2,385,608	
IDEM LABORATORY CONTRACTS			
Environmental Management Special Fund (IC 13-14-12-1)			
Total Operating Expense	1,057,549	1,057,549	
Augmentation allowed.			
OHIO RIVER VALLEY WATER SANITATION COMMISSION			
Environmental Management Special Fund (IC 13-14-12-1)			
Total Operating Expense	275,700	275,700	
Augmentation allowed.			
OFFICE OF ENVIRONMENTAL RESPONSE			
Personal Services	2,453,387	2,374,070	
Other Operating Expense	283,387	283,387	
POLLUTION PREVENTION AND TECHNICAL ASSISTANCE			
Personal Services	933,866	905,272	
Other Operating Expense	96,364	96,364	
PPG PCB INSPECTION			
Environmental Management Permit Operation Fund (IC 13-15-11-1)			
Total Operating Expense	20,000	20,000	
Augmentation allowed.			
U.S. GEOLOGICAL SURVEY CONTRACTS			
Environmental Management Special Fund (IC 13-14-12-1)			
Total Operating Expense	51,503	51,503	
Augmentation allowed.			
STATE SOLID WASTE GRANTS MANAGEMENT			
State Solid Waste Management Fund (IC 13-20-22-2)			
Personal Services	119,402	116,013	
Other Operating Expense	410,656	410,656	
Augmentation allowed.			
RECYCLING OPERATING			
Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)			
Personal Services	486,069	470,686	
Other Operating Expense	366,917	366,917	
Augmentation allowed.			
RECYCLING PROMOTION AND ASSISTANCE PROGRAM			
Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)			
Total Operating Expense	1,000,000	1,000,000	
Augmentation allowed.			
VOLUNTARY CLEAN-UP PROGRAM			
Voluntary Remediation Fund (IC 13-25-5-21)			



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
Personal Services	911,119	890,116	
Other Operating Expense	56,188	56,188	
Augmentation allowed.			
TITLE V AIR PERMIT PROGRAM			
Title V Operating Permit Program Trust Fund (IC 13-17-8-1)			
Personal Services	11,604,540	11,245,178	
Other Operating Expense	1,513,477	1,513,477	
Augmentation allowed.			
WATER MANAGEMENT PERMITTING			
Environmental Management Permit Operation Fund (IC 13-15-11-1)			
Personal Services	6,590,719	6,385,329	
Other Operating Expense	484,469	484,469	
Augmentation allowed.			
SOLID WASTE MANAGEMENT PERMITTING			
Environmental Management Permit Operation Fund (IC 13-15-11-1)			
Personal Services	5,041,773	4,886,656	
Other Operating Expense	424,403	424,403	
Augmentation allowed.			
CFO/CAFO INSPECTIONS			
Total Operating Expense	334,031	323,645	
HAZARDOUS WASTE MANAGEMENT PERMITTING - FEDERAL			
Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)			
Total Operating Expense	1,411,816	1,411,816	
HAZARDOUS WASTE MANAGEMENT PERMITTING			
Environmental Management Permit Operation Fund (IC 13-15-11-1)			
Personal Services	3,283,779	3,169,853	
Other Operating Expense	358,746	358,746	
Augmentation allowed.			
ELECTRONIC WASTE			
Electronic Waste Fund (IC 13-20.5-2-3)			
Total Operating Expense	125,914	123,537	
SAFE DRINKING WATER PROGRAM			
State Solid Waste Management Fund (IC 13-20-22-2)			
Total Operating Expense	2,942,579	2,942,579	
CLEAN VESSEL PUMPOUT			
Environmental Management Special Fund (IC 13-14-12-1)			
Total Operating Expense	31,547	31,547	
Augmentation allowed.			
GROUNDWATER PROGRAM			
Environmental Management Special Fund (IC 13-14-12-1)			
Total Operating Expense	342,491	342,491	



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

Augmentation allowed.			
UNDERGROUND STORAGE TANK PROGRAM			
Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)			
Total Operating Expense	321,396	321,396	
Augmentation allowed.			
AIR MANAGEMENT OPERATING			
Environmental Management Special Fund (IC 13-14-12-1)			
Total Operating Expense	1,041,203	1,041,203	
Augmentation allowed.			
WATER MANAGEMENT NONPERMITTING			
Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)			
Total Operating Expense	4,092,481	4,092,481	
LEAKING UNDERGROUND STORAGE TANKS			
Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)			
Total Operating Expense	195,074	195,074	
Augmentation allowed.			
AUTO EMISSIONS TESTING PROGRAM			
Personal Services	80,751	78,222	
Other Operating Expense	5,294,683	5,294,683	

The above appropriations for auto emissions testing are the maximum amounts available for this purpose. If it becomes necessary to conduct additional tests in other locations, the above appropriations shall be prorated among all locations.

HAZARDOUS WASTE SITES - STATE CLEAN-UP			
Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
Personal Services	1,849,704	1,788,033	
Other Operating Expense	206,673	206,673	
Augmentation allowed.			
HAZARDOUS WASTE - NATURAL RESOURCE DAMAGES			
Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
Personal Services	223,273	217,750	
Other Operating Expense	120,385	120,385	
Augmentation allowed.			
SUPERFUND MATCH			
Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
Total Operating Expense	957,551	957,551	
Augmentation allowed.			
ASBESTOS TRUST - OPERATING			
Asbestos Trust Fund (IC 13-17-6-3)			
Personal Services	479,847	468,843	

HEA 1001 — CC 2



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
Other Operating Expense	45,498	45,498	
Augmentation allowed.			
UNDERGROUND PETROLEUM STORAGE TANK - OPERATING			
Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)			
Personal Services	2,340,620	2,269,461	
Other Operating Expense	32,078,624	32,078,624	
Augmentation allowed.			
WASTE TIRE MANAGEMENT			
Waste Tire Management Fund (IC 13-20-13-8)			
Total Operating Expense	610,264	599,227	
Augmentation allowed.			
VOLUNTARY COMPLIANCE			
Environmental Management Special Fund (IC 13-14-12-1)			
Personal Services	689,728	668,314	
Other Operating Expense	47,993	47,993	
Augmentation allowed.			
ENVIRONMENTAL MANAGEMENT SPECIAL FUND - OPERATING			
Environmental Management Special Fund (IC 13-14-12-1)			
Total Operating Expense	608,626	608,626	
Augmentation allowed.			
CORE SUPERFUND			
Environmental Management Special Fund (IC 13-14-12-1)			
Total Operating Expense	12,500	12,500	
Augmentation allowed.			
WETLANDS PROTECTION			
Environmental Management Special Fund (IC 13-14-12-1)			
Total Operating Expense	75,384	75,384	
Augmentation allowed.			
PETROLEUM TRUST - OPERATING			
Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)			
Personal Services	598,615	579,516	
Other Operating Expense	62,257	62,257	
Augmentation allowed.			

Notwithstanding any other law, with the approval of the governor and the budget agency, the above appropriations for hazardous waste management permitting, wetlands protection, groundwater program, underground storage tank program, air management operating, asbestos trust operating, water management nonpermitting, safe drinking water program, and any other appropriation eligible to be included in a performance partnership grant may be used to fund activities incorporated into a performance partnership grant between the United States Environmental Protection



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
--	---------------------------------------	---------------------------------------	-----------------------------------

Agency and the department of environmental management.

FOR THE OFFICE OF ENVIRONMENTAL ADJUDICATION

Personal Services	281,169	272,443	
Other Operating Expense	19,698	19,698	

SECTION 6. [EFFECTIVE JULY 1, 2015]

ECONOMIC DEVELOPMENT

A. AGRICULTURE

FOR THE DEPARTMENT OF AGRICULTURE

Personal Services	1,398,544	1,356,152	
Other Operating Expense	921,964	921,964	

Five thousand dollars (\$5,000) of the above appropriations is for Hoosier Homestead plaques for recipients of the Hoosier Homestead award.

DISTRIBUTIONS TO FOOD BANKS

Total Operating Expense	300,000	300,000	
--------------------------------	----------------	----------------	--

CLEAN WATER INDIANA

General Fund

Total Operating Expense	1,000,000	1,000,000	
--------------------------------	------------------	------------------	--

Cigarette Tax Fund (IC 6-7-1-29.1)

Total Operating Expense	2,962,036	2,923,775	
--------------------------------	------------------	------------------	--

SOIL CONSERVATION DIVISION

Cigarette Tax Fund (IC 6-7-1-29.1)

Total Operating Expense	1,299,667	1,262,144	
--------------------------------	------------------	------------------	--

Augmentation allowed.

GRAIN BUYERS AND WAREHOUSE LICENSING

Grain Buyers and Warehouse Licensing Agency License Fee Fund (IC 26-3-7-6.3)

Total Operating Expense	242,874	237,425	
--------------------------------	----------------	----------------	--

Augmentation allowed.

B. COMMERCE

FOR THE LIEUTENANT GOVERNOR

OFFICE OF TOURISM

Total Operating Expense	5,522,819	3,875,000	
--------------------------------	------------------	------------------	--

HEA 1001 — CC 2



<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

The above appropriation includes \$500,000 to assist the department of natural resources with marketing efforts.

Of the above appropriations, the office of tourism shall distribute \$550,000 each year to the Indiana sports corporation to promote the hosting of amateur sporting events in Indiana cities. Funds may be released after review by the budget committee.

The office may retain any advertising revenue generated by the office. Any revenue received is in addition to the above appropriation and is appropriated for the purposes of the office.

The above appropriation includes \$75,000 each state fiscal year for the Grissom Air Museum and \$50,000 for the Studebaker Museum. The Studebaker Museum distribution requires a \$50,000 match.

LOCAL MARKETING TOURISM PROGRAM

Total Operating Expense	1,000,000	1,000,000
--------------------------------	------------------	------------------

The above appropriation shall be used for local marketing tourism efforts in conjunction with the office of tourism development.

MARKETING DEVELOPMENT GRANTS

Total Operating Expense	1,000,000	1,000,000
--------------------------------	------------------	------------------

Of the above appropriation, up to \$500,000 each year shall be used to match other funds from the Association of Indiana Convention and Visitors Bureaus or any other organizations for purposes of statewide tourism marketing, and up to \$500,000 each year may be used to pay costs associated with hosting the national convention for FFA.

OFFICE OF DEFENSE DEVELOPMENT

Total Operating Expense	631,153	628,060
--------------------------------	----------------	----------------

OFFICE OF COMMUNITY AND RURAL AFFAIRS

Total Operating Expense	1,511,773	1,470,000
--------------------------------	------------------	------------------

HISTORIC PRESERVATION GRANTS

Total Operating Expense	0	1,250,000
--------------------------------	----------	------------------

FOR THE OFFICE OF ENERGY DEVELOPMENT

Total Operating Expense	177,510	177,510
--------------------------------	----------------	----------------

**FOR THE INDIANA ECONOMIC DEVELOPMENT CORPORATION
ADMINISTRATIVE AND FINANCIAL SERVICES**

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
General Fund			
Total Operating Expense	6,696,477	6,521,695	
Training 2000 Fund (IC 5-28-7-5)			
Total Operating Expense	180,061	180,061	
Industrial Development Grant Fund (IC 5-28-25-4)			
Total Operating Expense	50,570	50,570	

The above appropriation includes funding for the development and implementation of a transparency portal.

REGIONAL CITIES

Indiana Regional Cities Development Fund (IC 5-28-38)			
Total Operating Expense			84,000,000
IN 21ST CENTURY RESEARCH & TECHNOLOGY FUND			
21st Century Research and Technology Fund (IC 5-28-16-2)			
Total Operating Expense			40,000,000
INTERNATIONAL TRADE			
Total Operating Expense	1,198,564	1,195,231	
ENTERPRISE ZONE PROGRAM			
Enterprise Zone Fund (IC 5-28-15-6)			
Total Operating Expense	82,833	79,977	
Augmentation allowed.			
LOCAL ECONOMIC DEVELOPMENT ORGANIZATION/ REGIONAL ECONOMIC DEVELOPMENT ORGANIZATION (LEDO/REDO) MATCHING GRANT PROGRAM			
Total Operating Expense			568,824
SKILLS ENHANCEMENT FUND			
Total Operating Expense			25,000,000
BUSINESS PROMOTION PROGRAM			
Total Operating Expense			7,410,000
INDUSTRIAL DEVELOPMENT GRANT PROGRAM			
Total Operating Expense			10,000,000
ECONOMIC DEVELOPMENT GRANT AND LOAN PROGRAM			
Total Operating Expense			1,733,444

The above appropriation includes \$1,000,000 for the Battery Innovation Center in Greene County. If Greene County elects to increase the county's combined county option income tax (COIT) rate and county economic development tax (CEDIT) rate to one and twenty-five hundredths percent (1.25%) as provided under IC 6-3.5-7-5(cc), the Indiana economic development corporation shall transfer \$1,000,000 to Greene County within thirty (30) days of receiving a written request from the county that



certifies that: (A) the combined COIT and CEDIT rate has been increased to one and twenty-five hundredths percent (1.25%); (B) that the county has dedicated the additional revenue received from the COIT and CEDIT rate increase to fund debt service payments for the Battery Innovation Center; and (C) that the county will use all grant proceeds to fund debt service payments for the Battery Innovation Center.

**FOR THE HOUSING AND COMMUNITY DEVELOPMENT AUTHORITY
INDIANA INDIVIDUAL DEVELOPMENT ACCOUNTS**

Total Operating Expense	970,000	970,000
HOME OWNERSHIP EDUCATION		
Home Ownership Education (IC 5-20-1-27)		
Total Operating Expense	1,500,000	1,500,000
Augmentation allowed.		

The housing and community development authority shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR Part 265.

The family and social services administration, division of family resources shall apply all qualifying expenditures for individual development accounts deposits toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

**FOR THE INDIANA FINANCE AUTHORITY
ENVIRONMENTAL REMEDIATION REVOLVING LOAN PROGRAM**

Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
Total Operating Expense	1,455,000	1,455,000

C. EMPLOYMENT SERVICES

FOR THE INDIANA CAREER COUNCIL

Total Operating Expense	372,071	363,742
-------------------------	---------	---------

The above appropriation for the Indiana Career Council includes funds to develop and operate the Indiana Workforce Intelligence longitudinal data system established under IC 22-4.5-10.

**FOR THE DEPARTMENT OF WORKFORCE DEVELOPMENT
ADMINISTRATION**

General Fund		
Total Operating Expense	1,352,730	1,339,665



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Employment Security Special Fund			
Total Operating Expense	2,475,000	2,475,000	

After review by the budget committee, the above appropriation may be augmented in order to return an advance received before July 1, 2011, by the department under Section 1201 of the federal Social Security Act (42 U.S.C. 1321) or any similar federal law if the most cost effective method is to return the advance.

WORK INDIANA PROGRAM			
Total Operating Expense	2,425,000	2,425,000	
ADULT VOCATIONAL EDUCATION			
Total Operating Expense	199,941	199,941	
PROPRIETARY EDUCATIONAL INSTITUTIONS			
Total Operating Expense	62,639	62,639	
CAREER AND TECHNICAL EDUCATION INNOVATION AND ADVANCEMENT			
Total Operating Expense	24,365,000	24,365,000	

The foregoing appropriation shall be used for investments in career and technical education pathways or statewide career and technical education and workforce development initiatives focused on high-wage and high-demand jobs. Three million dollars (\$3,000,000) of the above appropriations is annually available for the Vincennes University CTE Early College Initiative. Up to five million dollars (\$5,000,000) of the above appropriation shall be used annually to fund Career and Technical Education performance grants.

INDIANA WORKS COUNCILS			
Total Operating Expense	485,000	485,000	
SERVE INDIANA ADMINISTRATION			
Total Operating Expense	239,560	239,560	
SPECIAL VOCATIONAL EDUCATION - ADULT BASIC EDUCATION			
Total Operating Expense	14,452,990	14,452,990	

It is the intent of the 2015 general assembly that the above appropriations for adult education shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for a state fiscal year, the department of workforce development shall reduce the distributions proportionately.

DROPOUT PREVENTION			
Total Operating Expense	5,820,000	5,820,000	

The above appropriation shall be directed to programs that help to prevent students



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
--	---------------------------------------	---------------------------------------	-----------------------------------

from dropping out of school.

D. OTHER ECONOMIC DEVELOPMENT

**FOR THE INDIANA STATE FAIR BOARD
STATE FAIR**

Total Operating Expense	582,000	582,000	
--------------------------------	----------------	----------------	--

SECTION 7. [EFFECTIVE JULY 1, 2015]

TRANSPORTATION

**FOR THE DEPARTMENT OF TRANSPORTATION
RAILROAD GRADE CROSSING IMPROVEMENT**

Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	500,000	750,000	
--------------------------------	----------------	----------------	--

HIGH SPEED RAIL

Industrial Rail Service Fund (IC 8-3-1.7-2)

Matching Funds			40,000
-----------------------	--	--	---------------

Augmentation allowed.

PUBLIC MASS TRANSPORTATION

Total Operating Expense	43,000,000	44,000,000	
--------------------------------	-------------------	-------------------	--

The appropriations are to be used solely for the promotion and development of public transportation.

The department of transportation may distribute public mass transportation funds to an eligible grantee that provides public transportation in Indiana.

The state funds can be used to match federal funds available under the Federal Transit Act (49 U.S.C. 1601, et seq.) or local funds from a requesting grantee.

Before funds may be disbursed to a grantee, the grantee must submit its request for financial assistance to the department of transportation for approval. Allocations must be approved by the governor and the budget agency after review by the budget committee and shall be made on a reimbursement basis. Only applications for capital and operating assistance may be approved. Only those grantees that have met the reporting requirements under IC 8-23-3 are eligible for assistance under this appropriation.

HIGHWAY OPERATING

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
State Highway Fund (IC 8-23-9-54)			
Personal Services	225,000,000	225,000,000	
Other Operating Expense	30,254,682	30,254,682	

HIGHWAY VEHICLE AND ROAD MAINTENANCE EQUIPMENT

State Highway Fund (IC 8-23-9-54)		
Other Operating Expense	16,781,000	16,781,000

The above appropriations for highway operating and highway vehicle and road maintenance equipment may be used for personal services, equipment, and other operating expense, including the cost of transportation for the governor.

HIGHWAY MAINTENANCE WORK PROGRAM

State Highway Fund (IC 8-23-9-54)		
Other Operating Expense	85,950,000	88,400,000

The above appropriations for the highway maintenance work program may be used for:

- (1) materials for patching roadways and shoulders;
- (2) repairing and painting bridges;
- (3) installing signs and signals and painting roadways for traffic control;
- (4) mowing, herbicide application, and brush control;
- (5) drainage control;
- (6) maintenance of rest areas, public roads on properties of the department of natural resources, and driveways on the premises of all state facilities;
- (7) materials for snow and ice removal;
- (8) utility costs for roadway lighting; and
- (9) other special maintenance and support activities consistent with the highway maintenance work program.

HIGHWAY CAPITAL IMPROVEMENTS

State Highway Fund (IC 8-23-9-54)		
Right-of-Way Expense	4,842,000	4,104,000
Formal Contracts Expense	188,483,411	187,862,227
Consulting Services Expense	15,714,000	13,086,000
Institutional Road Construction	2,500,000	2,500,000

The above appropriations for the capital improvements program may be used for:

- (1) bridge rehabilitation and replacement;
- (2) road construction, reconstruction, or replacement;
- (3) construction, reconstruction, or replacement of travel lanes, intersections, grade separations, rest parks, and weigh stations;



- (4) relocation and modernization of existing roads;**
- (5) resurfacing;**
- (6) erosion and slide control;**
- (7) construction and improvement of railroad grade crossings, including the use of the appropriations to match federal funds for projects;**
- (8) small structure replacements;**
- (9) safety and spot improvements; and**
- (10) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.**

The appropriations for highway operating, highway vehicle and road maintenance equipment, highway buildings and grounds, the highway planning and research program, the highway maintenance work program, and highway capital improvements are appropriated from estimated revenues, which include the following:

- (1) Funds distributed to the state highway fund from the motor vehicle highway account under IC 8-14-1-3(4).**
- (2) Funds distributed to the state highway fund from the highway, road and street fund under IC 8-14-2-3.**
- (3) All fees and miscellaneous revenues deposited in or accruing to the state highway fund under IC 8-23-9-54.**
- (4) Any unencumbered funds carried forward in the state highway fund from any previous fiscal year.**
- (5) All other funds appropriated or made available to the department of transportation by the general assembly.**

If funds from sources set out above for the department of transportation exceed appropriations from those sources to the department, the excess amount is hereby appropriated to be used for formal contracts with approval of the governor and the budget agency.

If there is a change in a statute reducing or increasing revenue for department use, the budget agency shall notify the auditor of state to adjust the above appropriations to reflect the estimated increase or decrease. Upon the request of the department, the budget agency, with the approval of the governor, may allot any increase in appropriations to the department for formal contracts.

If the department of transportation finds that an emergency exists or that an appropriation will be insufficient to cover expenses incurred in the normal operation of the department, the budget agency may, upon request of the department, and with the approval of the governor, transfer funds from revenue sources set out above from one (1) appropriation to the deficient appropriation. No appropriation



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

from the state highway fund may be used to fund any toll road or toll bridge project except as specifically provided for under IC 8-15-2-20.

HIGHWAY PLANNING AND RESEARCH PROGRAM

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	2,500,000	2,500,000
-------------------------	-----------	-----------

STATE HIGHWAY ROAD CONSTRUCTION AND IMPROVEMENT PROGRAM

State Highway Road Construction Improvement Fund (IC 8-14-10-5)

Lease Rental Payments Expense	57,800,000	57,200,000
-------------------------------	------------	------------

Augmentation allowed.

The above appropriations for the state highway road construction and improvement program are appropriated from the state highway road construction and improvement fund provided in IC 8-14-10-5 and may include any unencumbered funds carried forward from any previous fiscal year. The funds shall be first used for payment of rentals and leases relating to projects under IC 8-14.5. If any funds remain, the funds may be used for the following purposes:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, and grade separations;
- (3) relocation and modernization of existing roads; and
- (4) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

CROSSROADS 2000 PROGRAM

State Highway Fund (IC 8-23-9-54)

Lease Rental Payment Expense	5,779,907	6,315,091
------------------------------	-----------	-----------

Augmentation allowed.

Crossroads 2000 Fund (IC 8-14-10-9)

Lease Rental Payment Expense	37,400,000	37,400,000
------------------------------	------------	------------

Augmentation allowed.

The above appropriations for the crossroads 2000 program are appropriated from the crossroads 2000 fund provided in IC 8-14-10-9 and may include any unencumbered funds carried forward from any previous fiscal year. The funds shall be first used for payment of rentals and leases relating to projects under IC 8-14-10-9. If any funds remain, the funds may be used for the following purposes:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, and grade separations;



(3) relocation and modernization of existing roads; and
 (4) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

JOINT MAJOR MOVES CONSTRUCTION

State Highway Fund (IC 8-23-9-54)

Formal Contracts Expense	139,000,000	10,000,000
--------------------------	-------------	------------

Augmentation allowed.

FEDERAL APPORTIONMENT

Right-of-Way Expense	22,058,000	18,696,000
Formal Contracts Expense	585,854,408	596,855,392
Consulting Engineers Expense	71,586,000	59,614,000
Highway Planning and Research	13,301,592	13,434,608
Local Government Revolving Acct.	221,033,333	221,033,333

The department may establish an account to be known as the "local government revolving account". The account is to be used to administer the federal-local highway construction program. All contracts issued and all funds received for federal-local projects under this program shall be entered into this account.

If the federal apportionments for the fiscal years covered by this act exceed the above estimated appropriations for the department or for local governments, the excess federal apportionment is hereby appropriated for use by the department with the approval of the governor and the budget agency.

The department shall bill, in a timely manner, the federal government for all department payments that are eligible for total or partial reimbursement.

The department may let contracts and enter into agreements for construction and preliminary engineering during each year of the 2015-2017 biennium that obligate not more than one-third (1/3) of the amount of state funds estimated by the department to be available for appropriation in the following year for formal contracts and consulting engineers for the capital improvements program.

Under IC 8-23-5-7(a), the department, with the approval of the governor, may construct and maintain roadside parks and highways where highways will connect any state highway now existing, or hereafter constructed, with any state park, state forest preserve, state game preserve, or the grounds of any state institution. There is appropriated to the department of transportation an amount sufficient to carry out the provisions of this paragraph. Under IC 8-23-5-7(d), such appropriations shall be made from the motor vehicle highway account before distribution to local units of government.



LOCAL TECHNICAL ASSISTANCE AND RESEARCH

Under IC 8-14-1-3(6), there is appropriated to the department of transportation an amount sufficient for:

- (1) the program of technical assistance under IC 8-23-2-5(6); and
- (2) the research and highway extension program conducted for local government under IC 8-17-7-4.

The department shall develop an annual program of work for research and extension in cooperation with those units being served, listing the types of research and educational programs to be undertaken. The commissioner of the department of transportation may make a grant under this appropriation to the institution or agency selected to conduct the annual work program. Under IC 8-14-1-3(6), appropriations for the program of technical assistance and for the program of research and extension shall be taken from the local share of the motor vehicle highway account.

Under IC 8-14-1-3(7) there is hereby appropriated such sums as are necessary to maintain a sufficient working balance in accounts established to match federal and local money for highway projects. These funds are appropriated from the following sources in the proportion specified:

- (1) one-half (1/2) from the forty-seven percent (47%) set aside of the motor vehicle highway account under IC 8-14-1-3(7); and
- (2) for counties and for those cities and towns with a population greater than five thousand (5,000), one-half (1/2) from the distressed road fund under IC 8-14-8-2.

OHIO RIVER BRIDGE

State Highway Fund (IC 8-23-9-54)		
Total Operating Expense	17,154,000	17,154,000

I-69

State Highway Fund (IC 8-23-9-54)		
Total Operating Expense	30,000,000	34,300,000

ILLIANA

State Highway Fund (IC 8-23-9-54)		
Total Operating Expense	15,000,000	10,000,000

SECTION 8. [EFFECTIVE JULY 1, 2015]

FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS

A. FAMILY AND SOCIAL SERVICES



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION

INDIANA PRESCRIPTION DRUG PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	1,117,830	1,117,830
--------------------------------	------------------	------------------

CHILDREN'S HEALTH INSURANCE PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	10,815,200	693,500
--------------------------------	-------------------	----------------

CHILDREN'S HEALTH INSURANCE PROGRAM - ADMINISTRATION

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	1,557,784	1,557,784
--------------------------------	------------------	------------------

FAMILY AND SOCIAL SERVICES ADMINISTRATION - CENTRAL OFFICE

Total Operating Expense	16,797,325	16,377,158
--------------------------------	-------------------	-------------------

CHILD CARE & DEVELOPMENT FUND

Total Operating Expense	34,316,109	34,316,109
--------------------------------	-------------------	-------------------

HEADSTART

Total Operating Expense	44,109	43,750
--------------------------------	---------------	---------------

EARLY ED MATCHING GRANT PROGRAM

Total Operating Expense	2,000,000	2,000,000
--------------------------------	------------------	------------------

SCHOOL AGE CHILD CARE PROJECT FUND

Total Operating Expense	812,413	812,413
--------------------------------	----------------	----------------

SOCIAL SERVICES DATA WAREHOUSE

Total Operating Expense	200,000	200,000
--------------------------------	----------------	----------------

CHILD CARE LICENSING FUND

Child Care Fund (IC 12-17.2-2-3)

Total Operating Expense	45,000	45,000
--------------------------------	---------------	---------------

Augmentation allowed.

PRE-K EDUCATION PILOT

Total Operating Expense	10,000,000	10,000,000
--------------------------------	-------------------	-------------------

OFFICE OF MEDICAID POLICY AND PLANNING - ADMINISTRATION

Total Operating Expense	100,000	100,000
--------------------------------	----------------	----------------

MEDICAID ADMINISTRATION

Total Operating Expense	44,343,707	44,231,002
--------------------------------	-------------------	-------------------

MEDICAID - CURRENT OBLIGATIONS

General Fund

Total Operating Expense	1,884,700,000	2,117,000,000
--------------------------------	----------------------	----------------------

In addition to the above appropriation for state fiscal year 2016, the office of Medicaid policy and planning shall carry forward one hundred twenty-eight million (\$128,000,000) of unexpended Medicaid appropriations remaining in the Medicaid account



from prior state fiscal years. Such amount is hereby appropriated for expenditure in state fiscal year 2016 for the purposes of the Medicaid program and is in addition to the amount appropriated above.

The foregoing appropriations for Medicaid current obligations and for Medicaid administration are for the purpose of enabling the office of Medicaid policy and planning to carry out all services as provided in IC 12-8-6.5. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the office of Medicaid policy and planning for the respective purposes for which the money was allocated and paid to the state. Subject to the provisions of IC 12-8-1.5-11, if the sums herein appropriated for Medicaid current obligations and for Medicaid administration are insufficient to enable the office of Medicaid policy and planning to meet its obligations, then there is appropriated from the general fund such further sums as may be necessary for that purpose, subject to the approval of the governor and the budget agency.

HEALTHY IN PLAN

Healthy IN Plan Trust Fund (IC 12-15-44.2-17)

Total Operating Expense	112,654,073	112,654,073
-------------------------	-------------	-------------

Augmentation allowed.

HOSPITAL CARE FOR THE INDIGENT FUND

Total Operating Expense	47,000,000	29,500,000
-------------------------	------------	------------

MEDICAL ASSISTANCE TO WARDS (MAW)

Total Operating Expense	13,100,000	13,100,000
-------------------------	------------	------------

MARION COUNTY HEALTH AND HOSPITAL CORPORATION

Total Operating Expense	38,000,000	38,000,000
-------------------------	------------	------------

MENTAL HEALTH ADMINISTRATION

Total Operating Expense	3,002,007	2,883,186
-------------------------	-----------	-----------

Two hundred seventy-five thousand dollars (\$275,000) of the above appropriation for the state fiscal year beginning July 1, 2015, and ending June 30, 2016, and two hundred seventy-five thousand dollars (\$275,000) of the above appropriation for the state fiscal year beginning July 1, 2016, and ending June 30, 2017, shall be distributed in the state fiscal year to neighborhood based community service programs.

MENTAL HEALTH AND ADDICTION FORENSIC TREATMENT SERVICES GRANT

Total Operating Expense	10,000,000	20,000,000
-------------------------	------------	------------

The above appropriation for mental health and addictions programs is not subject



<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12 or any other law.

Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for mental health and addictions programs does not revert to the general fund or another fund at the close of a state fiscal year but remains available in subsequent state fiscal years for the purposes of the appropriation.

The above appropriation is not subject to an allotment withholding by the state budget agency.

CHILD PSYCHIATRIC SERVICES FUND

Total Operating Expense	15,904,722	16,404,722
-------------------------	------------	------------

The above appropriation includes \$1,000,000 in fiscal year 2016 and \$1,500,000 in fiscal year 2017 for the Family and Social Services Administration to maintain an evidence-based program model that partners with elementary and high schools to provide social services to children, parents, caregivers, teachers, and the community to prevent substance abuse, promote healthy behaviors, and maximize student success.

CHILD ASSESSMENT NEEDS SURVEY

Total Operating Expense	260,000	260,000
-------------------------	---------	---------

SERIOUSLY EMOTIONALLY DISTURBED

Total Operating Expense	14,571,352	14,571,352
-------------------------	------------	------------

SERIOUSLY MENTALLY ILL

General Fund

Total Operating Expense	92,602,551	92,602,551
-------------------------	------------	------------

Mental Health Centers Fund (IC 6-7-1-32.1)

Total Operating Expense	2,700,000	2,700,000
-------------------------	-----------	-----------

Augmentation allowed.

COMMUNITY MENTAL HEALTH CENTERS

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	7,200,000	7,200,000
-------------------------	-----------	-----------

The above appropriation from the Tobacco Master Settlement Agreement Fund is in addition to other funds. The above appropriations for comprehensive community mental health services include the intragovernmental transfers necessary to provide the nonfederal share of reimbursement under the Medicaid rehabilitation option.



The comprehensive community mental health centers shall submit their proposed annual budgets (including income and operating statements) to the budget agency on or before August 1 of each year. All federal funds shall be applied in augmentation of the foregoing funds rather than in place of any part of the funds. The office of the secretary, with the approval of the budget agency, shall determine an equitable allocation of the appropriation among the mental health centers.

GAMBLERS' ASSISTANCE		
Gamblers' Assistance Fund		
Total Operating Expense	3,041,728	3,041,728
SUBSTANCE ABUSE TREATMENT		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	5,355,820	5,355,820
QUALITY ASSURANCE/RESEARCH		
Total Operating Expense	475,954	475,954
PREVENTION		
Gamblers' Assistance Fund		
Total Operating Expense	2,572,675	2,572,675
Augmentation allowed.		
METHADONE DIVERSION CONTROL AND OVERSIGHT (MDCO) PROGRAM		
Opioid Treatment Program Fund (IC 12-23-18-4)		
Total Operating Expense	380,566	380,566
Augmentation allowed.		
DMHA YOUTH TOBACCO REDUCTION SUPPORT PROGRAM		
DMHA Youth Tobacco Reduction Support Program		
Total Operating Expense	250,000	250,000
Augmentation allowed.		
EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER		
From the General Fund		
726,378	726,378	
From the Mental Health Fund (IC 12-24-14-4)		
2,747,484	2,747,484	
Augmentation allowed.		

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	2,897,630	2,897,630
Other Operating Expense	576,232	576,232

EVANSVILLE STATE HOSPITAL



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

From the General Fund
 22,018,659 22,018,659
From the Mental Health Fund (IC 12-24-14-4)
 5,180,386 5,180,386
Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	19,370,178	19,370,178
Other Operating Expense	7,828,867	7,828,867

LARUE CARTER MEMORIAL HOSPITAL

From the General Fund
 18,500,766 18,500,766
From the Mental Health Fund (IC 12-24-14-4)
 9,008,594 9,008,594
Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	19,016,334	19,016,334
Other Operating Expense	8,493,026	8,493,026

LOGANSPOUR STATE HOSPITAL

From the General Fund
 28,662,340 28,662,340
From the Mental Health Fund (IC 12-24-14-4)
 3,668,784 3,668,784
Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	26,080,124	26,080,124
Other Operating Expense	6,251,000	6,251,000

MADISON STATE HOSPITAL

From the General Fund
 23,239,646 23,239,646

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
From the Mental Health Fund (IC 12-24-14-4)			
	4,505,252	4,505,252	
Augmentation allowed.			

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	22,791,314	22,791,314
Other Operating Expense	4,953,584	4,953,584

RICHMOND STATE HOSPITAL

From the General Fund		
	29,355,977	29,355,977
From the Mental Health Fund (IC 12-24-14-4)		
	5,576,998	5,576,998
Augmentation allowed.		

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	26,598,226	26,598,226
Other Operating Expense	8,334,749	8,334,749

PATIENT PAYROLL

Total Operating Expense	257,206	257,206
--------------------------------	----------------	----------------

The federal share of revenue accruing to the state mental health institutions under IC 12-15, based on the applicable Federal Medical Assistance Percentage (FMAP), shall be deposited in the mental health fund established by IC 12-24-14, and the remainder shall be deposited in the general fund.

In addition to the above appropriations, each institution may qualify for an additional appropriation, or allotment, subject to approval of the governor and the budget agency, from the mental health fund of up to twenty percent (20%), but not to exceed \$50,000 in each fiscal year, of the amount by which actual net collections exceed an amount specified in writing by the division of mental health and addiction before July 1 of each year beginning July 1, 2015.

DIVISION OF FAMILY RESOURCES ADMINISTRATION

Personal Services	2,413,469	2,341,360
Other Operating Expense	580,672	580,672

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
EBT ADMINISTRATION			
Total Operating Expense	2,279,907	2,278,565	
DFR - COUNTY ADMINISTRATION			
Total Operating Expense	90,154,777	90,130,109	
INDIANA CLIENT ELIGIBILITY SYSTEM (ICES)			
Total Operating Expense	7,292,497	7,292,497	
IMPACT PROGRAM			
Total Operating Expense	3,016,154	3,016,154	
TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)			
Total Operating Expense	21,086,301	21,086,301	
SNAP ADMINISTRATION			
Total Operating Expense	4,373,018	4,339,572	

The above appropriations for information systems/technology, education and training, Temporary Assistance for Needy Families (TANF) are for the purpose of enabling the division of family resources to carry out all services as provided in IC 12-14.

In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the division of family resources for the respective purposes for which such money was allocated and paid to the state.

BURIAL EXPENSES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	1,612,292	1,607,219	
DIVISION OF AGING ADMINISTRATION			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Personal Services	306,209	295,945	
Other Operating Expense	442,433	442,433	

The above appropriations for the division of aging administration are for administrative expenses. Any federal fund reimbursements received for such purposes are to be deposited in the general fund.

ROOM AND BOARD ASSISTANCE (R-CAP)

Total Operating Expense	8,483,263	8,481,788	
C.H.O.I.C.E. IN-HOME SERVICES			
Total Operating Expense	48,765,643	48,765,643	

The foregoing appropriations for C.H.O.I.C.E. In-Home Services include intragovernmental transfers to provide the nonfederal share of the Medicaid aged and disabled waiver.



The intragovernmental transfers for use in the Medicaid aged and disabled waiver may not exceed in the state fiscal year beginning July 1, 2015, and ending June 30, 2016, \$18,000,000 and in the state fiscal year beginning July 1, 2016, and ending June 30, 2017, \$18,000,000.

The division of aging shall conduct an annual evaluation of the cost effectiveness of providing home and community-based services. Before January of each year, the division shall submit a report to the budget committee, the budget agency, and the legislative council that covers all aspects of the division's evaluation and such other information pertaining thereto as may be requested by the budget committee, the budget agency, or the legislative council, including the following:

- (1) the number and demographic characteristics of the recipients of home and community-based services during the preceding fiscal year, including a separate count of individuals who received no services other than case management services (as defined in 455 IAC 2-4-10) during the preceding fiscal year;
- (2) the total cost and per recipient cost of providing home and community-based services during the preceding fiscal year.

The division shall obtain from providers of services data on their costs and expenditures regarding implementation of the program and report the findings to the budget committee, the budget agency, and the legislative council. The report to the legislative council must be in an electronic format under IC 5-14-6.

STATE SUPPLEMENT TO SSBG - AGING		
Total Operating Expense	687,396	687,396
OLDER HOOSIERS ACT		
Total Operating Expense	1,573,446	1,573,446
ADULT PROTECTIVE SERVICES		
General Fund		
Total Operating Expense	1,958,268	1,956,528
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	495,861	495,420
Augmentation allowed.		

The foregoing appropriations may be used for emergency adult protective services placement. Funds shall be used to the extent that such services are not available to an individual through a policy of accident and sickness insurance, a health maintenance organization contract, the Medicaid program, or the federal Medicare program, or any other federal program.

ADULT GUARDIANSHIP SERVICES



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Total Operating Expense	405,565	405,565	
MEDICAID WAIVER			
Total Operating Expense	1,079,147	1,062,895	
TITLE III ADMINISTRATION GRANT			
Total Operating Expense	258,294	253,437	
OMBUDSMAN			
Total Operating Expense	311,516	310,124	
DIVISION OF DISABILITY AND REHABILITATIVE SERVICES ADMINISTRATION			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	364,906	360,764	
BUREAU OF REHABILITATIVE SERVICES			
- VOCATIONAL REHABILITATION OPERATING			
Total Operating Expense	15,882,072	15,882,072	
AID TO INDEPENDENT LIVING			
Total Operating Expense	46,927	46,927	
accessABILITY CENTER FOR INDEPENDENT LIVING			
Total Operating Expense	87,665	87,665	
SOUTHERN INDIANA CENTER FOR INDEPENDENT LIVING			
Total Operating Expense	87,665	87,665	
ATTIC, INCORPORATED			
Total Operating Expense	87,665	87,665	
LEAGUE FOR THE BLIND AND DISABLED			
Total Operating Expense	87,665	87,665	
FUTURE CHOICES, INC.			
Total Operating Expense	158,113	158,113	
THE WABASH INDEPENDENT LIVING AND LEARNING CENTER, INC.			
Total Operating Expense	158,113	158,113	
INDEPENDENT LIVING CENTER OF EASTERN INDIANA			
Total Operating Expense	158,113	158,113	
BUREAU OF REHABILITATIVE SERVICES - DEAF AND HARD OF HEARING SERVICES			
Personal Services	121,576	117,994	
Other Operating Expense	148,780	148,780	
BUREAU OF REHABILITATIVE SERVICES - BLIND VENDING OPERATIONS			
Total Operating Expense	129,905	129,905	
BUREAU OF REHABILITATIVE SERVICES - INDEPENDENT LIVING - BLIND ELDERLY			
Total Operating Expense	73,378	73,378	
BUREAU OF REHABILITATIVE SERVICES - EMPLOYEE TRAINING			
Total Operating Expense	6,112	6,112	
BUREAU OF QUALITY IMPROVEMENT SERVICES			
Total Operating Expense	2,547,964	2,533,633	
BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - DAY SERVICES			

HEA 1001 — CC 2



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
Other Operating Expense	3,159,384	3,159,384	
BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES			
- DIAGNOSIS AND EVALUATION			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Other Operating Expense	400,125	400,125	
FIRST STEPS			
Total Operating Expense	6,149,513	6,149,513	
BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - CAREGIVER SUPPORT			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Other Operating Expense	509,500	509,500	
BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - OPERATING			
General Fund			
Total Operating Expense	4,211,598	4,136,696	
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	2,501,902	2,458,936	
Augmentation allowed.			
BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - RESIDENTIAL SERVICES			
General Fund			
Total Operating Expense	87,866,771	87,866,771	
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	10,229,000	10,229,000	

The above appropriations for client services include the intragovernmental transfers necessary to provide the nonfederal share of reimbursement under the Medicaid program for day services provided to residents of group homes and nursing facilities.

In the development of new community residential settings for persons with developmental disabilities, the division of disability and rehabilitative services must give priority to the appropriate placement of such persons who are eligible for Medicaid and currently residing in intermediate care or skilled nursing facilities and, to the extent permitted by law, such persons who reside with aged parents or guardians or families in crisis.

FOR THE DEPARTMENT OF CHILD SERVICES

CHILD SERVICES ADMINISTRATION		
Total Operating Expense	155,256,906	155,256,906
DHHS CHILD WELFARE PROGRAM		
Total Operating Expense	46,554,199	46,554,199
CHILD WELFARE SERVICES STATE GRANTS		
Total Operating Expense	11,416,415	11,416,415
TITLE IV-D CHILD SUPPORT		
Total Operating Expense	13,379,008	13,379,008



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

The foregoing appropriations for the department of child services Title IV-D of the federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.

FAMILY AND CHILDREN FUND

General Fund			
Total Operating Expense	265,300,028	265,300,028	
Augmentation allowed.			
YOUTH SERVICE BUREAU			
Total Operating Expense	1,303,699	1,303,699	
PROJECT SAFEPLACE			
Total Operating Expense	112,000	112,000	
HEALTHY FAMILIES INDIANA			
Total Operating Expense	3,093,165	3,093,165	
ADOPTION SERVICES			
Total Operating Expense	26,200,720	26,362,735	
DCS ADOPTION FEES AND DONATION			
Welfare - Child Services Fund			
Total Operating Expense	108,580	108,580	
TITLE IV-E ADOPTION SERVICES			
Total Operating Expense	31,489,886	31,489,886	

FOR THE DEPARTMENT OF ADMINISTRATION

DEPARTMENT OF CHILD SERVICES OMBUDSMAN BUREAU			
Total Operating Expense	313,807	304,295	

B. PUBLIC HEALTH

FOR THE STATE DEPARTMENT OF HEALTH

General Fund			
	23,546,393	22,899,765	
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
	2,000,000	1,400,000	
Augmentation Allowed.			

The amounts specified from the General Fund and the tobacco master settlement agreement fund are for the following purposes:

Personal Services	21,596,795	20,550,167
Other Operating Expense	3,949,598	3,749,598



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

All receipts to the state department of health from licenses or permit fees shall be deposited in the state general fund.

AREA HEALTH EDUCATION CENTERS

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	2,300,000	2,300,000
--------------------------------	------------------	------------------

CANCER REGISTRY

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	494,617	488,375
--------------------------------	----------------	----------------

MINORITY HEALTH INITIATIVE

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	2,473,500	2,473,500
--------------------------------	------------------	------------------

The foregoing appropriations shall be allocated to the Indiana Minority Health Coalition to work with the state department on the implementation of IC 16-46-11.

SICKLE CELL

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	490,000	490,000
--------------------------------	----------------	----------------

MEDICARE-MEDICAID CERTIFICATION

Total Operating Expense	5,174,500	5,014,068
--------------------------------	------------------	------------------

Personal services augmentation allowed in amounts not to exceed revenue from health facilities license fees or from health care providers (as defined in IC 16-18-2-163) fee increases or those adopted by the Executive Board of the Indiana State Department of Health under IC 16-19-3.

AIDS EDUCATION

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Personal Services	224,531	218,070
--------------------------	----------------	----------------

Other Operating Expense	435,533	435,533
--------------------------------	----------------	----------------

HIV/AIDS SERVICES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	1,992,517	1,992,517
--------------------------------	------------------	------------------

SSBG - AIDS CARE COORDINATION

Total Operating Expense	278,981	278,981
--------------------------------	----------------	----------------

TEST FOR DRUG AFFLICTED BABIES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	46,483	46,483
--------------------------------	---------------	---------------

INFECTIOUS DISEASE

Total Operating Expense	1,134,500	1,134,500
--------------------------------	------------------	------------------

HEA 1001 — CC 2



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

STATE CHRONIC DISEASES

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Personal Services	106,199	103,188	
Other Operating Expense	759,300	759,300	

At least \$82,560 of the above appropriations shall be for grants to community groups and organizations as provided in IC 16-46-7-8. The state department of health may consider grants to the Kidney Foundation up to \$50,000.

STATEWIDE CHILD FATALITY COORDINATOR

Total Operating Expense	38,800	38,800	
--------------------------------	---------------	---------------	--

FOOD ASSISTANCE

Total Operating Expense	104,978	104,978	
--------------------------------	----------------	----------------	--

WOMEN, INFANTS, AND CHILDREN SUPPLEMENT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	186,239	184,300	
--------------------------------	----------------	----------------	--

SSBG - MATERNAL & CHILD HEALTH

Total Operating Expense	272,251	272,251	
--------------------------------	----------------	----------------	--

MATERNAL AND CHILD HEALTH SUPPLEMENT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	184,300	184,300	
--------------------------------	----------------	----------------	--

CANCER EDUCATION AND DIAGNOSIS - BREAST CANCER

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	69,172	69,172	
--------------------------------	---------------	---------------	--

CANCER EDUCATION AND DIAGNOSIS - PROSTATE CANCER

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	15,000	0	
--------------------------------	---------------	----------	--

ADOPTION HISTORY

Adoption History Fund (IC 31-19-18-6)

Total Operating Expense	197,141	192,266	
--------------------------------	----------------	----------------	--

Augmentation allowed.

CHILDREN WITH SPECIAL HEALTH CARE NEEDS

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	10,405,151	10,393,134	
--------------------------------	-------------------	-------------------	--

Augmentation allowed.

The department, in consultation with the Office of Medicaid Policy and Planning, shall review the Children with Special Health Care Needs program and examine whether to transfer the administration of the program to the Family and Social Services Administration. The department shall submit the findings of the review and its recommendation to the state budget committee for review by December 1, 2016.



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
NEWBORN SCREENING PROGRAM			
Newborn Screening Fund (IC 16-41-17-11)			
Personal Services	348,860	337,539	
Other Operating Expense	2,166,801	2,166,801	
Augmentation allowed.			

The above appropriation includes funding for pulse oximetry screening of infants.

CENTER FOR DEAF AND HARD OF HEARING EDUCATION			
Total Operating Expense	2,093,105	2,018,097	
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	693,264	693,264	
RADON GAS TRUST FUND			
Radon Gas Trust Fund (IC 16-41-38-8)			
Total Operating Expense	10,670	10,670	
Augmentation allowed.			
SAFETY PIN PROGRAM			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	8,000,000	5,500,000	

In the fiscal year beginning July 1, 2015, two million five hundred thousand dollars (\$2,500,000) of the above appropriation shall be used for the development of a web application to provide outreach to at-risk mothers for the purpose of reducing infant mortality rates.

BIRTH PROBLEMS REGISTRY			
Birth Problems Registry Fund (IC 16-38-4-17)			
Personal Services	66,042	63,824	
Other Operating Expense	9,693	9,693	
Augmentation allowed.			
MOTOR FUEL INSPECTION PROGRAM			
Motor Fuel Inspection Fund (IC 16-44-3-10)			
Total Operating Expense	160,000	160,000	
Augmentation allowed.			
DONATED DENTAL SERVICES			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	34,335	34,335	

The above appropriation shall be used by the Indiana foundation for dentistry for the handicapped.



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
OFFICE OF WOMEN'S HEALTH			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	99,112	96,970	
SPINAL CORD AND BRAIN INJURY			
Spinal Cord and Brain Injury Fund (IC 16-41-42.2-3)			
Total Operating Expense	2,108,727	1,908,727	
Augmentation allowed.			

Of the above appropriation from the spinal cord and brain injury fund, \$600,000 in FY 2016 and \$400,000 in FY 2017 shall be allocated to a health care clinic described in IC 16-41-42.2-5(j)(3) and in compliance with IC 16-41-42.2-4(j)(4) whose application for funding is approved by the department of health.

HEALTHY IN PLAN - IMMUNIZATIONS			
Healthy IN Plan Trust Fund (IC 12-15-44.2-17)			
Total Operating Expense	11,002,380	11,000,000	
WEIGHTS AND MEASURES FUND			
Weights and Measures Fund (IC 16-19-5-4)			
Total Operating Expense	19,324	19,324	
Augmentation allowed.			
MINORITY EPIDEMIOLOGY			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	618,375	618,375	
COMMUNITY HEALTH CENTERS			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	14,453,000	14,453,000	
PRENATAL SUBSTANCE USE & PREVENTION			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	119,965	119,965	
HEARING AND BLIND SERVICES			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	500,000	500,000	

Of the above appropriations for hearing and blind services, three hundred seventy-five thousand dollars (\$375,000) shall be annually deposited in the Hearing Aid Fund established under IC 16-35-8-3.

LOCAL HEALTH MAINTENANCE FUND			
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)			
Total Operating Expense	3,915,209	3,915,209	
Augmentation allowed.			

HEA 1001 — CC 2



The amount appropriated from the tobacco master settlement agreement fund is in lieu of the appropriation provided for this purpose in IC 6-7-1-30.5 or any other law. Of the above appropriations for the local health maintenance fund, \$60,000 each year shall be used to provide additional funding to adjust funding through the formula in IC 16-46-10 to reflect population increases in various counties. Money appropriated to the local health maintenance fund must be allocated under the following schedule each year to each local board of health whose application for funding is approved by the state department of health:

COUNTY POPULATION	AMOUNT OF GRANT
over 499,999	94,112
100,000 - 499,999	72,672
50,000 - 99,999	48,859
under 50,000	33,139

LOCAL HEALTH DEPARTMENT ACCOUNT

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	3,000,000	3,000,000

The foregoing appropriations for the local health department account are statutory distributions under IC 4-12-7.

TOBACCO USE PREVENTION AND CESSATION PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
Total Operating Expense	5,000,000	5,000,000

A minimum of 90% of the above appropriations shall be used for grants to local agencies and other entities with programs designed to reduce smoking.

FOR THE INDIANA SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED

Personal Services	9,315,984	9,315,984
Other Operating Expense	1,638,812	1,638,812

FOR THE INDIANA SCHOOL FOR THE DEAF

Personal Services	13,466,650	13,466,650
Other Operating Expense	2,256,439	2,256,439

C. VETERANS' AFFAIRS

FOR THE INDIANA DEPARTMENT OF VETERANS' AFFAIRS



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Personal Services	1,200,000	1,200,000	
Other Operating Expense	284,559	129,559	

The above personal services appropriations include funding to establish a women's veteran services officer.

DISABLED AMERICAN VETERANS OF WORLD WARS			
Total Operating Expense	40,000	40,000	
AMERICAN VETERANS OF WORLD WAR II, KOREA, AND VIETNAM			
Total Operating Expense	30,000	30,000	
VETERANS OF FOREIGN WARS			
Total Operating Expense	30,000	30,000	
VIETNAM VETERANS OF AMERICA			
Total Operating Expense			20,000
MILITARY FAMILY RELIEF FUND			
Military Family Relief Fund (IC 10-17-12-8)			
Total Operating Expense	1,678,100	1,678,100	

INDIANA VETERANS' HOME

From the General Fund

2,927,180 2,927,180

From the Veterans' Home Comfort and Welfare Program

11,683,632 11,683,632

From the IVH Medicaid Reimbursement Fund

8,418,290 8,418,290

Augmentation allowed from the Comfort and Welfare Fund, and the IVH Medicaid Reimbursement Fund.

The amounts specified from the General Fund, the Veterans' Home Comfort and Welfare Program, and the IVH Medicaid Reimbursement Fund are for the following purposes:

Personal Services	12,378,651	12,378,651
Other Operating Expense	10,650,451	10,650,451

SECTION 9. [EFFECTIVE JULY 1, 2015]

EDUCATION

A. HIGHER EDUCATION

FOR INDIANA UNIVERSITY

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
BLOOMINGTON CAMPUS			
Total Operating Expense	190,750,186	195,914,559	
Fee Replacement	15,570,491	19,269,168	
FOR INDIANA UNIVERSITY REGIONAL CAMPUSES			
EAST			
Total Operating Expense	9,740,728	10,294,119	
Fee Replacement	1,228,771	1,225,929	
KOKOMO			
Total Operating Expense	12,370,314	12,652,971	
Fee Replacement	1,550,147	1,547,373	
NORTHWEST			
Total Operating Expense	17,134,141	17,519,911	
Fee Replacement	3,160,528	3,158,132	
SOUTH BEND			
Total Operating Expense	22,613,874	23,001,758	
Fee Replacement	3,817,057	3,812,267	
SOUTHEAST			
Total Operating Expense	19,229,696	19,450,392	
Fee Replacement	2,461,714	2,459,669	
TOTAL APPROPRIATION - INDIANA UNIVERSITY REGIONAL CAMPUSES			
	93,306,970	95,122,521	
FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)			
I. U. SCHOOLS OF MEDICINE AND DENTISTRY			
Total Operating Expense	98,869,067	100,618,964	
Fee Replacement	13,888,337	13,956,898	
FOR INDIANA UNIVERSITY SCHOOL OF MEDICINE			
INDIANA UNIVERSITY SCHOOL OF MEDICINE - EVANSVILLE			
Total Operating Expense	2,069,390	2,106,016	
INDIANA UNIVERSITY SCHOOL OF MEDICINE - FORT WAYNE			
Total Operating Expense	1,934,241	1,968,475	
INDIANA UNIVERSITY SCHOOL OF MEDICINE - NORTHWEST - GARY			
Total Operating Expense	2,587,434	2,633,229	
INDIANA UNIVERSITY SCHOOL OF MEDICINE - LAFAYETTE			
Total Operating Expense	2,350,594	2,392,197	
INDIANA UNIVERSITY SCHOOL OF MEDICINE - MUNCIE			
Total Operating Expense	2,152,024	2,190,113	



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

INDIANA UNIVERSITY SCHOOL OF MEDICINE - SOUTH BEND

Total Operating Expense	2,023,440	2,059,253
--------------------------------	------------------	------------------

INDIANA UNIVERSITY SCHOOL OF MEDICINE - TERRE HAUTE

Total Operating Expense	2,339,072	2,380,471
--------------------------------	------------------	------------------

The Indiana University School of Medicine - Indianapolis shall submit to the Indiana commission for higher education before May 15 of each year an accountability report containing data on the number of medical school graduates who entered primary care physician residencies in Indiana from the school's most recent graduating class.

FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)

GENERAL ACADEMIC DIVISIONS

Total Operating Expense	99,529,723	102,523,274
--------------------------------	-------------------	--------------------

Fee Replacement	4,788,025	4,791,553
------------------------	------------------	------------------

TOTAL APPROPRIATIONS - IUPUI

232,531,347	237,620,443
--------------------	--------------------

Transfers of allocations between campuses to correct for errors in allocation among the campuses of Indiana University can be made by the institution with the approval of the commission for higher education and the budget agency. Indiana University shall maintain current operations at all statewide medical education sites.

FOR INDIANA UNIVERSITY

DUAL CREDIT

Total Operating Expense	2,202,650	2,202,650
--------------------------------	------------------	------------------

CLINICAL AND TRANSLATIONAL SCIENCES INSTITUTE

Total Operating Expense	2,500,000	2,500,000
--------------------------------	------------------	------------------

ABILENE NETWORK OPERATIONS CENTER

Total Operating Expense	721,861	721,861
--------------------------------	----------------	----------------

SPINAL CORD AND HEAD INJURY RESEARCH CENTER

Total Operating Expense	553,429	553,429
--------------------------------	----------------	----------------

INSTITUTE FOR THE STUDY OF DEVELOPMENTAL DISABILITIES

Total Operating Expense	2,105,824	2,105,824
--------------------------------	------------------	------------------

GEOLOGICAL SURVEY

Total Operating Expense	2,783,782	2,783,782
--------------------------------	------------------	------------------

LOCAL GOVERNMENT ADVISORY COMMISSION

Total Operating Expense	150,000	150,000
--------------------------------	----------------	----------------

I-LIGHT NETWORK OPERATIONS

Build Indiana Fund (IC 4-30-17)

Total Operating Expense	1,501,270	1,508,628
--------------------------------	------------------	------------------



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
FOR PURDUE UNIVERSITY			
WEST LAFAYETTE			
Total Operating Expense	242,137,185	242,087,025	
Fee Replacement	20,814,754	21,752,501	
FOR PURDUE UNIVERSITY - REGIONAL CAMPUSES			
CALUMET			
Total Operating Expense	28,049,520	28,375,994	
Fee Replacement	1,477,771	574,365	
NORTH CENTRAL			
Total Operating Expense	13,642,400	13,858,234	
Fee Replacement	1,579,307	1,575,682	
TOTAL APPROPRIATION - PURDUE UNIVERSITY REGIONAL CAMPUSES			
	44,748,998	44,384,275	
FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY			
AT FORT WAYNE (IPFW)			
Total Operating Expense	41,326,573	41,810,093	
Fee Replacement	5,310,600	4,252,847	

Transfers of allocations between campuses to correct for errors in allocation among the campuses of Purdue University can be made by the institution with the approval of the commission for higher education and the budget agency.

FOR PURDUE UNIVERSITY			
NEXT GENERATION MANUFACTURING COMPETITIVENESS CENTER			
Total Operating Expense	2,500,000	2,500,000	
DUAL CREDIT			
Total Operating Expense	2,067,000	2,067,000	
ANIMAL DISEASE DIAGNOSTIC LABORATORY SYSTEM			
Total Operating Expense	3,570,446	3,570,446	

The above appropriations shall be used to fund the animal disease diagnostic laboratory system (ADDL), which consists of the main ADDL at West Lafayette, the bangs disease testing service at West Lafayette, and the southern branch of ADDL Southern Indiana Purdue Agricultural Center (SIPAC) in Dubois County. The above appropriations are in addition to any user charges that may be established and collected under IC 21-46-3-5. Notwithstanding IC 21-46-3-4, the trustees of Purdue University may approve reasonable charges for testing for pseudorabies.



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
COLLEGE OF TECHNOLOGY-PURDUE POLYTECHNIC INSTITUTE			
Total Operating Expense	3,000,000		0
STATEWIDE TECHNOLOGY			
Total Operating Expense	6,695,258	6,695,258	
COUNTY AGRICULTURAL EXTENSION EDUCATORS			
Total Operating Expense	7,537,816	7,537,816	

Fifty thousand dollars (\$50,000) of the above appropriations are for the study of the impact of local land use ordinances on the construction of buildings or other structures used in the breeding, feeding, and housing of livestock.

AGRICULTURAL RESEARCH AND EXTENSION - CROSSROADS			
Total Operating Expense	8,492,325	8,492,325	
CENTER FOR PARALYSIS RESEARCH			
Total Operating Expense	522,558	522,558	
UNIVERSITY-BASED BUSINESS ASSISTANCE			
Total Operating Expense	1,930,212	1,930,212	
FOR INDIANA STATE UNIVERSITY			
Total Operating Expense	66,194,030	65,929,201	
Fee Replacement	7,707,860	12,958,157	
DUAL CREDIT			
Total Operating Expense	147,950	147,950	
NURSING PROGRAM			
Total Operating Expense	204,000	204,000	
PRINCIPAL LEADERSHIP ACADEMY			
Total Operating Expense	600,000	600,000	
FOR UNIVERSITY OF SOUTHERN INDIANA			
Total Operating Expense	44,393,481	44,858,559	
Fee Replacement	10,041,357	8,974,532	
DUAL CREDIT			
Total Operating Expense	320,450	320,450	
HISTORIC NEW HARMONY			
Total Operating Expense	486,878	486,878	
FOR BALL STATE UNIVERSITY			
Total Operating Expense	124,068,486	126,221,115	
Fee Replacement	12,956,631	16,684,972	
DUAL CREDIT			
Total Operating Expense	174,050	174,050	

HEA 1001 — CC 2



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
ENTREPRENEURIAL COLLEGE			
Total Operating Expense	2,500,000	2,500,000	
ACADEMY FOR SCIENCE, MATHEMATICS, AND HUMANITIES			
Total Operating Expense	4,384,956	4,384,956	
FOR VINCENNES UNIVERSITY			
Total Operating Expense	39,261,098	39,683,252	
Fee Replacement	5,485,886	6,226,751	
DUAL CREDIT			
Total Operating Expense	3,158,800	3,158,800	
FOR IVY TECH COMMUNITY COLLEGE			
Total Operating Expense	209,118,754	216,256,680	
Fee Replacement	31,387,384	31,558,916	
DUAL CREDIT			
Total Operating Expense	6,583,450	6,583,450	
STATEWIDE NURSING PARTNERSHIP			
Total Operating Expense	85,411	85,411	
FT. WAYNE PUBLIC SAFETY TRAINING CENTER			
Total Operating Expense	1,000,000	1,000,000	

The above appropriations do not include funds for the course development grant program.

The sums herein appropriated to Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College are in addition to all income of said institutions, respectively, from all permanent fees and endowments and from all land grants, fees, earnings, and receipts, including gifts, grants, bequests, and devises, and receipts from any miscellaneous sales from whatever source derived.

All such income and all such fees, earnings, and receipts on hand June 30, 2015, and all such income and fees, earnings, and receipts accruing thereafter are hereby appropriated to the boards of trustees or directors of the aforementioned institutions and may be expended for any necessary expenses of the respective institutions, including university hospitals, schools of medicine, nurses' training schools, schools of dentistry, and agricultural extension and experimental stations. However, such income, fees, earnings, and receipts may be used for land and structures only if approved by the governor and the budget agency.

The foregoing appropriations to Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University,



and Ivy Tech Community College include the employers' share of Social Security payments for university employees under the public employees' retirement fund, or institutions covered by the Indiana state teachers' retirement fund. The funds appropriated also include funding for the employers' share of payments to the public employees' retirement fund and to the Indiana state teachers' retirement fund at a rate to be established by the retirement funds for both fiscal years for each institution's employees covered by these retirement plans.

The treasurers of Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College shall, at the end of each three (3) month period, prepare and file with the auditor of state a financial statement that shall show in total all revenues received from any source, together with a consolidated statement of disbursements for the same period. The budget director shall establish the requirements for the form and substance of the reports.

The reports of the treasurer also shall contain in such form and in such detail as the governor and the budget agency may specify, complete information concerning receipts from all sources, together with any contracts, agreements, or arrangements with any federal agency, private foundation, corporation, or other entity from which such receipts accrue.

All such treasurers' reports are matters of public record and shall include without limitation a record of the purposes of any and all gifts and trusts with the sole exception of the names of those donors who request to remain anonymous.

Notwithstanding IC 4-10-11, the auditor of state shall draw warrants to the treasurers of Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College on the basis of vouchers stating the total amount claimed against each fund or account, or both, but not to exceed the legally made appropriations.

Notwithstanding IC 4-12-1-14, for universities and colleges supported in whole or in part by state funds, grant applications and lists of applications need only be submitted upon request to the budget agency for review and approval or disapproval and, unless disapproved by the budget agency, federal grant funds may be requested and spent without approval by the budget agency. Each institution shall retain the applications for a reasonable period of time and submit a list of all grant applications, at least monthly, to the commission for higher education for informational purposes.

For all university special appropriations, an itemized list of intended expenditures,



in such form as the governor and the budget agency may specify, shall be submitted to support the allotment request. All budget requests for university special appropriations shall be furnished in a like manner and as a part of the operating budgets of the state universities.

The trustees of Indiana University, the trustees of Purdue University, the trustees of Indiana State University, the trustees of University of Southern Indiana, the trustees of Ball State University, the trustees of Vincennes University, and the trustees of Ivy Tech Community College are hereby authorized to accept federal grants, subject to IC 4-12-1.

Fee replacement funds are to be distributed as requested by each institution, on payment due dates, subject to available appropriations.

**FOR THE MEDICAL EDUCATION BOARD
FAMILY PRACTICE RESIDENCY FUND**

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	1,852,698	1,852,698
-------------------------	-----------	-----------

Of the foregoing appropriations for the medical education board-family practice residency fund, \$1,000,000 each year shall be used for grants for the purpose of improving family practice residency programs serving medically underserved areas.

**FOR THE GRADUATE MEDICAL EDUCATION BOARD
MEDICAL RESIDENCY EDUCATION GRANTS**

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	3,000,000	3,000,000
-------------------------	-----------	-----------

The above appropriations for medical residency education grants are to be distributed in accordance with IC 21-13-6.5.

FOR THE COMMISSION FOR HIGHER EDUCATION

Total Operating Expense	3,061,771	3,061,771
-------------------------	-----------	-----------

FREEDOM OF CHOICE GRANTS

Total Operating Expense	39,954,462	39,954,462
-------------------------	------------	------------

HIGHER EDUCATION AWARD PROGRAM

Total Operating Expense	105,785,538	105,785,538
-------------------------	-------------	-------------

For the higher education awards and freedom of choice grants made for the 2015-2017 biennium, the following guidelines shall be used, notwithstanding current administrative



rule or practice:

- (1) The commission shall maintain the proportionality of award maxima for public, private, and proprietary institutions when setting forth amounts under IC 21-12-1.7.
- (2) **Minimum Award: No actual award shall be less than \$600.**
- (3) The commission shall reduce award amounts as necessary to stay within the appropriation.

TUITION AND FEE EXEMPTION FOR CHILDREN OF VETERANS AND PUBLIC SAFETY OFFICERS (IC 21-14)

Total Operating Expense	28,701,041	28,701,041
--------------------------------	-------------------	-------------------

ADULT STUDENT GRANT DISTRIBUTION

Total Operating Expense	7,579,858	7,579,858
--------------------------------	------------------	------------------

Priority for awards made from the above appropriation shall be given first to eligible students meeting TANF income eligibility guidelines as determined by the family and social services administration and second to eligible students who received awards from the adult grant fund during the school year associated with the biennial budget year. Funds remaining shall be distributed according to procedures established by the commission. The maximum grant that an applicant may receive for a particular academic term shall be established by the commission but shall in no case be greater than a grant for which an applicant would be eligible under IC 21-12-3 if the applicant were a full-time student. The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR Part 265.

The family and social services administration, division of family resources, shall apply all qualifying expenditures for the part-time grant program toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

STEM TEACHER RECRUITMENT FUND

Total Operating Expense	5,000,000	5,000,000
--------------------------------	------------------	------------------

The above appropriation may be used to provide grants to nonprofit organizations that place new science, technology, engineering, and math teachers in elementary and high schools located in underserved areas.

MINORITY TEACHER SCHOLARSHIPS

Total Operating Expense	400,000	400,000
--------------------------------	----------------	----------------

HIGH NEED STUDENT TEACHING STIPEND FUND

Total Operating Expense	450,000	450,000
--------------------------------	----------------	----------------

MINORITY STUDENT TEACHING STIPEND FUND



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Total Operating Expense	50,000	50,000	
EARN INDIANA WORK STUDY PROGRAM			
Total Operating Expense	606,099	606,099	
21ST CENTURY ADMINISTRATION			
Total Operating Expense	1,842,862	1,842,862	
21ST CENTURY SCHOLAR AWARDS			
Total Operating Expense	174,151,888	159,886,008	

The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR 265.

Family and social services administration, division of family resources, shall apply all qualifying expenditures for the 21st century scholars program toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

INDIANA INTERNnet			
Total Operating Expense	250,000	250,000	
POSTSECONDARY CREDIT BEARING PROPRIETARY EDUCATIONAL INSTITUTION ACCRE			
Postsecondary Credit Bearing Proprietary Educational Institution Authorization			
Fund (IC 21-18.5-6-26(b))			
Total Operating Expense	131,818	131,697	
Augmentation allowed.			
NATIONAL GUARD SCHOLARSHIP			
Total Operating Expense	3,676,240	3,676,240	

The above appropriations for national guard scholarship and any program reserves existing on June 30, 2015, shall be the total allowable state expenditure for the program in the 2015-2017 biennium. If the dollar amounts of eligible awards exceed appropriations and program reserves, the commission shall develop a plan to ensure that the total dollar amount does not exceed the above appropriations and any program reserves.

PRIMARY CARE SHORTAGE AREA SCHOLARSHIP			
Total Operating Expense	2,000,000	2,000,000	

The above appropriations for primary care shortage area scholarship are for scholarships under IC 21-13-9.

LEARN MORE INDIANA

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Total Operating Expense	703,250	703,250	
STATEWIDE TRANSFER AND TECHNOLOGY			
Total Operating Expense	1,051,787	1,051,787	
FOR THE DEPARTMENT OF ADMINISTRATION			
COLUMBUS LEARNING CENTER LEASE PAYMENT			
Total Operating Expense	5,098,000	5,202,000	
FOR THE STATE BUDGET AGENCY			
GIGAPOP PROJECT			
Build Indiana Fund (IC 4-30-17)			
Total Operating Expense	669,281	672,562	
SOUTHERN INDIANA EDUCATIONAL ALLIANCE			
Build Indiana Fund (IC 4-30-17)			
Total Operating Expense	1,057,738	1,057,738	
DEGREE LINK			
Build Indiana Fund (IC 4-30-17)			
Total Operating Expense	446,438	446,438	

The above appropriations shall be used for the delivery of Indiana State University baccalaureate degree programs at Ivy Tech Community College and Vincennes University locations through Degree Link.

WORKFORCE CENTERS

Build Indiana Fund (IC 4-30-17)			
Total Operating Expense	710,810	710,810	
MIDWEST HIGHER EDUCATION COMPACT			
Build Indiana Fund (IC 4-30-17)			
Total Operating Expense	115,000	115,000	

B. ELEMENTARY AND SECONDARY EDUCATION

FOR THE STATE BOARD OF EDUCATION

Total Operating Expense	2,500,000	2,500,000	
--------------------------------	------------------	------------------	--

The foregoing appropriations for the Indiana state board of education are for the academic standards project to distribute copies of the academic standards and provide teachers with curriculum frameworks; for special evaluation and research projects, including national and international assessments; and for state board administrative expenses. The above appropriation includes \$60,000 each state fiscal year for the Center for Evaluation and Education Policy.



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

CHARTER AND INNOVATION NETWORK SCHOOL GRANT PROGRAM (IC 20-24-13)

Total Operating Expense	10,000,000	10,000,000
--------------------------------	-------------------	-------------------

Augmentation allowed.

FOR THE INDIANA CHARTER SCHOOL BOARD

Total Operating Expense	750,000	750,000
--------------------------------	----------------	----------------

FOR THE DEPARTMENT OF EDUCATION

SUPERINTENDENT'S OFFICE

From the General Fund

11,314,766	10,995,125
------------	------------

From the Professional Standards Fund (IC 20-28-2-10)

395,000	395,000
---------	---------

Augmentation allowed from the Professional Standards Fund.

The amounts specified from the General Fund and the Professional Standards Fund are for the following purposes:

Personal Services	8,016,536	7,696,895
Other Operating Expense	3,693,230	3,693,230

The above appropriation includes funds to provide state support to educational service centers. Of the above appropriations, the department shall use \$2,500,000 each fiscal year to transfer technology services to the Indiana Office of Technology.

PUBLIC TELEVISION DISTRIBUTION

Total Operating Expense	3,675,000	3,675,000
--------------------------------	------------------	------------------

The above appropriations are for grants for public television. The Indiana Public Broadcasting Stations, Inc., shall submit a distribution plan for the eight Indiana public education television stations that shall be approved by the budget agency after review by the budget committee. Of the above appropriations, \$525,000 each year shall be distributed equally among all of the public radio stations.

DUAL IMMERSION PILOT PROGRAM (IC 20-20-41-4)

Total Operating Expense	500,000	500,000
--------------------------------	----------------	----------------

RILEY HOSPITAL

Total Operating Expense	250,000	250,000
--------------------------------	----------------	----------------

BEST BUDDIES

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Total Operating Expense	206,125	206,125	
PERKINS STATE MATCH			
Total Operating Expense	494,000	494,000	
SCHOOL TRAFFIC SAFETY			
Personal Services	234,414	227,114	
Other Operating Expense	25,369	25,369	
Augmentation allowed.			
EDUCATION LICENSE PLATE FEES			
Education License Plate Fees Fund (IC 9-18-31)			
Total Operating Expense	115,569	115,569	
ACCREDITATION SYSTEM			
Personal Services	530,612	512,540	
Other Operating Expense	190,324	190,324	
SPECIAL EDUCATION (S-5)			
Total Operating Expense	24,070,000	24,070,000	

The foregoing appropriations for special education are made under IC 20-35-6-2.

SPECIAL EDUCATION EXCISE

Alcoholic Beverage Excise Tax Funds (IC 20-35-4-4)

Personal Services	374,835	370,699
Other Operating Expense	15,828	15,828

Augmentation allowed.

CAREER AND TECHNICAL EDUCATION

Personal Services	1,177,660	1,138,499
Other Operating Expense	74,404	74,404

TEACHERS' SOCIAL SECURITY AND RETIREMENT DISTRIBUTION

Total Operating Expense	2,403,792	2,403,792
--------------------------------	------------------	------------------

The foregoing appropriations shall be distributed by the department of education on a monthly basis and in approximately equal payments to special education cooperatives, area career and technical education schools, and other governmental entities that received state teachers' Social Security distributions for certified education personnel (excluding the certified education personnel funded through federal grants) during the fiscal year beginning July 1, 1992, and ending June 30, 1993, and for the units under the Indiana state teacher's retirement fund, the amount they received during the 2002-2003 state fiscal year for teachers' retirement. If the total amount to be distributed is greater than the total appropriation, the department of education shall reduce each entity's distribution proportionately.



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

DISTRIBUTION FOR TUITION SUPPORT

Total Operating Expense	6,820,300,000	6,980,500,000	
--------------------------------	----------------------	----------------------	--

The foregoing appropriations for distribution for tuition support are to be distributed for tuition support, complexity grants, special education programs, career and technical education programs, honor grants, Mitch Daniels early graduation scholarships, and choice scholarships in accordance with a statute enacted for this purpose during the 2015 session of the general assembly.

If the above appropriations for distribution for tuition support are more than are required under this SECTION, any excess shall revert to the general fund.

The above appropriations for tuition support shall be made each fiscal year under a schedule set by the budget agency and approved by the governor. However, the schedule shall provide for at least twelve (12) payments, that one (1) payment shall be made at least every forty (40) days, and the aggregate of the payments in each fiscal year shall equal the amount required under the statute enacted for the purpose referred to above.

TEACHER PERFORMANCE GRANT

Total Operating Expense	30,000,000	40,000,000	
--------------------------------	-------------------	-------------------	--

It is the intent of the 2015 general assembly that the above appropriations for teacher performance grants shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for that state fiscal year, then the department of education shall reduce the distributions proportionately.

DISTRIBUTION FOR SUMMER SCHOOL

Other Operating Expense	18,360,000	18,360,000	
--------------------------------	-------------------	-------------------	--

It is the intent of the 2015 general assembly that the above appropriations for summer school shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for that state fiscal year, then the department of education shall reduce the distributions proportionately.

ADULT LEARNERS

Total Operating Expense	29,403,000	36,927,000	
--------------------------------	-------------------	-------------------	--

EARLY INTERVENTION PROGRAM AND READING DIAGNOSTIC ASSESSMENT

Total Operating Expense	4,018,030	4,012,000	
--------------------------------	------------------	------------------	--

HEA 1001 — CC 2



The above appropriation for the early intervention program may be used for grants to local school corporations for grant proposals for early intervention programs.

The foregoing appropriations may be used by the department for the reading diagnostic assessment and subsequent remedial programs or activities. The reading diagnostic assessment program, as approved by the board, is to be made available on a voluntary basis to all Indiana public and accredited nonpublic school first and second grade students upon the approval of the governing body of school corporations. The board shall determine how the funds will be distributed for the assessment and related remediation. The department or its representative shall provide progress reports on the assessment as requested by the board.

NATIONAL SCHOOL LUNCH PROGRAM

Total Operating Expense	5,125,000	5,125,000
-------------------------	-----------	-----------

MARION COUNTY DESEGREGATION COURT ORDER

Total Operating Expense	9,164,364	4,239,094
-------------------------	-----------	-----------

The foregoing appropriations for court ordered desegregation costs are made under order No. IP 68-C-225-S of the United States District Court for the Southern District of Indiana. If the sums herein appropriated are insufficient to enable the state to meet its obligations, then there are hereby appropriated from the state general fund such further sums as may be necessary for such purpose.

TEXTBOOK REIMBURSEMENT

Total Operating Expense	39,000,000	39,000,000
-------------------------	------------	------------

Before a school corporation or an accredited nonpublic school may receive a distribution under the textbook reimbursement program, the school corporation or accredited nonpublic school shall provide to the department the requirements established in IC 20-33-5-2. The department shall provide to the family and social services administration (FSSA) all data required for FSSA to meet the data collection reporting requirement in 45 CFR 265. The family and social services administration, division of family resources, shall apply all qualifying expenditures for the textbook reimbursement program toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

TESTING

Total Operating Expense	26,300,000	26,300,000
-------------------------	------------	------------

The above appropriations are for summative assessments (including special education



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

alternate assessments) in English, language arts, mathematics (grades 3 through 8 and 10), social studies (grades 5 and 7), and science (grades 4, 6, and 10), the IREAD-3 test (grade 3), and the end-of-course tests (GQE) for algebra I and English 10.

REMEDIATION TESTING

Total Operating Expense	12,310,000	12,310,000
--------------------------------	-------------------	-------------------

The above appropriations for remediation testing are for grants to public and accredited nonpublic schools through the department of education. Public and accredited nonpublic schools shall use the grants to fund formative tests to identify students that require remediation. Prior to distribution to public and accredited nonpublic schools, the grant amounts and formula shall be submitted to the state board of education and the budget agency for review and approval, and the department of education shall provide a report to the state budget committee.

The above appropriation for remediation testing includes \$310,000 each fiscal year for the department of education to pay for college and career readiness examinations.

ADVANCED PLACEMENT PROGRAM

Other Operating Expense	3,950,000	4,200,000
--------------------------------	------------------	------------------

The above appropriations for the Advanced Placement Program are to provide funding for students of accredited public and nonpublic schools to take the College Board’s Advanced Placement math, English, and science exams and to supplement any federal funds awarded for non-math-and-science and English Advanced Placement exams taken by students qualified for the Free or Reduced Lunch program. Any remaining funds available after exam fees have been paid shall be prioritized for use by teachers of math and science Advanced Placement courses to attend professional development training for those courses.

PSAT PROGRAM

Other Operating Expense	1,800,000	1,800,000
--------------------------------	------------------	------------------

The above appropriations for the PSAT program are to provide funding for students of accredited public and nonpublic schools in grade ten (10) and eleven (11) to take the PSAT exam.

NON-ENGLISH SPEAKING PROGRAM

Personal Services	76,701	74,321
Other Operating Expense	10,171,963	10,418,247

The above appropriations for the Non-English Speaking Program are for pupils



who have a primary language other than English and limited English proficiency, as determined by using a standard proficiency examination that has been approved by the department of education.

The grant amount is two hundred dollars (\$200) per pupil. It is the intent of the 2015 general assembly that the above appropriations for the Non-English Speaking Program shall be the total allowable state expenditure for the program. If the expected distributions are anticipated to exceed the total appropriations for the state fiscal year, the department of education shall reduce each school corporation's distribution proportionately.

GIFTED AND TALENTED EDUCATION PROGRAM		
Personal Services	75,103	72,783
Other Operating Expense	12,475,313	12,475,313
EXCELLENCE IN PERFORMANCE AWARDS		
Total Operating Expense	2,000,000	2,000,000

The above appropriation shall be used to make grants to focus and priority school corporations and charter schools to be used to make cash awards to effective and highly effective teachers. The department shall develop policies and procedures to administer the program. The program shall include guidelines that permit all school corporations and charter schools to apply for a grant. The guidelines must specify that in order to receive a grant a school must have a system of performance evaluations that meets the requirements of IC 20-28-11.5. The above funds are available for allotment by the budget agency after approval by the state board of education and review by the state budget committee.

TURNAROUND SUPPORT		
Total Operating Expense	3,000,000	3,000,000
PRIMETIME		
Personal Services	100,179	96,469
Other Operating Expense	58,061	58,061
DRUG FREE SCHOOLS		
Total Operating Expense	36,656	36,656
ALTERNATIVE EDUCATION		
Total Operating Expense	6,145,407	6,142,909

The above appropriation includes funding to provide \$7,500 for each child attending a charter school operated by an accredited hospital specializing in the treatment of alcohol or drug abuse. This funding is in addition to tuition support for the charter



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

school.

SENATOR DAVID C. FORD EDUCATIONAL TECHNOLOGY PROGRAM (IC 20-20-13)

Build Indiana Fund (IC 4-30-17)

Total Operating Expense	3,092,275	3,086,072
--------------------------------	------------------	------------------

The department shall use the funds to make grants to school corporations to promote student learning through the use of technology. Notwithstanding distribution guidelines in IC 20-20-13, the department shall develop guidelines for distribution of the grants. Up to \$200,000 may be used each year to support the operation of the office of the special assistant to the superintendent of public instruction for technology.

SCHOOL BUSINESS OFFICIALS LEADERSHIP ACADEMY

Total Operating Expense	150,000	150,000
--------------------------------	----------------	----------------

The department shall make available the foregoing appropriations to the Indiana Association of School Business Officials to assist in the creation of an academy designed to strengthen the management and leadership skills of practicing Indiana school business officials.

PROFESSIONAL STANDARDS DIVISION

From the General Fund

2,081,453	2,009,257
------------------	------------------

From the Professional Standards Fund (IC 20-28-2-10)

842,940	842,940
----------------	----------------

Augmentation allowed.

The amounts specified from the General Fund and the Professional Standards Fund are for the following purposes:

Personal Services	1,906,295	1,834,099
Other Operating Expense	1,018,098	1,018,098

The above appropriations for the Professional Standards Division do not include funds to pay stipends for mentor teachers.

FOR THE INDIANA PUBLIC RETIREMENT SYSTEM

TEACHERS' POSTRETIREMENT PENSION INCREASES

Other Operating Expense	73,485,000	75,690,000
--------------------------------	-------------------	-------------------

The appropriations for postretirement pension increases are made for those benefits



<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

and adjustments provided in IC 5-10.4 and IC 5-10.2-5.

TEACHERS' RETIREMENT FUND DISTRIBUTION

Other Operating Expense	763,315,000	765,310,000
Augmentation allowed.		

If the amount actually required under the pre-1996 account of the teachers' retirement fund for actual benefits for the Post Retirement Pension Increases that are funded on a "pay as you go" basis plus the base benefits under the pre-1996 account of the teachers' retirement fund is:

- (1) greater than the above appropriations for a year, after notice to the governor and the budget agency of the deficiency, the above appropriation for the year shall be augmented from the state general fund. Any augmentation shall be included in the required pension stabilization calculation under IC 5-10.4; or
- (2) less than the above appropriations for a year, the excess shall be retained in the state general fund. The portion of the benefit funded by the annuity account and the actuarially funded Post Retirement Pension Increases shall not be part of this calculation.

The above appropriation for fiscal year 2016 includes \$20,300,000 to fund a thirteenth check.

C. OTHER EDUCATION

FOR THE EDUCATION EMPLOYMENT RELATIONS BOARD

Personal Services	625,054	605,286
Other Operating Expense	361,199	361,199

FOR THE STATE LIBRARY

Personal Services	2,302,674	2,224,374
Other Operating Expense	376,861	376,861

STATEWIDE LIBRARY SERVICES

Total Operating Expense	1,298,258	1,274,428
--------------------------------	------------------	------------------

The foregoing appropriations for statewide library services will be used to provide services to libraries across the state. These services may include, but will not be limited to, programs, including Wheels, I*Ask, and professional development. The state library shall identify statewide library services that are to be provided by a vendor. Those services identified by the library shall be procured through a competitive process using one (1) or more requests for proposals covering the service.

LIBRARY SERVICES FOR THE BLIND - ELECTRONIC NEWSLINES



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Other Operating Expense	125,000	125,000	
ACADEMY OF SCIENCE			
Total Operating Expense	7,046	7,046	
FOR THE ARTS COMMISSION			
Personal Services	471,807	457,334	
Other Operating Expense	2,919,058	2,919,058	

The foregoing appropriation to the arts commission includes \$650,000 each year to provide grants under IC 4-23-2.5 to:

- (1) the arts organizations that have most recently qualified for general operating support as major arts organizations as determined by the arts commission;
- and
- (2) the significant regional organizations that have most recently qualified for general operating support as mid-major arts organizations, as determined by the arts commission and its regional re-granting partners.

FOR THE HISTORICAL BUREAU			
Personal Services	318,374	307,967	
Other Operating Expense	16,053	16,053	
HISTORICAL MARKER PROGRAM			
Total Operating Expense			20,350

SECTION 10. [EFFECTIVE JULY 1, 2015]

DISTRIBUTIONS

**FOR THE AUDITOR OF STATE
GAMING TAX**

Total Operating Expense	61,429,233	53,583,087
-------------------------	------------	------------

SECTION 11. [EFFECTIVE JULY 1, 2015]

The following allocations of federal funds are available for career and technical education under the Carl D. Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2301 et seq. for Career and Technical Education). These funds shall be received by the state board of education, and may be allocated by the budget agency after consultation with the board of education and any other state agencies, commissions, or organizations required by state law. Funds shall be allocated to these agencies in accordance with the allocations specified below:



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

STATE PROGRAMS AND LEADERSHIP

1,960,000 1,960,000

SECONDARY VOCATIONAL PROGRAMS

14,988,905 14,988,905

POSTSECONDARY VOCATIONAL PROGRAMS

7,400,345 7,400,345

SECTION 12. [EFFECTIVE JULY 1, 2015]

In accordance with IC 20-20-38, the budget agency, with the advice of the board of education and the budget committee, may proportionately augment or reduce an allocation of federal funds made under SECTION 11 of this act.

SECTION 13. [EFFECTIVE JULY 1, 2015]

Utility bills for the month of June, travel claims covering the period June 16 to June 30, payroll for the period of the last half of June, any interdepartmental bills for supplies or services for the month of June, and any other miscellaneous expenses incurred during the period June 16 to June 30 shall be charged to the appropriation for the succeeding year. No interdepartmental bill shall be recorded as a refund of expenditure to any current year allotment account for supplies or services rendered or delivered at any time during the preceding June period.

SECTION 14. [EFFECTIVE JULY 1, 2015]

The budget agency, under IC 4-10-11, IC 4-12-1-13, and IC 4-13-1, in cooperation with the Indiana department of administration, may fix the amount of reimbursement for traveling expenses (other than transportation) for travel within the limits of Indiana. This amount may not exceed actual lodging and miscellaneous expenses incurred. A person in travel status, as defined by the state travel policies and procedures established by the Indiana department of administration and the budget agency, is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service.

All appropriations provided by this act or any other statute, for traveling and hotel expenses for any department, officer, agent, employee, person, trustee, or commissioner, are to be used only for travel within the state of Indiana, unless those expenses are incurred in traveling outside the state of Indiana on trips that previously have received approval as required by the state travel policies and procedures established by the Indiana department of administration and the budget agency. With the required approval, a reimbursement for out-of-state travel expenses



may be granted in an amount not to exceed actual lodging and miscellaneous expenses incurred. A person in travel status is entitled to a meal allowance not to exceed during any twenty-four (24) hour period the standard meal allowances established by the federal Internal Revenue Service for properly approved travel within the continental United States and a minimum of \$50 during any twenty-four (24) hour period for properly approved travel outside the continental United States. However, while traveling in Japan, the minimum meal allowance shall not be less than \$90 for any twenty-four (24) hour period. While traveling in Korea and Taiwan, the minimum meal allowance shall not be less than \$85 for any twenty-four (24) hour period. While traveling in Singapore, China, Great Britain, Germany, the Netherlands, and France, the minimum meal allowance shall not be less than \$65 for any twenty-four (24) hour period.

In the case of the state supported institutions of postsecondary education, approval for out-of-state travel may be given by the chief executive officer of the institution, or the chief executive officer's authorized designee, for the chief executive officer's respective personnel.

Before reimbursing overnight travel expenses, the auditor of state shall require documentation as prescribed in the state travel policies and procedures established by the Indiana department of administration and the budget agency. No appropriation from any fund may be construed as authorizing the payment of any sum in excess of the standard mileage rates for personally owned transportation equipment established by the federal Internal Revenue Service when used in the discharge of state business. The Indiana department of administration and the budget agency may adopt policies and procedures relative to the reimbursement of travel and moving expenses of new state employees and the reimbursement of travel expenses of prospective employees who are invited to interview with the state.

SECTION 15. [EFFECTIVE JULY 1, 2015]

Notwithstanding IC 4-10-11-2.1, the salary per diem of members of boards, commissions, and councils who are entitled to a salary per diem is equal to \$100 per day. However, members of boards, commissions, or councils who receive an annual or a monthly salary paid by the state are not entitled to the salary per diem provided in IC 4-10-11-2.1.

SECTION 16. [EFFECTIVE JULY 1, 2015]

No payment for personal services shall be made by the auditor of state unless the payment has been approved by the budget agency or the designee of the budget agency.



SECTION 17. [EFFECTIVE JULY 1, 2015]

No warrant for operating expenses, capital outlay, or fixed charges shall be issued to any department or an institution unless the receipts of the department or institution have been deposited into the state treasury for the month. However, if a department or an institution has more than \$10,000 in daily receipts, the receipts shall be deposited into the state treasury daily.

SECTION 18. [EFFECTIVE JULY 1, 2015]

In case of loss by fire or any other cause involving any state institution or department, the proceeds derived from the settlement of any claim for the loss shall be deposited in the state treasury, and the amount deposited is hereby reappropriated to the institution or department for the purpose of replacing the loss. If it is determined that the loss shall not be replaced, any funds received from the settlement of a claim shall be deposited into the state general fund.

SECTION 19. [EFFECTIVE JULY 1, 2015]

If an agency has computer equipment in excess of the needs of that agency, then the excess computer equipment may be sold under the provisions of surplus property sales, and the proceeds of the sale or sales shall be deposited in the state treasury. The amount so deposited is hereby reappropriated to that agency for other operating expenses of the then current year, if approved by the director of the budget agency.

SECTION 20. [EFFECTIVE JULY 1, 2015]

This act does not authorize any rehabilitation and repairs to any state buildings, nor does it allow that any obligations be incurred for lands and structures, without the prior approval of the budget director or the director's designee. This SECTION does not apply to contracts for the state universities supported in whole or in part by state funds.

SECTION 21. [EFFECTIVE JULY 1, 2015]

If an agency has an annual appropriation fixed by law, and if the agency also receives an appropriation in this act for the same function or program, the appropriation in this act supersedes any other appropriations and is the total appropriation for the agency for that program or function.

SECTION 22. [EFFECTIVE JULY 1, 2015]



The balance of any appropriation or funds heretofore placed or remaining to the credit of any division of the state of Indiana, and any appropriation or funds provided in this act placed to the credit of any division of the state of Indiana, the powers, duties, and functions whereof are assigned and transferred to any department for salaries, maintenance, operation, construction, or other expenses in the exercise of such powers, duties, and functions, shall be transferred to the credit of the department to which such assignment and transfer is made, and the same shall be available for the objects and purposes for which appropriated originally.

SECTION 23. [EFFECTIVE JULY 1, 2015]

The director of the division of procurement of the Indiana department of administration, or any other person or agency authorized to make purchases of equipment, shall not honor any requisition for the purchase of an automobile that is to be paid for from any appropriation made by this act or any other act, unless the following facts are shown to the satisfaction of the commissioner of the Indiana department of administration or the commissioner's designee:

- (1) In the case of an elected state officer, it shall be shown that the duties of the office require driving about the state of Indiana in the performance of official duty.**
- (2) In the case of department or commission heads, it shall be shown that the statutory duties imposed in the discharge of the office require traveling a greater distance than one thousand (1,000) miles each month or that they are subject to official duty call at all times.**
- (3) In the case of employees, it shall be shown that the major portion of the duties assigned to the employee require travel on state business in excess of one thousand (1,000) miles each month, or that the vehicle is identified by the agency as an integral part of the job assignment.**

In computing the number of miles required to be driven by a department head or an employee, the distance between the individual's home and office or designated official station is not to be considered as a part of the total. Department heads shall annually submit justification for the continued assignment of each vehicle in their department, which shall be reviewed by the commissioner of the Indiana department of administration, or the commissioner's designee. There shall be an insignia permanently affixed on each side of all state owned cars, designating the cars as being state owned. However, this requirement does not apply to state owned cars driven by elected state officials or to cases where the commissioner of the Indiana department of administration or the commissioner's designee determines that affixing insignia on state owned cars would hinder or handicap the persons driving the cars in the performance of their official duties.



SECTION 24. [EFFECTIVE JULY 1, 2015]

When budget agency approval or review is required under this act, the budget agency may refer to the budget committee any budgetary or fiscal matter for an advisory recommendation. The budget committee may hold hearings and take any actions authorized by IC 4-12-1-11, and may make an advisory recommendation to the budget agency.

SECTION 25. [EFFECTIVE JULY 1, 2015]

The governor of the state of Indiana is solely authorized to accept on behalf of the state any and all federal funds available to the state of Indiana. Federal funds received under this SECTION are appropriated for purposes specified by the federal government, subject to allotment by the budget agency. The provisions of this SECTION and all other SECTIONS concerning the acceptance, disbursement, review, and approval of any grant, loan, or gift made by the federal government or any other source to the state or its agencies and political subdivisions shall apply, notwithstanding any other law.

SECTION 26. [EFFECTIVE JULY 1, 2015]

Federal funds received as revenue by a state agency or department are not available to the agency or department for expenditure until allotment has been made by the budget agency under IC 4-12-1-12(d).

SECTION 27. [EFFECTIVE JULY 1, 2015]

A contract or an agreement for personal services or other services may not be entered into by any agency or department of state government without the approval of the budget agency or the designee of the budget director.

SECTION 28. [EFFECTIVE JULY 1, 2015]

Except in those cases where a specific appropriation has been made to cover the payments for any of the following, the auditor of state shall transfer, from the personal services appropriations for each of the various agencies and departments, necessary payments for Social Security, public employees' retirement, health insurance, life insurance, and any other similar payments directed by the budget agency.



SECTION 29. [EFFECTIVE JULY 1, 2015]

Subject to SECTION 24 of this act as it relates to the budget committee, the budget agency with the approval of the governor may withhold allotments of any or all appropriations contained in this act for the 2015-2017 biennium, if it is considered necessary to do so in order to prevent a deficit financial situation.

SECTION 30. [EFFECTIVE JULY 1, 2015]

CONSTRUCTION

For the 2015-2017 biennium, the following amounts, from the funds listed as follows, are hereby appropriated to provide for the construction, reconstruction, rehabilitation, repair, purchase, rental, and sale of state properties, capital lease rentals, and the purchase and sale of land, including equipment for such properties and other projects as specified.

State General Fund - Lease Rentals	
	346,460,011
State General Fund - Construction	
	230,735,042
State Police Building Account (IC 9-29-1-4)	
	6,762,998
Law Enforcement Academy Building Fund (IC 5-2-1-13(a))	
	736,078
Cigarette Tax Fund (IC 6-7-1-29.1)	
	3,600,000
Veterans' Home Building Fund (IC 10-17-9-7)	
	1,800,000
Mine Subsidence Insurance Fund (IC 27-7-9-7)	
	2,000,000
Postwar Construction Fund (IC 7.1-4-8-1)	
	31,372,642
Regional Health Care Construction Account (IC 4-12-8.5)	
	24,652,433
Build Indiana Fund (IC 4-30-17)	
	4,600,000
Securities Division Enforcement Account (IC 23-19-6-1)	
	2,500,000
State Bicentennial Capital Account (IC 4-12-1-14.9)	
	53,500,000



	<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

State Highway Fund (IC 8-23-9-54)	21,240,000		
Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)	25,200,000		
TOTAL	755,159,204		

The allocations provided under this SECTION are made from the state general fund, unless specifically authorized from other designated funds by this act. The budget agency, with the approval of the governor, in approving the allocation of funds pursuant to this SECTION, shall consider, as funds are available, allocations for the following specific uses, purposes, and projects:

A. GENERAL GOVERNMENT

FOR THE STATE BUDGET AGENCY

Aviation Technology Center	2,285,632
Airport Facilities Leases	40,136,288
Stadium Lease Rental	166,544,023
Convention Center Lease Rental	48,468,078
State Fair Lease Rental	8,524,426
Indiana Motorsports Commission	4,000,000
Northwest Indiana Regional Development Authority	12,000,000

DEPARTMENT OF ADMINISTRATION

Preventive Maintenance	8,688,334
Repair and Rehabilitation	18,753,760
State Bicentennial Capital Account (IC 4-12-1-14.9)	
Bicentennial Plaza	2,000,000
Education Center for Bicentennial Legacy Project	2,500,000
State Archives New Facility	25,000,000
State Police Building Account (IC 9-29-1-4)	
State Police Fleet	4,000,000

DEPARTMENT OF ADMINISTRATION - LEASES

General Fund	
Lease - Wabash Valley Correctional Facility Capital Lease	30,662,060
Lease - New Castle Correctional Facility Capital Lease	26,905,504
Lease - LaRue Carter Hospital Capital Lease	10,934,000
Regional Health Care Construction Account (IC 4-12-8.5)	
Lease - Evansville State Hospital Capital Lease	7,709,511

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Lease - Southeast Regional Treatment Facility Capital Lease			10,808,390
Lease - Logansport State Hospital Capital Lease			6,134,532
INDIANA OFFICE OF TECHNOLOGY			
Operational Technology Enhancements			10,000,000
SECRETARY OF STATE			
Business One Stop			6,600,000
Securities Division Enforcement Account (IC 23-19-6-1)			
Business One Stop			2,500,000
INDIANA STATE FAIR			
Repair and Rehabilitation			4,000,000

B. PUBLIC SAFETY

(1) LAW ENFORCEMENT

INDIANA STATE POLICE			
State Police Building Account (IC 9-29-1-4)			
Preventive Maintenance			1,266,998
Repair and Rehabilitation			1,496,000
FORENSIC LAB			
Repair and Rehabilitation			2,587,440
LAW ENFORCEMENT TRAINING BOARD			
Law Enforcement Academy Building Fund (IC 5-2-1-13(a))			
Preventive Maintenance			346,078
Repair and Rehabilitation			390,000
ADJUTANT GENERAL			
Preventive Maintenance			657,374
Repair and Rehabilitation			3,467,627

(2) CORRECTIONS

DEPARTMENT OF CORRECTION			
Preventive Maintenance			100,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			450,000
STATE PRISON			
Preventive Maintenance			1,100,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			482,000
PENDLETON CORRECTIONAL FACILITY			
Preventive Maintenance			1,300,000

HEA 1001 — CC 2



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			771,558
WOMEN'S PRISON			
Preventive Maintenance			360,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			1,375,000
NEW CASTLE CORRECTIONAL FACILITY			
Preventive Maintenance			100,000
PUTNAMVILLE CORRECTIONAL FACILITY			
Preventive Maintenance			800,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			1,775,500
INDIANAPOLIS RE-ENTRY EDUCATION FACILITY			
Preventive Maintenance			360,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			150,000
BRANCHVILLE CORRECTIONAL FACILITY			
Preventive Maintenance			360,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			760,000
WESTVILLE CORRECTIONAL FACILITY			
Preventive Maintenance			1,040,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			4,228,463
ROCKVILLE CORRECTIONAL FACILITY			
Preventive Maintenance			500,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			3,427,440
PLAINFIELD CORRECTIONAL FACILITY			
Preventive Maintenance			950,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			2,537,000
RECEPTION AND DIAGNOSTIC CENTER			
Preventive Maintenance			210,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			200,000
CORRECTIONAL INDUSTRIAL FACILITY			
Preventive Maintenance			600,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			150,000
WABASH VALLEY CORRECTIONAL FACILITY			



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Preventive Maintenance			527,354
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			1,442,247
CHAIN O' LAKES CORRECTIONAL FACILITY			
Preventive Maintenance			90,000
MADISON CORRECTIONAL FACILITY			
Preventive Maintenance			315,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			200,000
MIAMI CORRECTIONAL FACILITY			
Preventive Maintenance			900,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			1,073,560
CAMP SUMMIT CORRECTIONAL FACILITY			
Preventive Maintenance			80,000
EDINBURGH CORRECTIONAL FACILITY			
Preventive Maintenance			80,000
HENRYVILLE CORRECTIONAL FACILITY			
Preventive Maintenance			50,000
PENDLETON JUVENILE CORRECTIONAL FACILITY			
Preventive Maintenance			300,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			2,192,256
NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY			
Preventive Maintenance			120,000
MADISON JUVENILE CORRECTIONAL FACILITY			
Preventive Maintenance			435,000

C. CONSERVATION AND ENVIRONMENT

DEPARTMENT OF NATURAL RESOURCES - GENERAL ADMINISTRATION			
Preventive Maintenance			300,000
Repair and Rehabilitation			2,062,250
FISH AND WILDLIFE			
Preventive Maintenance			3,100,008
Repair and Rehabilitation			896,750
FORESTRY			
Preventive Maintenance			2,850,000
Repair and Rehabilitation			1,357,000
NATURE PRESERVES			
Preventive Maintenance			635,550



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Repair and Rehabilitation			709,164
OUTDOOR RECREATION			
Preventive Maintenance			60,000
Interlake Boat Launch			200,000
STATE PARKS AND RESERVOIR MANAGEMENT			
Preventive Maintenance			3,165,350
Repair and Rehabilitation			11,023,662
Nature Center Education			1,050,000
Wyandotte Caves Facility Upgrades			1,700,000
Whitewater Memorial State Park/Brookville Lake Facility Upgrades			2,300,000
State Bicentennial Capital Account (IC 4-12-1-14.9)			
Bicentennial Inn at Potato Creek			24,000,000
Cigarette Tax Fund (IC 6-7-1-29.1)			
Preventive Maintenance			3,600,000
DIVISION OF WATER			
Preventive Maintenance			160,000
Repair and Rehabilitation			4,068,500
Great Lakes Protection Fund			16,000,000
ENFORCEMENT			
Preventive Maintenance			588,000
Repair and Rehabilitation			990,000
ENTOMOLOGY			
Repair and Rehabilitation			275,000
INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION			
Preventive Maintenance			2,273,767
Repair and Rehabilitation			1,058,000
Bicentennial Match			2,000,000
WAR MEMORIALS COMMISSION			
Preventive Maintenance			1,234,000
Repair and Rehabilitation			1,700,000
Civil War Battle Flags Restoration			200,000
KANKAKEE RIVER BASIN COMMISSION			
Build Indiana Fund (IC 4-30-17)			
Repair and Rehabilitation			600,000
 D. TRANSPORTATION			
 DEPARTMENT OF TRANSPORTATION - BUILDINGS AND GROUNDS			
State Highway Fund (IC 8-23-9-54)			
Preventive Maintenance			4,450,000
Construction of the Plymouth Subdistrict Building			4,800,000



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Construction of the Plymouth Subdistrict Salt Building			1,600,000
Construction of the New Haven Unit Salt Building			1,200,000
Constuction of the Shelbyville Unit Free Standing Unit/Salt Building			240,000
Architectural/Engineering Fee for the Petersburg Unit/Salt Building			225,000
Construction of the New Haven Unit Building			2,200,000
Construction of the Petersburg Unit Building			2,200,000
Construction of the Petersburg Unit Salt Building			1,200,000
Construction of the Kokomo Unit Salt Building			1,250,000
Re-roof Materials and Test Building			1,400,000
Architectural/Engineering Fee for the Crawfordsville Subdistrict Building			475,000

The above appropriations for highway buildings and grounds may be used for land acquisition, site development, construction, and equipping of new highway facilities and for maintenance, repair, and rehabilitation of existing state highway facilities after review by the budget committee.

AIRPORT DEVELOPMENT

Build Indiana Fund (IC 4-30-17)

Airport Development **4,000,000**

The foregoing allocations for the Indiana department of transportation are for airport development and shall be used for the purpose of assisting local airport authorities and local units of government in matching available federal funds under the airport improvement program and for matching federal grants for airport planning and for the other airport studies. Matching grants of aid shall be made in accordance with the approved annual capital improvements program of the Indiana department of transportation and with the approval of the governor and the budget agency.

E. FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS

(1) FAMILY AND SOCIAL SERVICES ADMINISTRATION

EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER

Preventive Maintenance **66,000**

Postwar Construction Fund (IC 7.1-4-8-1)

Repair and Rehabilitation **299,468**

EVANSVILLE STATE HOSPITAL

Preventive Maintenance **783,924**

Postwar Construction Fund (IC 7.1-4-8-1)

Repair and Rehabilitation **678,400**

MADISON STATE HOSPITAL



	<i>FY 2015-2016 Appropriation</i>	<i>FY 2016-2017 Appropriation</i>	<i>Biennial Appropriation</i>
Preventive Maintenance			928,208
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			686,400
LOGANSPORT STATE HOSPITAL			
Preventive Maintenance			863,144
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			831,750
RICHMOND STATE HOSPITAL			
Preventive Maintenance			1,100,000
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			1,169,600
LARUE CARTER MEMORIAL HOSPITAL			
Preventive Maintenance			1,833,118
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			1,665,000
 (2) PUBLIC HEALTH			
 SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED			
Preventive Maintenance			565,714
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			2,435,000
SCHOOL FOR THE DEAF			
Preventive Maintenance			565,714
Postwar Construction Fund (IC 7.1-4-8-1)			
Repair and Rehabilitation			2,392,000
 (3) VETERANS' AFFAIRS			
 INDIANA VETERANS' HOME			
Veterans' Home Building Fund (IC 10-17-9-7)			
Preventive Maintenance			1,500,000
Repair and Rehabilitation			300,000
 F. EDUCATION			
 HIGHER EDUCATION			
 INDIANA UNIVERSITY - TOTAL SYSTEM			
Repair and Rehabilitation			24,687,310
Regional Campus Deferred Maintenance			12,500,000



<i>FY 2015-2016</i>	<i>FY 2016-2017</i>	<i>Biennial</i>
<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>

Each year a plan to address the deferred maintenance at each regional campus must be approved by the Commission for Higher Education. Projects must be focused on student success.

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)	
Evansville Multi-Institutional Health and Sciences Center	25,200,000

It is the intent of the 2015 General Assembly that \$19,200,000 of the above appropriation for the Evansville Multi-Institutional Health and Sciences Center be allocated to the Indiana University School of Medicine and that \$6,000,000 be allocated to the University of Southern Indiana.

PURDUE UNIVERSITY - TOTAL SYSTEM

Repair and Rehabilitation	21,134,880
Purdue Calumet Emerging Technologies Building A&E	2,400,000
Regional Campus Deferred Maintenance - IPFW	10,000,000
Regional Campus Deferred Maintenance - Calumet	1,250,000
Regional Campus Deferred Maintenance - North Central	1,250,000

Each year a plan to address the deferred maintenance at each regional campus must be approved by the Commission for Higher Education. Projects must be focused on student success.

INDIANA STATE UNIVERSITY

Repair and Rehabilitation	2,766,164
---------------------------	-----------

UNIVERSITY OF SOUTHERN INDIANA

Repair and Rehabilitation	1,997,500
---------------------------	-----------

BALL STATE UNIVERSITY

Repair and Rehabilitation	5,294,986
---------------------------	-----------

VINCENNES UNIVERSITY

Repair and Rehabilitation	1,765,094
---------------------------	-----------

Building Controls Upgrades/Replacement	1,500,000
--	-----------

Mine Subsidence Insurance Fund (IC 27-7-9-7)

Mock Mine Safety Training Facility	2,000,000
------------------------------------	-----------

IVY TECH COMMUNITY COLLEGE

Repair and Rehabilitation	6,094,396
---------------------------	-----------

SECTION 31. [EFFECTIVE JULY 1, 2015]

The budget agency may employ one (1) or more architects or engineers to inspect

HEA 1001 — CC 2



construction, rehabilitation, and repair projects covered by the appropriations in this act or previous acts.

SECTION 32. [EFFECTIVE UPON PASSAGE]

If any part of a construction or rehabilitation and repair appropriation made by this act or any previous acts has not been allotted or encumbered before the expiration of two (2) biennia, the budget agency may determine that the balance of the appropriation is not available for allotment. The appropriation may be terminated, and the balance may revert to the fund from which the original appropriation was made. However, for the state fiscal year ending June 30, 2015, public universities may elect to have reverted a portion of such construction or rehabilitation and repair appropriation that is equal to and in lieu of reversions from operating funds or other general fund line items.

SECTION 33. [EFFECTIVE JULY 1, 2015]

The budget agency may retain balances in the mental health fund at the end of any fiscal year to ensure there are sufficient funds to meet the service needs of the developmentally disabled and the mentally ill in any year.

SECTION 34. [EFFECTIVE JULY 1, 2015]

If the budget director determines at any time during the biennium that the executive branch of state government cannot meet its statutory obligations due to insufficient funds in the general fund, then notwithstanding IC 4-10-18, the budget agency, with the approval of the governor and after review by the budget committee, may transfer from the counter-cyclical revenue and economic stabilization fund to the general fund any additional amount necessary to maintain a positive balance in the general fund.

SECTION 35. [EFFECTIVE JULY 1, 2015] (a) The trustees of the following institutions may issue and sell bonds under IC 21-34, subject to the approvals required by IC 21-33-3, for the following projects if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Indiana University	
Bloomington Campus	
Old Crescent Renovation - Phase II	48,500,000
Purdue University	
West Lafayette Campus	
Agricultural and Life Sciences Facility	35,000,000
Indiana State University	
College of Nursing, Health, and Human Services	
Renovation	64,000,000



Hulman Center Renovation	75,000,000
University of Southern Indiana	
Classroom Renovation and Expansion	8,000,000
Ball State University	
STEM and Health Professions Facility	
Project, Phase I	62,500,000
Vincennes University	
Center for Science, Engineering, and	
Mathematics	20,000,000

(b) Of the authorizations for projects in subsection (a), the maximum amount eligible for fee replacement is the authorized amount, except for the Indiana State University, Hulman Center Renovation project, the maximum amount eligible for fee replacement is thirty-seven million five hundred thousand dollars (\$37,500,000).

SECTION 36. IC 2-5-21-9, AS AMENDED BY P.L.53-2014, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) Subject to the direction of the council **and subsection (d)**, the subcommittee shall do the following:

- (1) Annually recommend to the legislative council the agencies and programs to be reviewed by the staff and a committee to receive and evaluate the agencies and programs selected for review after the review is completed.
- (2) Direct the staff in performing reviews of agencies and programs.
- (3) Perform other functions assigned by the council.

(b) The council shall determine which agencies and programs to review.

(c) Unless assigned by the legislative council to a committee established under IC 2-5-1.3, the subcommittee shall do the following:

- (1) Evaluate the results of the review.
- (2) Determine whether additional corrective or other legislation is required.

If the legislative council assigns the duties under this subsection to a committee established under IC 2-5-1.3, the assigned committee has the duties and powers of the subcommittee established by this chapter.

(d) In 2015, the staff of the legislative services agency shall evaluate the role and governance of Indiana University-Purdue University Fort Wayne and potential models for the role and governance of Indiana University-Purdue University Fort Wayne after June 30, 2016. The study may cover any subject that is relevant to the role of or governance of Indiana University-Purdue University Fort Wayne. Section 13 of this chapter does not apply to the study. Section 21 of this chapter applies to the study. The president of Purdue University, the president of Indiana University, and the chancellor of Indiana University-Purdue University Fort Wayne shall each provide the executive director of the legislative services agency with contact information for an individual who will be primarily responsible for coordinating submission of information required or requested from the university under section 21 of this chapter. The initial contact information must be provided before May 16, 2015. For the purposes of the study under this section, which is conducted for the council:

- (1) Purdue University, its boards, its officers, and its employees;**
- (2) Indiana University-Purdue University Fort Wayne, its officers, and its employees; and**
- (3) Indiana University, its boards, its officers, and its employees;**



shall respond to data or information requests, including requests for confidential data or information with respect to Indiana University-Purdue University Fort Wayne, from the executive director of the legislative services agency in a complete and timely manner. Information requested under this section shall be delivered to the executive director of the legislative services agency in the form and in the manner specified by the executive director of the legislative services agency. The legislative services agency shall maintain the confidentiality of confidential information received under this section. A final report shall be distributed to the legislative council before January 16, 2016. The report must include, as an appendix, any role and governance proposals or plans recommended by and agreements entered into by Purdue University or Indiana University before December 16, 2015.

SECTION 37. IC 4-3-22-4, AS ADDED BY P.L.246-2005, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. The director is responsible and accountable for and has authority over the following:

- (1) All functions performed by the following:
 - (A) The budget agency.
 - (B) The department of state revenue.
 - (C) The department of local government finance.
 - (D) The Indiana finance authority.
 - (E) The office of state based initiatives.**

The directors of these agencies, departments, and offices shall report to the director and administer their offices and agencies in compliance with the policies and procedures related to fiscal management that are established by the OMB and approved by the governor.

- (2) All budgeting, accounting, and spending functions within the various agencies, departments, and programs of state government.

SECTION 38. IC 4-3-24 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

Chapter 24. Office of State Based Initiatives

Sec. 1. As used in this chapter, "office" means the office of state based initiatives established by section 3 of this chapter.

Sec. 2. As used in this chapter, "state agency" has the meaning set forth in IC 4-13-1-1.

Sec. 3. (a) The Indiana office of state based initiatives is established.

(b) The governor shall appoint the director of the office.

Sec. 4. In coordination with state agencies, the office shall:

- (1) review the state's federal grant opportunities; and**
- (2) subject each federal grant opportunity to a cost-benefit analysis that will measure the fiscal impact and regulatory impact of the grant to determine whether or not the federal grant opportunity should be pursued.**

Sec. 5. A state agency may not participate in a federal grant opportunity unless the state agency has received approval to do so from the office.

Sec. 6. (a) A state agency that receives federal funds must develop, in coordination with the office, a block grant contingency plan that does at least the following:

- (1) Evaluates whether and how Indiana could use federal funds more effectively without federal constraints, including an evaluation of opportunities for interagency collaboration.**
- (2) Identifies specific action items that are significant in solving issues caused by federal**



mandates and regulations.

(b) A state agency subject to subsection (a) must:

(1) submit a block grant contingency plan to the office before November 1, 2015, and before November 1 of each odd-numbered year thereafter; and

(2) update the block grant contingency plan regularly and provide any updates to the office.

Sec. 7. (a) The office shall before January 1 of each year publish an annual report that includes the following:

(1) A state block grant contingency plan that incorporates each state agency's block grant contingency plan and related findings by the office. The state block grant contingency plan must include options for coordination among state agencies to address issues caused by federal mandates and regulations.

(2) A study of the current impact and projected future impact of federal mandates and regulations on Indiana. The study shall be prepared by studying the data, surveying businesses, and speaking with citizens of Indiana.

(b) The office shall submit the annual report and any other published reports of the office and any findings of the office to the governor, to the members of the United States Congress representing Indiana, and (in an electronic format under IC 5-14-6) to the legislative council.

Sec. 8. In accordance with federal law, the office shall serve as the state's single point of contact to review and coordinate proposed federal financial assistance and direct federal development.

SECTION 39. IC 4-4-37 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

Chapter 37. Historic Preservation and Rehabilitation Grant Program

Sec. 1. This chapter applies after June 30, 2016.

Sec. 2. As used in this chapter, "office" refers to the office of community and rural affairs established by IC 4-4-9.7-4.

Sec. 3. As used in this chapter, "person" means any individual, partnership, firm, association, joint venture, limited liability company, or corporation.

Sec. 4. (a) As used in this chapter, "preservation" means the application of measures to sustain the form, integrity, and material of:

(1) a building or structure; or

(2) the form of property.

(b) The term includes stabilization work and the maintenance of historic building materials.

Sec. 5. (a) As used in this chapter, "qualified expenditures" means expenditures for preservation or rehabilitation that are chargeable to a capital account and limited for a project to the exterior of a building.

(b) The term does not include costs that are incurred to do the following:

(1) Acquire a property or an interest in a property.

(2) Pay taxes due on a property.

(3) Enlarge an existing structure.

(4) Pay realtor's fees associated with a structure or property.

(5) Pay paving and landscaping costs.

(6) Pay sales and marketing costs.

Sec. 6. As used in this chapter, "rehabilitation" means the process of returning a property to a state of utility through repair or alteration that makes possible an efficient contemporary use while



preserving the parts or features of the property that are significant to the historical or architectural values of the property.

Sec. 7. (a) The office may award a grant to a person in the year in which the person completes the preservation or rehabilitation of historic property and obtains the certifications required under section 8 of this chapter.

(b) The maximum amount of a grant awarded under this section is equal to twenty percent (20%) of the qualified expenditures that:

- (1)** the person makes for the preservation or rehabilitation of historic property; and
- (2)** are approved by the office.

Sec. 8. The office may award a grant to a person if all the following conditions are met:

- (1)** The historic property is:
 - (A)** located in Indiana;
 - (B)** at least fifty (50) years old; and
 - (C)** owned by the person.
- (2)** The office certifies that the historic property is listed in the register of Indiana historic sites and historic structures.
- (3)** The office certifies that the person submitted a proposed preservation or rehabilitation plan to the division that complies with the standards of the division.
- (4)** The office certifies that the preservation or rehabilitation work that is the subject of the grant substantially complies with the proposed plan referred to in subdivision (3).
- (5)** The preservation or rehabilitation work is completed in not more than:
 - (A)** two (2) years; or
 - (B)** five (5) years if the preservation or rehabilitation plan indicates that the preservation or rehabilitation is initially planned for completion in phases.

The time in which work must be completed begins when the physical work of construction or destruction in preparation for construction begins.

- (6)** The historic property is:
 - (A)** actively used in a trade or business;
 - (B)** held for the production of income; or
 - (C)** held for the rental or other use in the ordinary course of the person's trade or business.
- (7)** The qualified expenditures for preservation or rehabilitation of the historic property exceed ten thousand dollars (\$10,000).

Sec. 9. The office may provide the certifications referred to in section 8(3) and 8(4) of this chapter if a person's proposed preservation or rehabilitation plan complies with the standards of the office and the person's preservation or rehabilitation work complies with the plan.

Sec. 10. The total amount of grants awarded under this chapter in a particular state fiscal year may not exceed the amount appropriated by the general assembly to the office for making grants under this chapter in that state fiscal year.

SECTION 40. IC 4-10-22-1, AS AMENDED BY P.L.205-2013, SECTION 60, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) After the end of each odd-numbered state fiscal year, the office of management and budget shall calculate in the customary manner the total amount of state reserves as of the end of the state fiscal year. The office of management and budget shall make the calculation not later than July 31 of each odd-numbered year.

(b) The office of management and budget may not consider a balance in the state tuition reserve fund



account established by IC 4-12-1-15.7 when making the calculation required by subsection (a).

SECTION 41. IC 4-12-1-9, AS AMENDED BY P.L.205-2013, SECTION 62, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. (a) The budget agency shall assist the budget committee in the preparation of the budget report and the budget bill, using the recommendations and estimates prepared by the budget agency and the information obtained through investigation and presented at hearings. The budget committee shall consider the data, information, recommendations and estimates before it and, to the extent that there is agreement on items, matters and amounts between the budget agency and a majority of the members of the budget committee, the committee shall organize and assemble a budget report and a budget bill or budget bills. In the event the budget agency and a majority of the members of the budget committee shall differ upon any item, matter, or amount to be included in such report and bills, the recommendation of the budget agency shall be included in the budget bill or bills, and the particular item, matter or amount, and the extent of and reasons for the differences between the budget agency and the budget committee shall be stated fully in the budget report. The budget committee shall submit the budget report and the budget bill or bills to the governor before:

- (1) the second Monday of January in the year immediately following the calendar year in which the budget report and budget bill or bills are prepared, if the budget report and budget bill or bills are prepared in a calendar year other than a calendar year in which a gubernatorial election is held; or
- (2) the third Monday of January, if the budget report and budget bill or bills are prepared in the same calendar year in which a gubernatorial election is held.

The governor shall deliver to the house members of the budget committee such bill or bills for introduction into the house of representatives.

(b) Whenever during the period beginning thirty (30) days prior to a regular session of the general assembly the budget report and budget bill or bills have been completed and printed and are available for distribution, upon the request of a member of the general assembly an informal distribution of one (1) copy of each such document shall be made by the budget committee to such members. During business hours, and as may be otherwise required during sessions of the general assembly, the budget agency shall make available to the members of the general assembly so much as they shall require of its accumulated staff information, analyses and reports concerning the fiscal affairs of the state and the current budget report and budget bill or bills.

(c) The budget report shall include at least the following ~~five (5)~~ parts:

- (1) A statement of budget policy, including but not limited to recommendations with reference to the fiscal policy of the state for the coming budget period, and describing the important features of the budget.
- (2) A general budget summary setting forth the aggregate figures of the budget to show the total proposed expenditures and the total anticipated income, and the surplus or deficit.
- (3) The detailed data on actual receipts and expenditures for the previous fiscal year or two (2) fiscal years depending upon the length of the budget period for which the budget bill or bills is proposed, the estimated receipts and expenditures for the current year, and for the ensuing budget period, and the anticipated balances at the end of the current fiscal year and the ensuing budget period. Such data shall be supplemented with necessary explanatory schedules and statements, including a statement of any differences between the recommendations of the budget agency and of the budget committee.
- (4) A description of the capital improvement program for the state and an explanation of its relation



to the budget.

(5) The budget bills.

(6) A list of tax expenditures for individual income tax and corporate income tax under IC 6-3.1 for the previous fiscal year, the current fiscal year, and the ensuing budget period.

(d) The budget report shall cover and include all special and dedicated revenue funds as well as the general revenue fund and shall include the estimated amounts of federal aids, for whatever purpose provided, together with estimated expenditures therefrom.

(e) The budget agency shall furnish the governor with any further information required concerning the budget, and upon request shall attend hearings of committees of the general assembly on the budget bills.

SECTION 42. IC 4-12-1-13, AS AMENDED BY P.L.205-2013, SECTION 64, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. (a) During the interval between sessions of the general assembly, the budget agency shall make regular or, at the request of the governor, special inspections of the respective institutions of the state supported by public funds. The budget agency shall report regularly to the governor relative to the physical condition of such institutions, and any contemplated action of the institution on a new or important matter, and on any other subject which such agency may deem pertinent or on which the governor may require information. The budget agency shall likewise familiarize itself with the best and approved practices in each of such institutions and supply such information to other institutions to make their operation more efficient and economical.

(b) Except as to officers and employees of state educational institutions, the executive secretary of the governor, the administrative assistants to the governor, the elected officials, and persons whose salaries or compensation are fixed by the governor pursuant to law, the annual compensation of all persons employed by agencies of the state shall be subject to the approval of the budget agency. Except as otherwise provided by IC 4-15-2.2, the budget agency shall establish classifications and schedules for fixing compensation, salaries and wages of all classes and types of employees of any state agency or state agencies, and any and all other such classifications affecting compensation as the budget agency shall deem necessary or desirable. The classifications and schedules thus established shall be filed in the office of the budget agency. Requests by an appointing authority for salary and wage adjustments or personal service payments coming within such classifications and schedules shall become effective when approved by, and upon the terms of approval fixed by, the budget agency. All personnel requests pertaining to the staffing of programs or agencies supported in whole or in part by federal funds are subject to review and approval by the state personnel department under IC 4-15-2.2.

(c) The budget agency shall review and approve, for the sufficiency of funds, all payments for personal services which are submitted to the auditor of state for payment.

(d) The budget agency shall review all contracts for personal services or other services and no contract for personal services or other services may be entered into by any agency of the state before the written approval of the budget agency is given. Each demand for payment submitted by an agency to the auditor of state under these contracts must be accompanied by a copy of the budget agency approval. No payment may be made by the auditor of state without such approval. However, this subsection does not apply to a contract entered into by:

(1) a state educational institution; or

(2) an agency of the state if the contract is not required to be approved by the budget agency under IC 4-13-2-14.1.

(e) The budget agency shall review and approve the policy and procedures governing travel prepared



by the department of administration under IC 4-13-1, before the travel policies and procedures are distributed.

(f) Except as provided in ~~subsection~~ **subsections (g), (h), and (i)**, the budget agency may adopt such policies and procedures not inconsistent with law as it may deem advisable to facilitate and carry out the powers and duties of the agency, including the execution and administration of all appropriations made by law. IC 4-22-2 does not apply to these policies and procedures.

(g) The budget agency may not enforce or apply any policy or procedure, unless specifically authorized by this chapter or an applicable statute, against or in relation to the following officials or agencies, unless the official or agency consents to comply with the policy or procedure, or emergency circumstances justify extraordinary measures to protect the state's budget or fiscal reserves:

- (1) The judicial department of the state.
- (2) The general assembly, the legislative services agency, or any other entity of the legislative department of the state.
- (3) The attorney general.
- (4) The auditor of state.
- (5) The secretary of state.
- (6) The superintendent of public instruction.
- (7) The treasurer of state.

(h) The budget agency may not enforce a policy or procedure against an official or an agency specified in subsection (g)(1) through (g)(7) by refusing to allot money from the personal services/fringe benefits contingency fund to the official or agency.

(i) The budget agency may not withhold or refuse to allot appropriations for a state educational institution without review by the budget committee.

SECTION 43. IC 4-12-1-14 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 14. (a) It is the legislative intent of this section that the state of Indiana participate in federal aid programs to the extent that it is in the state's interest to so participate. In order that the governor and the general assembly be enabled to make informed decisions about federal aid programs and that efficient and effective administration of these programs may take place, a federal aid management division is established within the state budget agency.~~

~~(b) There is created within the budget agency the federal aid management division. The division shall have the following powers and duties:~~

- ~~(1) To periodically inform the governor and the general assembly of pending and enacted federal aid legislation affecting the state.~~
- ~~(2) To evaluate new federal aid programs as they become operative; to periodically inform the governor and the general assembly of the existence of such programs; and of conditions which must be met by the state of Indiana for acceptance of such programs; to include any necessary enabling legislation.~~
- ~~(3) To review and approve all information as requested by the budget director, including but not limited to applications for federal funds and state plans; which shall be submitted to it by all state agencies, except in the case of universities or colleges supported in whole or in part by state funds which are otherwise provided for in this clause; before submission of the information to the proper federal authority. Each regular session of the general assembly shall be furnished the names of any state agencies that fail to comply with the instructions of the budget agency and budget committee.~~



For universities and colleges supported in whole or in part by state funds; the state budget agency shall review and either approve or disapprove any program application which exceeds one hundred thousand dollars (\$100,000) and all construction grant requests. Program applications which do not exceed one hundred thousand dollars (\$100,000) do not require review or approval by the state budget agency; but a copy of those applications shall be forwarded to the state budget agency for informational purposes only.

A program application which exceeds one hundred thousand dollars (\$100,000) may be submitted to the proper federal funding authority; before the application has been approved by the state budget agency; but the funds may not be spent until after the state budget agency has given its approval.

All construction grant requests must be reviewed and approved by the state budget agency before submission to the federal funding authority:

(4) To compile and analyze data received from state and local governments and agencies accepting federal aid; and periodically report on the same to the governor and the general assembly:

(5) To periodically report to the governor and the general assembly as to administrative or other problems caused by acceptance and operation of federal aid programs on both state and local levels; and to make recommendations for the alleviation of the same. A report under this subdivision to the general assembly must be in an electronic format under IC 5-14-6:

(6) To maintain an information system on federal aid programs:

(7) To assist, at the discretion of the governor; in the coordination of broad federal programs administered by more than one (1) state agency:

(8) To serve at the governor's designation as the state clearing house under the United States office of management and budget circular A-95; revised:

(9) To prepare and administer an indirect cost allocation plan for the state of Indiana:

(10) To perform such tasks related to the above powers and duties as may be required by the governor:

(c) Staff members and other employees of the federal aid management division shall be appointed in the same manner prescribed by law for selection of other personnel of the budget agency. The governor may, at the governor's discretion; appoint a chief of the federal aid management division:

SECTION 44. IC 4-12-1-14.1 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 14.1. For federal aid programs that involve more than one (1) state agency; the budget agency may transfer; assign; and reassign any part of any appropriation made for the federal aid program from a state agency involved in the federal aid program to another state agency involved. However; this transfer may only be made if the uses and purposes to which any part of the appropriation may be transferred; assigned; or reassigned are uses and purposes of the federal aid program involved.~~

SECTION 45. IC 4-12-1-14.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015 (RETROACTIVE)]: **Sec. 14.7. (a) The securities rating settlement fund is established for the purpose of depositing and distributing money received under a multistate agreement related to litigation concerning the rating processes used by Standard & Poor's Financial Services and McGraw Hill Financial, Inc.**

(b) All money that is received by the state under the multistate agreement described in subsection (a) shall be deposited in the fund.

(c) The fund shall be administered by the budget agency. Money in the fund at the end of the state fiscal year does not revert to the state general fund.



- (d) Money deposited into the fund shall be distributed by the auditor of state as follows:
- (1) Sixty-seven and sixty-seven hundredths percent (67.67%) shall be transferred to the state general fund.
 - (2) Sixteen and one hundred sixty-five thousandths percent (16.165%) shall be transferred to the securities division enforcement account established by IC 23-19-6-1.
 - (3) Sixteen and one hundred sixty-five thousandths percent (16.165%) shall be transferred to the consumer fees and settlements fund.

SECTION 46. IC 4-12-1-14.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 14.9. (a) As used in this section, "account" refers to the state bicentennial capital account established by subsection (c).

(b) As used in this section, "bicentennial commission" refers to the Indiana 2016 bicentennial commission established by IC 4-23-33-3.

(c) The state bicentennial capital account is established within the state general fund for the purposes set forth in subsection (f). The account shall be administered by the budget agency. The account consists of the following:

- (1) Money transferred to the account under IC 4-13-1-4(10) or IC 8-15.5-1-2(g).
- (2) Appropriations, if any, made by the general assembly.
- (3) Grants and gifts intended for deposit in the account.
- (4) Any earnings on money in the account.

(d) The expenses of administering the account shall be paid from money in the account.

(e) Money in the account at the end of the state fiscal year does not revert to the state general fund.

(f) Money in the account may be used only for capital projects that commemorate the bicentennial of Indiana's statehood.

(g) The budget agency shall consult with the bicentennial commission in making a determination to expend money from the account for the purposes under subsection (f).

SECTION 47. IC 4-12-1-15.7, AS ADDED BY P.L.146-2008, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 15.7. (a) As used in this section, "~~fund~~" "**account**" refers to the state tuition reserve ~~fund~~: **account**.

(b) The state tuition reserve ~~fund~~ **account** is established for the following purposes:

- (1) To fund a tuition support distribution under IC 20-43 whenever the budget director determines that state general fund cash balances are insufficient to cover the distribution.
- (2) To meet revenue shortfalls whenever the budget director, after review by the budget committee, determines that state tax revenues available for deposit in the state general fund will be insufficient to fully fund tuition support distributions under IC 20-43 in any particular state fiscal year.

(c) The ~~fund~~ **account** consists of the following:

- (1) Money appropriated to the ~~fund~~ **account** by the general assembly.
- (2) Money transferred to the ~~fund~~ **account** under any law.
- (3) Interest earned on the balance of the ~~fund~~: **account**.

(d) The treasurer of state shall invest the money in the ~~fund~~ **account** not currently needed to meet the obligations of the ~~fund~~ **account** in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the ~~fund~~: **account**.

(e) Money in the ~~fund~~ **account** at the end of a state fiscal year does not revert for any other purpose of the state general fund.



(f) The budget agency shall administer the ~~fund~~ **account**. Whenever the budget director makes a determination under subsection (b)(1) or (b)(2), the budget agency shall notify the auditor of state of the amount from the ~~fund~~ **account** to be used for state tuition support distributions. The auditor of state shall transfer the amount from the ~~fund~~ **account** to the state general fund. The amount transferred may be used only for the purposes of making state tuition support distributions under IC 20-43. If the amount is transferred under subsection (b)(1), the amount shall be repaid to the ~~fund~~ **account** from the state general fund before the end of the state fiscal year in which the transfer is made.

SECTION 48. IC 4-12-1-19 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 19. For reporting purposes, the state's combined general fund reserves include the balances of the following:**

- (1) **The reverting accounts within the general fund (IC 4-8.1-1-3).**
- (2) **The Medicaid contingency and reserve account (section 15.5 of this chapter).**
- (3) **The state tuition reserve account (section 15.7 of this chapter).**
- (4) **The counter-cyclical revenue and economic stabilization fund (IC 4-10-18), less any outstanding loans.**

SECTION 49. IC 4-13-1-4, AS AMENDED BY P.L.182-2009(ss), SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 4.** The department shall, subject to this chapter, do the following:

- (1) Execute and administer all appropriations as provided by law, and execute and administer all provisions of law that impose duties and functions upon the executive department of government, including executive investigation of state agencies supported by appropriations and the assembly of all required data and information for the use of the executive department and the legislative department.
- (2) Supervise and regulate the making of contracts by state agencies.
- (3) Perform the property management functions required by IC 4-20.5-6.
- (4) Assign office space and storage space for state agencies in the manner provided by IC 4-20.5-5.
- (5) Maintain and operate the following for state agencies:
 - (A) Central duplicating.
 - (B) Printing.
 - (C) Machine tabulating.
 - (D) Mailing services.
 - (E) Centrally available supplemental personnel and other essential supporting services.

The department may require state agencies to use these general services in the interests of economy and efficiency. The general services rotary fund is established through which these services may be rendered to state agencies. The budget agency shall determine the amount for the general services rotary fund.

- (6) Control and supervise the acquisition, operation, maintenance, and replacement of state owned vehicles by all state agencies. The department may establish and operate, in the interest of economy and efficiency, a motor vehicle pool, and may finance the pool by a rotary fund. The budget agency shall determine the amount to be deposited in the rotary fund.
- (7) Promulgate and enforce rules relative to the travel of officers and employees of all state agencies when engaged in the performance of state business. These rules may allow reimbursement for travel expenses by any of the following methods:



- (A) Per diem.
- (B) For expenses necessarily and actually incurred.
- (C) Any combination of the methods in clauses (A) and (B).

The rules must require the approval of the travel by the commissioner and the head of the officer's or employee's department prior to payment.

- (8) Administer IC 4-13.6.
- (9) Prescribe the amount and form of certified checks, deposits, or bonds to be submitted in connection with bids and contracts when not otherwise provided for by law.
- (10) Rent out, with the approval of the governor, any state property, real or personal:
 - (A) not needed for public use; or
 - (B) for the purpose of providing services to the state or employees of the state;

the rental of which is not otherwise provided for or prohibited by law. Property may not be rented out under this subdivision for a term exceeding ten (10) years at a time. However, **communications system infrastructure, including towers and associated land, improvements, foundations, access roads and rights-of-way, structures, fencing, and equipment that are necessary, proper, or convenient to transmit or receive voice or data communications, may be rented out under this subdivision for a term not to exceed twenty-five (25) years at a time. Revenue received from the rental of such communications system infrastructure shall be deposited in the state bicentennial capital account established by IC 4-12-1-14.9. In addition,** if property is rented out for a term of more than four (4) years, the commissioner must make a written determination stating the reasons that it is in the best interests of the state to rent property for the longer term. This subdivision does not include the power to grant or issue permits or leases to explore for or take coal, sand, gravel, stone, gas, oil, or other minerals or substances from or under the bed of any of the navigable waters of the state or other lands owned by the state.
- (11) Have charge of all central storerooms, supply rooms, and warehouses established and operated by the state and serving more than one (1) agency.
- (12) Enter into contracts and issue orders for printing as provided by IC 4-13-4.1.
- (13) Sell or dispose of surplus property under IC 5-22-22, or if advantageous, to exchange or trade in the surplus property toward the purchase of other supplies, materials, or equipment, and to make proper adjustments in the accounts and inventory pertaining to the state agencies concerned.
- (14) With respect to power, heating, and lighting plants owned, operated, or maintained by any state agency:
 - (A) inspect;
 - (B) regulate their operation; and
 - (C) recommend improvements to those plants to promote economical and efficient operation.
- (15) Administer, determine salaries, and determine other personnel matters of the department of correction ombudsman bureau established by IC 4-13-1.2-3.
- (16) Adopt rules to establish and implement a "Code Adam" safety protocol as described in IC 4-20.5-6-9.2.
- (17) Adopt policies and standards for making state owned property reasonably available to be used free of charge as locations for making motion pictures.
- (18) Administer, determine salaries, and determine other personnel matters of the department of child services ombudsman established by IC 4-13-19-3.

HEA 1001 — CC 2



SECTION 50. IC 4-13.5-1-18 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 18. (a) The general assembly authorizes the Indiana finance authority to undertake a project for the construction, equipping, purchasing, leasing, renovation, refurbishing, or alteration for the Larue D. Carter Memorial Hospital under this chapter and IC 4-13.5-4, including the borrowing of money or the issuance and sale of bonds, or both, under IC 4-13.5-4.**

(b) The Indiana finance authority shall present a feasibility plan and cost estimate for the project to the budget committee before borrowing money or issuing bonds.

SECTION 51. IC 4-23-33-5, AS ADDED BY P.L.198-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 5.** The commission has the following purposes and duties:

- (1) Plan and develop activities appropriate to commemorate Indiana's statehood.
- (2) Encourage private organizations and local governments to organize and participate in activities that highlight the bicentennial.
- (3) Help coordinate and promote bicentennial activities throughout Indiana.
- (4) Consult with the budget agency on the expenditure of money from the state bicentennial capital account established by IC 4-12-1-14.9.**

SECTION 52. IC 4-35-7-12, AS AMENDED BY P.L.210-2013, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 12. (a)** The Indiana horse racing commission shall enforce the requirements of this section.

(b) A licensee shall before the fifteenth day of each month distribute the following amounts for the support of the Indiana horse racing industry:

- (1) An amount equal to fifteen percent (15%) of the adjusted gross receipts of the slot machine wagering from the previous month at each casino operated by the licensee with respect to adjusted gross receipts received after June 30, 2013, and before January 1, 2014.
- (2) The percentage of the adjusted gross receipts of the slot machine wagering from the previous month at each casino operated by the licensee that is determined under section 16 or 17 of this chapter with respect to adjusted gross receipts received after December 31, 2013, **and before July 1, 2015.**
- (3) Subject to section 12.5 of this chapter, the percentage of the adjusted gross receipts of the slot machine wagering from the previous month at each casino operated by the licensee that is determined under section 16 or 17 of this chapter with respect to adjusted gross receipts received after June 30, 2015.**

(c) The Indiana horse racing commission may not use any of the money distributed under this section for any administrative purpose or other purpose of the Indiana horse racing commission.

(d) A licensee shall distribute the money devoted to horse racing purses and to horsemen's associations under this subsection as follows:

- (1) Five-tenths percent (0.5%) shall be transferred to horsemen's associations for equine promotion or welfare according to the ratios specified in subsection (g).
- (2) Two and five-tenths percent (2.5%) shall be transferred to horsemen's associations for backside benevolence according to the ratios specified in subsection (g).
- (3) Ninety-seven percent (97%) shall be distributed to promote horses and horse racing as provided in subsection (f).

(e) A horsemen's association shall expend the amounts distributed to the horsemen's association under



subsection (d)(1) through (d)(2) for a purpose promoting the equine industry or equine welfare or for a benevolent purpose that the horsemen's association determines is in the best interests of horse racing in Indiana for the breed represented by the horsemen's association. Expenditures under this subsection are subject to the regulatory requirements of subsection (h).

(f) A licensee shall distribute the amounts described in subsection (d)(3) as follows:

(1) Forty-six percent (46%) for thoroughbred purposes as follows:

(A) Sixty percent (60%) for the following purposes:

(i) Ninety-seven percent (97%) for thoroughbred purses.

(ii) Two and four-tenths percent (2.4%) to the horsemen's association representing thoroughbred owners and trainers.

(iii) Six-tenths percent (0.6%) to the horsemen's association representing thoroughbred owners and breeders.

(B) Forty percent (40%) to the breed development fund established for thoroughbreds under IC 4-31-11-10.

(2) Forty-six percent (46%) for standardbred purposes as follows:

(A) Three hundred seventy-five thousand dollars (\$375,000) to the state fair commission to be used by the state fair commission to support standardbred racing and facilities at the state fairgrounds.

(B) One hundred twenty-five thousand dollars (\$125,000) to the state fair commission to be used by the state fair commission to make grants to county fairs **and the department of parks and recreation in Johnson County** to support standardbred racing and facilities at county fair **and county park** tracks. The state fair commission shall establish a review committee to include the standardbred association board, the Indiana horse racing commission, **and the Indiana county fair association, and a member of the board of directors of a county park established under IC 36-10 that provides or intends to provide facilities to support standardbred racing,** to make recommendations to the state fair commission on grants under this clause. **A grant may be provided to the Johnson County fair or department of parks and recreation under this clause only if the county fair or department provides matching funds equal to one dollar (\$1) for every three dollars (\$3) of grant funds provided.**

(C) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B) for the following purposes:

(i) Ninety-six and five-tenths percent (96.5%) for standardbred purses.

(ii) Three and five-tenths percent (3.5%) to the horsemen's association representing standardbred owners and trainers.

(D) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B) to the breed development fund established for standardbreds under IC 4-31-11-10.

(3) Eight percent (8%) for quarter horse purposes as follows:

(A) Seventy percent (70%) for the following purposes:

(i) Ninety-five percent (95%) for quarter horse purses.

(ii) Five percent (5%) to the horsemen's association representing quarter horse owners and trainers.

(B) Thirty percent (30%) to the breed development fund established for quarter horses under IC 4-31-11-10.



Expenditures under this subsection are subject to the regulatory requirements of subsection (h).

(g) Money distributed under subsection (d)(1) and (d)(2) shall be allocated as follows:

- (1) Forty-six percent (46%) to the horsemen's association representing thoroughbred owners and trainers.
- (2) Forty-six percent (46%) to the horsemen's association representing standardbred owners and trainers.
- (3) Eight percent (8%) to the horsemen's association representing quarter horse owners and trainers.

(h) Money distributed under this section may not be expended unless the expenditure is for a purpose authorized in this section and is either for a purpose promoting the equine industry or equine welfare or is for a benevolent purpose that is in the best interests of horse racing in Indiana or the necessary expenditures for the operations of the horsemen's association required to implement and fulfill the purposes of this section. The Indiana horse racing commission may review any expenditure of money distributed under this section to ensure that the requirements of this section are satisfied. The Indiana horse racing commission shall adopt rules concerning the review and oversight of money distributed under this section and shall adopt rules concerning the enforcement of this section. The following apply to a horsemen's association receiving a distribution of money under this section:

- (1) The horsemen's association must annually file a report with the Indiana horse racing commission concerning the use of the money by the horsemen's association. The report must include information as required by the commission.
- (2) The horsemen's association must register with the Indiana horse racing commission.

The state board of accounts shall annually audit the accounts, books, and records of the Indiana horse racing commission, each horsemen's association, a licensee, and any association for backside benevolence containing any information relating to the distribution of money under this section.

(i) The commission shall provide the Indiana horse racing commission with the information necessary to enforce this section.

(j) The Indiana horse racing commission shall investigate any complaint that a licensee has failed to comply with the horse racing purse requirements set forth in this section. If, after notice and a hearing, the Indiana horse racing commission finds that a licensee has failed to comply with the purse requirements set forth in this section, the Indiana horse racing commission may:

- (1) issue a warning to the licensee;
- (2) impose a civil penalty that may not exceed one million dollars (\$1,000,000); or
- (3) suspend a meeting permit issued under IC 4-31-5 to conduct a pari-mutuel wagering horse racing meeting in Indiana.

(k) A civil penalty collected under this section must be deposited in the state general fund.

SECTION 53. IC 4-35-7-12.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 12.5. (a) This section applies to adjusted gross receipts received after June 30, 2015.**

(b) A licensee shall annually withhold the product of:

- (1) seventy-five thousand dollars (\$75,000); multiplied by**
- (2) the number of racetracks operated by the licensee;**

from the amount that must be distributed under section 12(b)(3) of this chapter.

(c) A licensee shall transfer the amount withheld under subsection (b) to the Indiana horse racing commission for deposit in the gaming integrity fund established by IC 4-35-8.7-3. Money



transferred under this subsection must be used for the purposes described in IC 4-35-8.7-3(f)(1).

SECTION 54. IC 4-35-8.7-3, AS AMENDED BY HEA 1270-2015, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) The gaming integrity fund is established.

(b) The fund shall be administered by the Indiana horse racing commission.

(c) The fund consists of gaming integrity fees deposited in the fund under this chapter and money distributed to the fund under ~~IC 4-35-7-12~~ **IC 4-35-7-12.5 and IC 4-35-7-15.**

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested.

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(f) Money in the fund may be used by the Indiana horse racing commission only for the following purposes:

(1) To pay the cost of taking and analyzing equine specimens under IC 4-31-12-6(b) or another law or rule and the cost of any supplies related to the taking or analysis of specimens.

(2) To pay dues to the Drug Testing Standards and Practices (DTSP) Committee of the Association of Racing Commissioners International.

(3) To provide grants for research for the advancement of equine drug testing. Grants under this subdivision must be approved by the Drug Testing Standards and Practices (DTSP) Committee of the Association of Racing Commissioners International or by the Racing Mediation and Testing Consortium.

(4) To pay the costs of post-mortem examinations under IC 4-31-12-10.

(5) To pay other costs incurred by the commission to maintain the integrity of pari-mutuel racing.

SECTION 55. IC 5-1-17.5-30, AS ADDED BY P.L.233-2013, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 30. (a) If a motorsports investment district is established under this chapter, the commission, **or the authority for and on behalf of the commission**, shall establish a motorsports investment district fund for the motorsports investment district. The fund shall be administered by the commission. Except as provided in subsection (f), money in the fund does not revert to the state general fund at the end of a state fiscal year.

(b) The commission shall deposit amounts appropriated to the commission in the motorsports investment district fund as provided in this chapter.

(c) The commission shall request that the general assembly make an appropriation not to exceed five million dollars (\$5,000,000) to the commission for deposit in the motorsports investment district fund in each state fiscal year following the creation of the motor sports investment district fund, until the earlier of:

(1) the date that is twenty-two (22) years after the date on which appropriations are first deposited in the motorsports investment district fund; or

(2) the date on which all bonds issued by the authority under section 37 of this chapter are no longer deemed outstanding.

The commission may use money in the motorsports investment district fund for the purposes of this chapter.

(d) Amounts held in the motorsports investment district fund may be distributed to a trustee of any bonds that are issued or to be issued by the authority under section 37 of this chapter and that are secured by rent to be paid by the commission under a lease entered into with the authority under section 32 of this chapter.



(e) In addition, to the extent the rent due in a state fiscal year under leases of structures or other capital improvements that are within a motorsports investment district is anticipated to be insufficient to pay debt service on bonds issued under section 37 of this chapter, when due in that state fiscal year, the authority shall make the request under subsection (c) upon reaching the determination.

~~(e)~~ **(f)** Money in the motorsports investment district fund may be used by the commission, **the authority**, or a trustee for the following:

(1) Payment of the rent due under leases of structures or other capital improvements that are located within a motorsports investment district.

(2) Payment of all expenses incurred by the commission or the authority in connection with the exercise of its duties and obligations set forth in this chapter, including those incurred in connection with the establishment of the motorsports investment district.

(3) Payment of debt service on bonds issued under section 37 of this chapter, but only to the extent of any deposit made to the motorsports investment district fund from appropriations requested under subsection (e) or section 30.5(d) of this chapter.

~~(f)~~ **(g)** On the date that all bonds issued by the authority under section 37 of this chapter are no longer deemed outstanding and all expenses incurred by the commission or the authority in connection with the exercise of its duties and obligations set forth in this chapter have been paid, all money then remaining on deposit in the motorsports investment district fund reverts to the state general fund.

SECTION 56. IC 5-1-17.5-30.5, AS ADDED BY P.L.190-2014, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 30.5. (a) If a motorsports investment district is established under this chapter, the commission shall establish a motorsports facility fund for the motorsports investment district.

(b) During the term of the written agreement entered into by:

- (1) the owner or owners of the qualified motorsports facility;
- (2) the authority; and
- (3) the commission;

the commission shall, in each state fiscal year, deposit in the motorsports facility fund two million dollars (\$2,000,000) solely from payments established under section 37(f)(1) of this chapter.

(c) Subject to subsection ~~(d)~~; **(e)**, the commission, **or the authority for and on behalf of the commission**, shall request that the general assembly make an appropriation to the commission in each state fiscal year in which the written agreement described in subsection (b) is in effect. The amount of the requested appropriation must be equal to the amount that the commission is required to deposit into the motorsports facility fund under subsection (b) for that state fiscal year. An appropriation made to the commission under this subsection:

- (1) must be deposited in the motorsports investment district fund established under section 30 of this chapter; and
- (2) is in addition to an amount appropriated under section 30 of this chapter.

(d) In addition, to the extent the rent due in a state fiscal year under leases of structures or other capital improvements that are within a motorsports investment district, plus the appropriation requested under section 30(e) of this chapter, are anticipated to be insufficient to pay debt service on bonds issued under section 37 of this chapter, when due in that state fiscal year, the authority shall make the request under subsection (c) upon reaching the determination.



- (d) (e) The commission may not request an appropriation under subsection (c) after the earlier of:
- (1) the date specified in section 30(c)(1) of this chapter; or
 - (2) the date specified in section 30(c)(2) of this chapter.

(e) (f) Money in the motorsports facility fund reverts to the state general fund on June 30 of each year.

SECTION 57. IC 5-2-6-3, AS AMENDED BY SEA 380-2015, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. The institute is established to do the following:

- (1) Evaluate state and local programs associated with:
 - (A) the prevention, detection, and solution of criminal offenses;
 - (B) law enforcement; and
 - (C) the administration of criminal and juvenile justice.
- (2) Improve and coordinate all aspects of law enforcement, juvenile justice, and criminal justice in this state.
- (3) Stimulate criminal and juvenile justice research.
- (4) Develop new methods for the prevention and reduction of crime.
- (5) Prepare applications for funds under the Omnibus Act and the Juvenile Justice Act.
- (6) Administer victim and witness assistance funds.
- (7) Administer the traffic safety functions assigned to the institute under IC 9-27-2.
- (8) Compile and analyze information and disseminate the information to persons who make criminal justice decisions in this state.
- (9) Serve as the criminal justice statistical analysis center for this state.
- (10) Identify grants and other funds that can be used by the department of correction to carry out its responsibilities concerning sex or violent offender registration under IC 11-8-8.
- (11) Administer the application and approval process for designating an area of a consolidated or second class city as a public safety improvement area under IC 36-8-19.5.
- (12) Develop and maintain a meth watch program to inform retailers and the public about illicit methamphetamine production, distribution, and use in Indiana.
- (13) Develop and manage the gang crime witness protection program established by section 21 of this chapter.
- (14) Identify grants and other funds that can be used to fund the gang crime witness protection program.
- (15) Administer any sexual offense services.
- (16) Administer domestic violence programs.
- (17) Administer assistance to victims of human sexual trafficking offenses as provided in IC 35-42-3.5-4.
- (18) Administer the domestic violence prevention and treatment fund under IC 5-2-6.7.
- (19) Administer the family violence and victim assistance fund under IC 5-2-6.8.
- (20) In conjunction with the division of mental health and addiction, establish the Indiana technical assistance center for crisis intervention teams under IC 5-2-21.2.
- (21) Monitor and evaluate criminal code reform under IC 5-2-6-24.
- (22) Administer the enhanced enforcement drug mitigation area fund and pilot program established under IC 5-2-11.5.**

SECTION 58. IC 5-2-11.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:



Chapter 11.5. Enhanced Enforcement Drug Mitigation Area Pilot Program

Sec. 1. As used in this chapter, "EEDMA program" refers to the enhanced enforcement drug mitigation area pilot program established by section 3 of this chapter.

Sec. 2. As used in this chapter, "institute" refers to the Indiana criminal justice institute established by IC 5-2-6-3.

Sec. 3. (a) The enhanced enforcement drug mitigation area pilot program is established for the purpose of providing multijurisdictional cooperation concerning drug enforcement and interdiction in Indiana.

(b) The institute shall administer the EEDMA program.

Sec. 4. The institute, in consultation with the Indiana state police and the Indiana prosecuting attorneys council, may designate boundaries for not more than four (4) regional areas within Indiana to participate in the EEDMA program. At least one (1) of the designated areas must encompass a rural area.

Sec. 5. (a) The enhanced enforcement drug mitigation area fund is established for the purpose of funding the EEDMA program established by this chapter.

(b) The institute shall administer the fund.

(c) The fund consists of the following:

(1) Appropriations from the general assembly.

(2) Gifts to the fund.

(3) Grants, including grants from private entities.

(d) The expenses of administering the fund shall be paid from money in the fund.

(e) Money in the fund that is not needed to pay the obligations of the fund may be invested in the manner that other public money may be invested. Interest from the investment of money in the fund becomes part of the fund.

(f) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

Sec. 6. This chapter expires July 1, 2019.

SECTION 59. IC 5-10-8.5-15, AS AMENDED BY P.L.229-2011, SECTION 74, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 15. (a) Except as provided in subsections (c), ~~and~~ (d), **and (e)**, a participant's employer shall make contributions annually to the account on behalf of the participant. The amount of the contribution each fiscal year must equal the following, based on the participant's age on the last day of the calendar year that is in the fiscal year in which the contribution is made:

Participant's Age in Years	Annual Contribution Amount
Less than 30	\$ 500
At least 30, but less than 40	\$ 800
At least 40, but less than 50	\$1,100
At least 50	\$1,400

(b) The budget agency shall determine by rule the date on which the contributions are credited to participants' subaccounts.

(c) A contribution under this section shall not be made after June 30, 2011, to any of the following participants:

(1) A conservation officer of the department of natural resources.

(2) An employee of the state excise police.



- (3) An employee of the state police department, other than the following:
 - (A) An employee of the state police department who waived coverage under a common and unified plan of self-insurance under IC 5-10-8-6 before July 1, 2011.
 - (B) An employee of the state police department who makes an election under IC 5-10-8.5-9.5.
 - (C) An employee of the state police department who makes an election under IC 5-10-8.5-9.6.
- (d) For individuals who are employed on June 30, 2011, the accrued annual contributions made in accordance with subsection (a) to an account described in section 14 of this chapter on behalf of the individuals for any years the individuals were employed as described in section 1(b)(1) through 1(b)(3) of this chapter shall be transferred to the respective plans described in IC 5-10-8-6(a) for those individuals and shall be used only to reduce the unfunded other post-employment benefit (OPEB) liability of those plans and not to increase benefits or reduce premiums.
- (e) A contribution under this section shall not be made after June 30, 2017, to a participant who on June 30, 2017:**

- (1) is eligible for a normal, unreduced retirement benefit from the public employee retirement fund of which the participant is a member; and**
- (2) has completed:**
 - (A) fifteen (15) years of service with the participant's employer; or**
 - (B) ten (10) years of service as an elected or appointed officer.**

SECTION 60. IC 5-10-8.5-16, AS AMENDED BY P.L.229-2011, SECTION 75, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 16. (a) Except as provided in subsection (f), if a participant meets all of the following conditions the participant is entitled to receive an additional contribution credited to the participant's subaccount and computed as described in subsection (b):

- (1) The participant is,
 - ~~(A)~~ **on the earlier of** the participant's last day of service with the participant's employer, **or July 1, 2017:**
 - (A) eligible for ~~and has applied to receive~~ a normal, unreduced retirement benefit from the public employee retirement fund of which the participant is a member; or
 - (B) ~~on the participant's last day of service;~~ an elected or appointed officer.
- (2) ~~After June 30, 2007, and before July 1, 2017,~~ The participant ~~terminates~~ **has terminated** service:
 - (A) from the employer; or
 - (B) as an elected or appointed officer.
- (3) By the **earlier of the** participant's last day of service **or July 1, 2017,** the participant has completed:
 - (A) fifteen (15) years of service with the employer; or
 - (B) ten (10) years of service as an elected or appointed officer.
- (4) This subdivision does not apply to an elected or appointed officer. By the participant's last day of service with the participant's employer, the participant has applied to receive a normal, unreduced retirement benefit from the public employee retirement fund of which the participant is a member.**
- (b) The amount of the contribution to a participant's subaccount under this section is the product of:
 - (1) the participant's years of service (rounded down to the nearest whole year):
 - (A) with the participant's employer, determined on **the earlier of:**
 - (i) the participant's last day of service with the participant's employer; or**



- (ii) **July 1, 2017**; or
- (B) as an elected or appointed officer, determined on **the earlier of**:
 - (i) the participant's last day of service as an elected or appointed officer; **or**
 - (ii) **July 1, 2017**; multiplied by
- (2) one thousand dollars (\$1,000).
- (c) For a participant who has service with more than one (1) employer, the participant's years of service used in the computation under subsection (b)(1) is the sum of all of the participant's years of service **determined on the earlier of**:
 - (1) **the participant's last day of service**; **or**
 - (2) **July 1, 2017**.
- (d) The participant's employer must credit the additional contribution made under this section to the participant's subaccount not later than sixty (60) days after the participant's last day of service.
- (e) A participant who meets the requirements to receive an additional contribution under this section may receive the additional contribution only once, regardless of the participant's employment after the payment of the additional contribution.
- (f) An additional contribution under this section shall not be made after June 30, 2011, to any of the following participants:
 - (1) A conservation officer of the department of natural resources.
 - (2) An employee of the state excise police.
 - (3) An employee of the state police department, other than the following:
 - (A) An employee of the state police department who waived coverage under a common and unified plan of self-insurance under IC 5-10-8-6 before July 1, 2011.
 - (B) An employee of the state police department who makes an election under IC 5-10-8.5-9.5.
 - (C) An employee of the state police department who makes an election under IC 5-10-8.5-9.6.
- (g) ~~This section expires July 1, 2017.~~

SECTION 61. IC 5-11-1-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:
 Sec. 7. (a) The state examiner shall appoint assistants not exceeding the number required to administer this article. The assistants are to be known as "field examiners" and are at all times subject to the order and direction of the state examiner. Field examiners shall inspect and examine accounts of all state agencies, municipalities, and other governmental units, entities, or instrumentalities.

(b) The state examiner may engage or allow the engagement of private examiners to the extent the state examiner determines necessary to satisfy the requirements of this article. These examiners are subject to the direction of the state examiner while performing examinations under this article. **The state examiner shall allow the engagement of private examiners for any state college or university subject to examination under this article if the state examiner finds that the private examiner is an independent certified public accountant firm with specific expertise in the financial affairs of educational organizations. These private examiners are subject to the direction of the state examiner while performing examinations under this article.**

(c) The state examiner may engage experts to assist the state board of accounts in carrying out its responsibilities under this article.

SECTION 62. IC 5-11-4-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:
 Sec. 3. (a) The expense of examination and investigation of accounts shall be paid by each municipality or entity as provided in this chapter.



(b) The state examiner shall not certify more often than monthly to the auditor of each county the amount chargeable to each taxing unit within the county for the expense of its examinations as provided in this chapter. Immediately upon receipt of the certified statement, the county auditor shall issue a warrant on the county treasurer payable to the treasurer of state out of the general fund of the county for the amount stated in the certificate. The county auditor shall reimburse the county general fund, except for the expense of examination and investigation of county offices, out of the money due the taxing units at the next semiannual settlement of the collection of taxes.

(c) If the county to which a claim is made is not in possession or has not collected the funds due or to be due to any examined municipality, then the certificate must be filed with and the warrant shall be drawn by the officer of the municipality having authority to draw warrants upon its funds. The municipality shall pay the warrant immediately **to the treasurer of state**. The money, when received by the treasurer of state, shall be deposited in the ~~state general trust and agency fund~~ **trust and agency fund created by subsection (g)**.

(d) Except as otherwise provided in this chapter, each:

- (1) taxing unit; and
- (2) soil and water conservation district;

shall be charged at the rate of ~~forty-five dollars (\$45)~~ **one hundred seventy-five dollars (\$175)** per day for each field examiner, private examiner, expert, or employee of the state board of accounts who is engaged in making examinations or investigations. Except as provided in subsection (h), all other entities shall be charged the actual **direct and indirect** cost of performing the examination or investigation.

(e) The state examiner shall certify, not more often than monthly, to the proper disbursing officer the total amount of expense incurred for the examination of:

- (1) any unit of state government or entity that is required by law to bear the costs of its own examination and operating expense; or
- (2) any utility owned or operated by any municipality or any department of the municipality, if the utility is operated from revenues or receipts other than taxation.

Upon receipt of the state examiner's certificate the unit of state government, entity, or utility shall immediately pay to the treasurer of state the amount charged. The money, when received by the treasurer of state, shall be deposited in the ~~state general trust and agency fund~~ **trust and agency fund created by subsection (g)**.

(f) In addition to other charges provided in this chapter, the state examiner may charge a reasonable fee for typing and processing reports of examination in the same manner as other charges are made under this chapter.

(g) There is created a **dedicated fund known as the** trust and agency fund in the hands of the state examiner to be used by ~~him the state examiner~~ for the payment of the expense of ~~typing reports of examination: examinations under this article~~. **All fees charged for typing reports of examination examinations under this article** shall be deposited into the trust and agency fund.

(h) A municipality that contracts for services with a volunteer fire department may pay the cost of an examination or investigation of the volunteer fire department under this chapter.

(i) An audit of a county shall include, but not be limited to, an audit of that county's soil and water conservation district established under IC 14-32.

SECTION 63. IC 5-11-4-3.6, AS AMENDED BY P.L.36-2012, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3.6. As provided in section 3 of this chapter, each of the following units of state government and eligible federal projects shall bear the direct and indirect costs



of its own examination from the following designated funds:

- (1) Indiana department of transportation (except toll project costs and expenses), bureau of motor vehicles (including branch offices), motor fuel tax division, state police department, and traffic safety functions under IC 9-27-2 from the motor vehicle account fund.
- (2) Indiana public retirement system from the public pension and retirement funds administered by the system in accordance with IC 5-10.5-6-5.
- (3) Alcohol and tobacco commission from the funds accruing to the alcoholic beverage enforcement and administration fund.
- (4) Indiana department of transportation, for the costs and expenses related to a particular toll project, from any special fund established for revenues from that project.
- (5) State fair commission from the state fair fund.
- (6) State colleges and universities from state appropriations. ~~However, colleges and universities shall not be charged at a rate higher than that charged to local taxing units under section 3 of this chapter.~~
- (7) Eligible federal grants and projects from funds provided by the federal government or as are properly chargeable to the grant or project or recoverable through an indirect cost allocation recovery approved by the federal government.

SECTION 64. IC 5-13-10.5-18, AS ADDED BY P.L.182-2009(ss), SECTION 78, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 18. (a) As used in this section, "capital improvement board" refers to a capital improvement board established under IC 36-10-9.

(b) To qualify for an investment under this section, the capital improvement board must apply to the treasurer of state in the form and manner required by the treasurer. As part of the application, the capital improvement board shall submit a plan for its use of the investment proceeds and for the repayment of the capital improvement board's obligation to the treasurer. Within sixty (60) days after receipt of each application, the treasurer shall consider the application and review its accuracy and completeness.

(c) If the capital improvement board makes an application under subsection (b) and the treasurer approves the accuracy and completeness of the application and determines that there is an adequate method of payment for the capital improvement board's obligations, the treasurer of state shall invest or reinvest funds that are held by the treasurer and that are available for investment in obligations issued by the capital improvement board for the purposes of the capital improvement board in calendar years 2009, 2010, and 2011. The investment may not exceed nine million dollars (\$9,000,000) per calendar year for 2009, 2010, and 2011.

(d) The treasurer of state shall determine the terms of each investment and the capital improvement board's obligation, which must include the following:

- (1) **Subject to subsections (f) and (g)**, the duration of the capital improvement board's obligation, which must be for a term of ten (10) years with an option for the capital improvement board to pay its obligation to the treasurer early without penalty.
- (2) **Subject to subsections (f) and (g)**, the repayment schedule of the capital improvement board's obligation, which must provide that no payments are due before January 1, 2013.
- (3) A rate of interest to be determined by the treasurer.
- (4) The amount of each investment, which may not exceed the maximum amounts established for the capital improvement board by this section.
- (5) Any other conditions specified by the treasurer.

(e) The capital improvement board may issue obligations under this section by adoption of a resolution



and, as set forth in IC 5-1-14, may use any source of revenue to satisfy the obligation to the treasurer of state under this section. This section constitutes complete authority for the capital improvement board to issue obligations to the treasurer. If the capital improvement board fails to make any payments on the capital improvement board's obligation to the treasurer, the amount payable shall be withheld by the auditor of state from any other money payable to the capital improvement board. The amount withheld shall be transferred to the treasurer to the credit of the capital improvement board.

(f) Subject to subsection (g), if all principal and interest on the obligations issued by the capital improvement board under this section in calendar year 2009, are paid before July 1, 2015, the term of the obligations issued by the capital improvement board to the treasurer of state in calendar year 2010 is extended until 2025.

(g) This subsection applies if the capital improvement board before July 1, 2015, adopts a resolution:

(1) to establish a bid fund to be used to assist the capital improvement board, the Indianapolis Convention and Visitors Association (VisitIndy), or the Indiana Sports Corporation in securing conventions, sporting events, and other special events; and

(2) to designate that principal and interest payments that would otherwise be made on the obligation issued by the capital improvement board under this section in calendar year 2010 shall instead be deposited in the bid fund.

If the requirements of subdivisions (1) and (2) are satisfied and the capital improvement board deposits in the bid fund amounts equal to the principal and interests payments that would otherwise be made under the repayment schedule on the obligations issued by the capital improvement board under this section in calendar year 2010, the capital improvement board is not required to make those principal and interests payments to the treasurer of state at the time required under the repayment schedule. The amounts must be deposited in the bid fund not later than the time the principal and interest payments would otherwise be due to the treasurer of state under the repayment schedule. The state board of accounts shall annually examine the bid fund to determine the amount of deposits made to the bid fund under this subsection and to ensure that the money deposited in the bid fund is used only for purposes authorized by this subsection. To the extent that the capital improvement board does not deposit in the bid fund an amount equal to a payment of principal and interest that would otherwise be due under the repayment schedule on the obligations issued by the capital improvement board under this section in calendar year 2010, the capital improvement board must make that payment of principal and interest to the treasurer of state as provided in this section. If the capital improvement board deposits in the bid fund amounts equal to the payments of principal and interest that would otherwise be due under the repayment schedule on the obligations issued by the capital improvement board under this section in calendar year 2010, the capital improvement board is only required to repay to the treasurer of state the principal amount of the obligation.

SECTION 65. IC 5-15-5.1-20.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 20.5. A facility to house some or all of the state archives or to be used in the administration of the state archives may not be located on land bound by New York Street, Ohio Street, West Street, and Senate Avenue in Indianapolis.**

SECTION 66. IC 5-16-13-10, AS ADDED BY HEA 1019-2015, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 10. (a) This section applies to each contractor in any contractor tier of a public works project.**



- (b) A contractor must maintain general liability insurance in at least the following amounts:
 - (1) For ~~the~~ each occurrence limit, one million dollars (\$1,000,000).
 - (2) For the general aggregate limit, two million dollars (\$2,000,000).
- (c) **This subsection applies to a public works contract awarded after June 30, 2016.** A contractor must be qualified under either of the following before doing any work on a public works project:
 - (1) IC 4-13.6-4.
 - (2) IC 8-23-10.

SECTION 67. IC 5-16-13-11, AS ADDED BY HEA 1019-2015, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 11. Except as provided in this section, the following apply to each contractor in any contractor tier of a public works project:

- (1) IC 22-5-1.7. A contractor shall submit **to the public agency letting the contract for a public works project**, before ~~work an individual who is required to be verified under IC 22-5-1.7~~ begins **work on a the public work works project**, the E-Verify case verification number for ~~each the individual. who is required to be verified under IC 22-5-1.7~~. An individual who is required to be verified under IC 22-5-1.7 whose final case result is final nonconfirmation may not be employed on the public works project.
- (2) A contractor may not pay cash to any individual employed by the contractor for work done by the individual on the public works project.
- (3) A contractor must be in compliance with the federal Fair Labor Standards Act of 1938, as amended (29 U.S.C. 201-209) and IC 22-2-2-1 through IC 22-2-2-8.
- (4) A contractor must be in compliance with IC 22-3-5-1 and IC 22-3-7-34.
- (5) A contractor must be in compliance with IC 22-4-1 through IC 22-4-39.5.
- (6) A contractor must be in compliance with IC 4-13-18-1 through IC 4-13-18-7.
- (7) A contractor must comply with section 12 of this chapter, if applicable.

SECTION 68. IC 5-16-13-12, AS ADDED BY HEA 1019-2015, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 12. (a) This section applies **after June 30, 2016**, only to a ~~or tier 2~~ contractor that employs ~~fifty (50) ten (10)~~ or more ~~journeymen: employees~~.

(b) A contractor must provide access to a training program applicable to the tasks to be performed in the normal course of the employee's employment with the contractor.

~~(b) The contractor shall participate in an apprenticeship training program that meets the standards established by the United States Department of Labor, Bureau of Apprenticeship and Training.~~

- (c) A contractor may comply with this section through any of the following:
 - (1) An apprenticeship program.
 - (2) A program offered by Ivy Tech Community College of Indiana.
 - (3) A program offered by Vincennes University.
 - (4) A program established by or for the contractor.
 - (5) A program offered by an entity sponsored by the United States Department of Labor, Bureau of Apprenticeship and Training.
 - (6) A program that results in the award of an industry recognized portable certification.
 - (7) **A program approved by the United States Department of Transportation, Federal Highway Administration.**
 - (8) **A program approved by the Indiana department of transportation.**
- (d) **This subsection applies after June 30, 2016, to a tier 1 or tier 2 contractor that employs fifty**



(50) or more journeymen. The contractor shall participate in an apprenticeship or training program that meets the standards established by or has been approved by any of the following:

- (1) The United States Department of Labor, Bureau of Apprenticeship and Training.**
- (2) The Indiana department of labor.**
- (3) The United States Department of Transportation, Federal Highway Administration.**
- (4) The Indiana department of transportation.**

SECTION 69. IC 5-23-2-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:
Sec. 6. "Governmental body" has the meaning set forth in IC 5-22-2-13 **and includes, for purposes of this article, any state educational institution or other instrumentality of this state.**

SECTION 70. IC 5-23-2-16 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 16. "State" means the state of Indiana or a state agency (as defined in IC 6-1.1-1-18).**

SECTION 71. IC 5-28-16-2, AS AMENDED BY P.L.127-2007, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) The Indiana twenty-first century research and technology fund is established within the state treasury to provide grants or loans to support proposals for economic development in one (1) or more of the following areas:

- (1) To increase the capacity of Indiana postsecondary educational institutions, Indiana businesses, and Indiana nonprofit corporations and organizations to compete successfully for federal or private research and development funding.
 - (2) To stimulate the transfer of research and technology into marketable products.
 - (3) To assist with diversifying Indiana's economy by focusing investment in biomedical research and biotechnology, information technology, development of alternative fuel technologies, development and production of fuel efficient vehicles, and other high technology industry clusters requiring high skill, high wage employees.
 - (4) To encourage an environment of innovation and cooperation among universities and businesses to promote research activity.
- (b) The fund consists of:
- (1) appropriations from the general assembly;
 - (2) proceeds of bonds issued by the Indiana finance authority under IC 4-4-11.4 for deposit in the fund; and
 - (3) loan repayments.
- (c) The corporation shall administer the fund. The following may be paid from money in the fund:
- (1) Expenses of administering the fund.
 - (2) Nonrecurring administrative expenses incurred to carry out the purposes of this chapter.
- (d) Earnings from loans made under this chapter shall be deposited in the fund.
- (e) The budget committee shall review programs and initiatives and corresponding investment policies established by the board. The corporation shall report semiannually to the budget committee on activity within the fund. The budget agency shall review each recommendation to verify and approve available funding and compliance with the established investment policy. The budget agency, after review by the budget committee, may approve, deny, or modify grants and loans recommended by the board. Money in the fund may not be used to provide a recurring source of revenue for the normal operating expenditures of any project.**
- (f) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations



of the fund in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the state general fund.

(g) The money in the fund at the end of a state fiscal year does not revert to the state general fund but remains in the fund. ~~to be used exclusively for the purposes of this chapter.~~

SECTION 72. IC 5-28-16-4, AS AMENDED BY P.L.2-2007, SECTION 109, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The board has the following powers:

(1) To accept, analyze, and approve applications under this chapter.

(2) To contract with experts for advice and counsel.

(3) To employ staff to assist in carrying out this chapter, including providing assistance to applicants who wish to apply for a grant or loan from the fund, analyzing proposals, working with experts engaged by the board, and preparing reports and recommendations for the board.

(4) To approve ~~and recommend~~ applications for grants or loans from the fund, ~~to the budget committee and subject to budget agency review under section 2(e) of this chapter.~~

(5) To establish programs and initiatives with corresponding investment policies.

(b) The board shall give priority to applications for grants or loans from the fund that:

(1) have the greatest economic development potential; and

(2) require the lowest ratio of money from the fund compared with the combined financial commitments of the applicant and those cooperating on the project.

(c) The board shall make final funding determinations for applications for grants or loans from the fund, ~~that will be submitted subject to the budget agency for review and approval under section 2(e) of this chapter.~~ In making a determination on a proposal intended to obtain federal or private research funding, the board shall be advised by a peer review panel and shall consider the following factors in evaluating the proposal:

(1) The scientific merit of the proposal.

(2) The predicted future success of federal or private funding for the proposal.

(3) The ability of the researcher to attract merit based scientific funding of research.

(4) The extent to which the proposal evidences interdisciplinary or interinstitutional collaboration among two (2) or more Indiana postsecondary educational institutions or private sector partners, as well as cost sharing and partnership support from the business community.

The purposes for which grants and loans may be made include erecting, constructing, reconstructing, extending, remodeling, improving, completing, equipping, and furnishing research and technology transfer facilities.

(d) The peer review panel shall be chosen by and report to the board. In determining the composition and duties of a peer review panel, the board shall consider the National Institutes of Health and the National Science Foundation peer review processes as models. The members of the panel must have extensive experience in federal research funding. A panel member may not have a relationship with any private entity or postsecondary educational institution in Indiana that would constitute a conflict of interest for the panel member.

(e) In making a determination on any other application for a grant or loan from the fund involving a proposal to transfer research results and technologies into marketable products or commercial ventures, the board shall consult with experts as necessary to analyze the likelihood of success of the proposal and the relative merit of the proposal.

(f) A grant or loan from the fund may not be ~~approved or recommended to~~ **submitted for review by**



the budget agency ~~by the board~~ **under section 2(e) of this chapter** unless the grant or loan has received a positive recommendation from a peer review panel described in this section.

(g) The board shall report quarterly to the budget committee concerning grants and loans made under this chapter.

SECTION 73. IC 5-28-36-3, AS ADDED BY P.L.233-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. (a) The motorsports improvement fund is established within the state treasury. The fund is a revolving fund to provide **grants and** low-interest loans for enhancing the development of the motorsports industry in Indiana.

(b) The fund consists of amounts appropriated by the general assembly.

(c) The corporation shall administer the fund. In addition to **grants and** loans, the following may be paid from money in the fund:

(1) Expenses of administering the fund.

(2) Nonrecurring administrative expenses incurred to carry out the purposes of this chapter.

(d) Earnings from loans made under this chapter shall be deposited in the fund.

(e) The money in the fund at the end of a state fiscal year does not revert to the state general fund but remains in the fund.

SECTION 74. IC 5-28-36-7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. **(a) A county, city, or town in which a motorsports enterprise is located may apply to the corporation for a grant from the fund to be used for making infrastructure improvements that will enhance the viability of the motorsports enterprise.**

(b) A grant to an applicant under this section may not exceed one million dollars (\$1,000,000).

(c) A grant under this section may not be used for the following:

(1) Prizes.

(2) Operating expenses.

(3) Salaries or other expenses not directly related to infrastructure improvements to enhance the viability of a motorsports enterprise.

(d) An application for a grant under this section for a year must be received by the corporation before May 15 of the year. An application received by the corporation after May 14 of the year is treated as an application for a grant under this section for the immediately following year.

(e) Each year before June 15, the corporation shall make a determination on each application received after May 14 of the immediately preceding year and before May 15 of the year. The corporation shall make disbursements from the fund for grants that are awarded under this section for a year before June 15 of the year.

(f) The corporation shall determine the following:

(1) The form of the application.

(2) The information to be submitted with the application.

(3) The criteria to be used to make grants from the fund.

(4) The terms and conditions of any grant made from the fund, including the actual grant amount, other than a grant specified by statute.

SECTION 75. IC 5-28-36-8 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. **Each state fiscal year, the aggregate amount of the grants that the corporation makes under this chapter during the state fiscal year may not exceed fifty percent (50%) of the sum of:**



- (1) the money in the fund at the beginning of the state fiscal year; and
- (2) the amounts received by the fund during the state fiscal year, including:
 - (A) appropriations to the fund by the general assembly; and
 - (B) the repayment of any principal and interest on a loan awarded under section 5 of this chapter.

SECTION 76. IC 5-28-36-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 9. Notwithstanding sections 7 and 8 of this chapter, the corporation shall make at least the following grants from the fund before June 15, 2015:**

- (1) A grant to Henry County of four hundred thousand dollars (\$400,000) to enhance the viability of the New Castle Motorsports Park by means of improvements to the track public access.
- (2) A grant to the town of Brownsburg of one million dollars (\$1,000,000) for the following categories of infrastructure improvements to enhance the viability of the Lucas Oil Raceway:
 - (A) Track public access.
 - (B) Track competition features.
 - (C) Fan support areas.

SECTION 77. IC 5-28-38 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

Chapter 38. Indiana Regional Cities Development Fund

Sec. 1. As used in this chapter, "fund" refers to the Indiana regional cities development fund established by section 2 of this chapter.

Sec. 2. The Indiana regional cities development fund is established within the state treasury to support the corporation's regional cities initiative.

Sec. 3. The fund consists of:

- (1) money deposited into the fund under IC 6-8.1-3-25;
- (2) appropriations from the general assembly;
- (3) grants, gifts, and donations intended for deposit in the fund; and
- (4) interest deposited into the fund under section 5 of this chapter.

Sec. 4. The corporation shall administer the fund. The following may be paid from money in the fund:

- (1) Expenses of administering the fund.
- (2) Nonrecurring administrative expenses incurred to carry out the purposes of this chapter.

Sec. 5. The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the state general fund.

Sec. 6. The money in the fund at the end of a state fiscal year does not revert to the state general fund.

SECTION 78. IC 5-29-4-2, AS AMENDED BY P.L.144-2006, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 2. The council consists of the following members:**

- (1) The lieutenant governor.
- (2) Two (2) members of the senate, who may not be members of the same political party, appointed by the president pro tempore of the senate, for a term of one (1) year.



(3) Two (2) members of the house of representatives, who may not be members of the same political party, appointed by the speaker of the house of representatives, for a term of one (1) year.

(4) Six (6) regional tourism industry representatives, appointed by the respective tourism regions; **Three (3) members representing private sector associations related to the travel, tourism, or hospitality industries, appointed by the governor**, for a term of one (1) year.

(5) ~~Twelve (12)~~ **Five (5)** representatives of the private sector **tourism industry**, appointed by the governor, for a term of two (2) years. ~~One (1) representative must own or operate an agritourism business.~~

(6) The director.

(7) ~~The commissioner of the Indiana department of transportation.~~

(8) ~~(7)~~ The director of the department of natural resources.

(9) ~~(8)~~ A member appointed by the Indiana **Hotel Restaurant** and Lodging Association, for a term of one (1) year.

(10) ~~A member appointed by the Restaurant and Hospitality Association of Indiana, for a term of one (1) year.~~

(11) ~~(9)~~ **A member Three (3) members** appointed by the **Indiana Tourism** Association, of ~~Indiana Convention and Visitor Bureaus~~, for a term of one (1) year.

(12) ~~A member appointed by the Council of Indiana Attractions, for a term of one (1) year.~~

(13) ~~A member appointed by the Indiana Gaming Association, for a term of one (1) year.~~

(14) ~~A member appointed by the Recreation Vehicle Indiana Council, for a term of one (1) year.~~

(15) ~~A member appointed by the Indiana Bed and Breakfast Association, for a term of one (1) year.~~

(16) ~~A member appointed by the Indiana State Festival Association, for a term of one (1) year.~~

SECTION 79. IC 5-29-4-3, AS AMENDED BY P.L.144-2006, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) ~~Seventeen (17)~~ **Ten (10)** members of the council constitute a quorum.

(b) The affirmative votes of a majority of the members appointed to the council are required for the council to take action.

(c) The lieutenant governor shall serve as chairperson of the council.

(d) The council shall adopt written procedures to govern the transaction of business by the council.

(e) A member of the council who is not a state employee is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also not entitled to reimbursement for traveling expenses and other expenses actually incurred in connection with the member's duties.

SECTION 80. IC 5-29-4-4, AS ADDED BY P.L.229-2005, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The council shall do the following:

(1) Assist in developing goals and objectives for the office.

(2) Analyze the results and effectiveness of grants made by the office.

(3) Build commitment and unity among tourism industry groups.

(4) Create a forum for sharing talent, resources, and ideas regarding tourism.

(5) Encourage public and private participation necessary for the promotion of tourism.

(6) Make recommendations to the office regarding matters involving tourism.

(7) Make recommendations concerning grants from the tourism information and promotion fund.

(8) Make budget recommendations to the lieutenant governor.

(9) Approve or deny applications submitted to the office for the statewide tourism marketing



development program as designated by the general assembly in the biennial budget.

(b) The council may establish advisory groups to make recommendations to the office on tourism research, development, and marketing.

SECTION 81. IC 6-1.1-20.3-6.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 6.9. (a) The board may do the following:**

(1) Hold a public hearing to review the budget, tax levies, assessed value, debt service requirements, and other financial information for the Gary Community School Corporation.

(2) After reviewing the information described in subdivision (1) and subject to subdivision (3), the board may, with the consent of the governing body of the Gary Community School Corporation, select a financial specialist to take financial control of the Gary Community School Corporation, who shall act in consultation with the governing body of the Gary Community School Corporation and the city of Gary.

(3) In selecting a financial specialist to take financial control of the Gary Community School Corporation under subdivision (2):

(A) the board shall recommend three (3) persons as potential candidates for the financial specialist position to take financial control of the Gary Community School Corporation; and

(B) the governing body of the Gary Community School Corporation may, within twenty-one (21) days after the board makes the recommendations under clause (A), choose one (1) of the persons recommended by the board under clause (A) that the board may then select as a financial specialist to take financial control of the Gary Community School Corporation as provided in subdivision (2).

If the governing body of the Gary Community School Corporation does not choose a financial specialist as provided in clause (B) from the persons recommended by the board within twenty-one (21) days, the board's authority under this section is terminated.

(4) A financial specialist selected under this section:

(A) shall be paid out of the funds appropriated to the board;

(B) may perform the duties authorized under this section for not more than twelve (12) consecutive months; and

(C) may request the Indiana Association of School Business Officials to provide technical consulting services to the financial specialist and the Gary Community School Corporation on the following issues:

(i) Debt management.

(ii) Cash management.

(iii) Facility management.

(iv) other school business management issues.

The Indiana Association of School Business Officials will determine the appropriate individuals to consult with the financial specialist and the Gary Community School Corporation. Any consulting expenses will be paid out of the funds appropriated to the board.

(b) The board may do any of the following if the board selects a financial specialist to take financial control of the Gary Community School Corporation under subsection (a):

(1) The board may work jointly with the city of Gary and the financial specialist to develop a financial plan for the Gary Community School Corporation.

(2) The board may delay or suspend, for a period determined by the board, any payments of principal or interest, or both, that would otherwise be due from the Gary Community School



Corporation on loans or advances from the common school fund.

(3) The board may recommend to the state board of finance that the state board of finance make an interest free loan to the Gary Community School Corporation from the common school fund. If the board makes a recommendation that such a loan be made, the state board of finance may, notwithstanding IC 20-49, make such a loan for a term of not more than six (6) years.

SECTION 82. IC 6-3-3-14.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2015 (RETROACTIVE)]: **Sec. 14.5. (a) As used in this section, "classroom supplies" means any items that qualify for the educator expense deduction under Section 62(a)(2)(D) of the Internal Revenue Code (as effective December 31, 2013).**

(b) Each taxable year, an individual employed as a teacher (as defined in IC 20-18-2-22(a)) is entitled to a credit against the individual's adjusted gross income tax liability for amounts expended during the taxable year for classroom supplies. The amount of the credit is the lesser of:

- (1) one hundred dollars (\$100); or**
- (2) the total amount expended for classroom supplies during a taxable year.**

(c) The credit provided by this section may not exceed the amount of the individual's adjusted gross income tax liability for the taxable year, reduced by the sum of all credits for the taxable year that are applied before the application of the credit provided by this section. The amount of any unused credit under this section for a taxable year may not be carried forward to a succeeding taxable year, carried back to a preceding taxable year, or refunded.

SECTION 83. IC 6-3-3-14.6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2016]: **Sec. 14.6. (a) This section applies only to taxable years beginning after December 31, 2015.**

(b) As used in this section, "hospital" means an acute care hospital that:

- (1) is licensed under IC 16-21-2;**
- (2) is operated on a for-profit basis;**
- (3) is subject to the adjusted gross income tax at the rate specified in IC 6-3-2-1(b);**
- (4) provides health care, accommodations, facilities, and equipment, in connection with the services of a physician, to individuals who may need medical or surgical services; and**
- (5) is not primarily providing care and treatment of patients:**
 - (A) with a cardiac condition;**
 - (B) with an orthopedic condition; or**
 - (C) receiving a surgical procedure.**

(c) Each taxable year a hospital is entitled to a credit against the hospital's adjusted gross income tax liability for the taxable year equal to ten percent (10%) of the property taxes paid in Indiana for the taxable year on property used as a hospital.

(d) The credit provided by this section may not exceed the amount of the taxpayer's adjusted gross income tax liability for the taxable year, reduced by the sum of all credits for the taxable year that are applied before the application of the credit provided by this section. The amount of any unused credit under this section for a taxable year may not be carried forward to a succeeding taxable year, carried back to a preceding taxable year, or refunded.

SECTION 84. IC 6-3.1-13-18, AS AMENDED BY P.L.171-2011, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 18. (a) The corporation shall determine the amount and duration of a tax credit awarded under this chapter. The duration of the credit may not exceed**



ten (10) taxable years. The credit may be stated as a percentage of the incremental income tax withholdings attributable to the applicant's project and may include a fixed dollar limitation. In the case of a credit awarded for a project to create new jobs in Indiana, the credit amount may not exceed the incremental income tax withholdings. However, the credit amount claimed for a taxable year may exceed the taxpayer's state tax liability for the taxable year, in which case the excess may, at the discretion of the corporation, be refunded to the taxpayer.

(b) For state fiscal year 2006 and each state fiscal year thereafter, the aggregate amount of credits awarded under this chapter for projects to retain existing jobs in Indiana may not exceed ten million dollars (\$10,000,000) per year.

(c) The aggregate amount of credits that may be awarded by the corporation under this chapter in the state fiscal year beginning July 1, 2015, for projects to create jobs in Indiana may not exceed two hundred twenty-five million dollars (\$225,000,000). This subsection expires July 1, 2016.

~~(c)~~ (d) This subsection does not apply to a business that was enrolled and participated in the E-Verify program (as defined in IC 22-5-1.7-3) during the time the taxpayer conducted business in Indiana in the taxable year. A credit under this chapter may not be computed on any amount withheld from an individual or paid to an individual for services provided in Indiana as an employee, if the individual was, during the period of service, prohibited from being hired as an employee under 8 U.S.C. 1324a.

SECTION 85. IC 6-3.1-16-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:
Sec. 14. (a) The amount of tax credits allowed under this chapter may not exceed:

- (1) seven hundred fifty thousand dollars (\$750,000) in the state fiscal year beginning July 1, 1997, and the state fiscal year beginning July 1, 1998; ~~and~~
- (2) four hundred fifty thousand dollars (\$450,000) in a state fiscal year that begins ~~July 1, 1999, or thereafter.~~ **after June 30, 1999, and ends before July 1, 2016; and**
- (3) **zero dollars (\$0) in a state fiscal year that begins after June 30, 2016.**

(b) **Notwithstanding the other provisions of this chapter, the office may not provide the certifications referred to in section 8 of this chapter for a qualified expenditure made after June 30, 2016. However, this section may not be construed to prevent a taxpayer from carrying an unused tax credit attributable to a qualified expenditure made before July 1, 2016, forward to a taxable year beginning after December 31, 2016, in the manner provided by section 13 of this chapter.**

SECTION 86. IC 6-3.1-30.5-13, AS AMENDED BY P.L.205-2013, SECTION 84, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. (a) **This subsection applies to a state fiscal year beginning before July 1, 2015.** The total amount of tax credits awarded under this chapter may not exceed seven million five hundred thousand dollars (\$7,500,000) in a state fiscal year.

(b) **This subsection applies to the state fiscal year beginning July 1, 2015. The total amount of tax credits awarded under this chapter may not exceed eight million five hundred thousand dollars (\$8,500,000) in the state fiscal year.**

(c) **This subsection applies to a state fiscal year beginning after June 30, 2016. The total amount of tax credits awarded under this chapter may not exceed nine million five hundred thousand dollars (\$9,500,000) in a state fiscal year.**

SECTION 87. IC 6-3.1-34.6-1, AS ADDED BY P.L.277-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2013 (RETROACTIVE)]: Sec. 1. (a) Subject to subsection (b), this chapter applies to taxable years beginning after December 31, ~~2013.~~ **2012.**

(b) A person is not entitled to a tax credit for placing a qualified vehicle into service after December



31, 2016. However, this subsection may not be construed to prevent a person from carrying an unused tax credit attributable to a qualified vehicle placed into service before January 1, 2017, forward to a taxable year beginning after December 31, 2016, in the manner provided by section 13 of this chapter.

SECTION 88. IC 6-3.1-34.6-8, AS ADDED BY P.L.277-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. (a) **Subject to subsection (c)**, a person that places a qualified vehicle into service in a particular taxable year may claim a credit against the person's state tax liability for that taxable year.

(b) Subject to sections 9 and 10 of this chapter, the amount of the credit that may be claimed for placing a qualified vehicle into service is the amount determined in STEP THREE of the following formula:

STEP ONE: Determine the difference between:

(A) the price of the qualified vehicle; and

(B) the price of a similarly equipped vehicle of the same make and model that is powered by a gasoline or diesel engine.

STEP TWO: Multiply the STEP ONE result by fifty percent (50%).

STEP THREE: Determine the lesser of:

(A) the STEP TWO result; or

(B) fifteen thousand dollars (\$15,000).

(c) To the extent that a person claims a credit under this chapter for placing a qualified vehicle into service in 2013, the person may claim such a credit only against any state gross retail tax and use tax liability incurred by the person on transactions occurring after June 30, 2015, that involve a natural gas product (as defined by IC 6-6-2.5-16.5) and that are subject to taxation under IC 6-2.5 because the provisions of IC 6-2.5-5-27(b) exclude those transactions involving a natural gas product from the exemption provided in IC 6-2.5-5-27.

SECTION 89. IC 6-3.1-34.6-9, AS ADDED BY P.L.277-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2013 (RETROACTIVE)]: Sec. 9. **This section does not apply to a taxable year beginning after December 31, 2012, and before January 1, 2014.** The total amount of the tax credits granted to a person under this chapter for a particular taxable year may not exceed one hundred fifty thousand dollars (\$150,000).

SECTION 90. IC 6-7-1-28.1, AS AMENDED BY P.L.205-2013, SECTION 128, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 28.1. The taxes, registration fees, fines, or penalties collected under this chapter shall be deposited in the following manner:

(1) Four and twenty-two hundredths percent (4.22%) of the money shall be deposited in a fund to be known as the cigarette tax fund.

(2) Six-tenths percent (0.6%) of the money shall be deposited in a fund to be known as the mental health centers fund.

(3) The following amount of the money shall be deposited in the state general fund:

(A) After June 30, 2011, and before July 1, 2013, sixty and twenty-four hundredths percent (60.24%).

(B) After June 30, 2013, fifty-six and twenty-four hundredths percent (56.24%).

(4) Five and forty-three hundredths percent (5.43%) of the money shall be deposited into the pension relief fund established in IC 5-10.3-11.

(5) Twenty-seven and five hundredths percent (27.05%) of the money shall be deposited in the



healthy Indiana ~~check-up~~ plan trust fund established by IC 12-15-44.2-17.

(6) Two and forty-six hundredths percent (2.46%) of the money shall be deposited in the state general fund for the purpose of paying appropriations for Medicaid—Current Obligations, for provider reimbursements.

(7) The following amount of the money shall be deposited in the state retiree health benefit trust fund established by IC 5-10-8-8.5 as follows:

- (A) Before July 1, 2011, five and seventy-four hundredths percent (5.74%).
- (B) After June 30, 2011, and before July 1, 2013, zero percent (0%).
- (C) After June 30, 2013, four percent (4%).

The money in the cigarette tax fund, the mental health centers fund, the **healthy** Indiana ~~check-up~~ plan trust fund, or the pension relief fund at the end of a fiscal year does not revert to the state general fund. However, if in any fiscal year, the amount allocated to a fund under subdivision (1) or (2) is less than the amount received in fiscal year 1977, then that fund shall be credited with the difference between the amount allocated and the amount received in fiscal year 1977, and the allocation for the fiscal year to the fund under subdivision (3) shall be reduced by the amount of that difference. Money deposited under subdivisions (6) through (7) may not be used for any purpose other than the purpose stated in the subdivision.

SECTION 91. IC 6-8.1-3-17, AS AMENDED BY P.L.236-2005, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 17. (a) Before an original tax appeal is filed with the tax court under IC 33-26, the commissioner may settle any tax liability dispute if a substantial doubt exists as to:

- (1) the constitutionality of the tax under the Constitution of the State of Indiana;
- (2) the right to impose the tax;
- (3) the correct amount of tax due;
- (4) the ~~collectibility~~ **collectability** of the tax; or
- (5) whether the taxpayer is a resident or nonresident of Indiana.

(b) After an original tax appeal is filed with the tax court under IC 33-26, and notwithstanding IC 4-6-2-11, the commissioner may settle a tax liability dispute with an amount in contention of twenty-five thousand dollars (\$25,000) or less. Notwithstanding IC 6-8.1-7-1(a), the terms of a settlement under this subsection are available for public inspection.

(c) The department shall establish an amnesty program for taxpayers having an unpaid tax liability for a listed tax that was due and payable for a tax period ending before ~~July 1, 2004~~. **January 1, 2013**. A taxpayer is not eligible for the amnesty program:

- (1) for any tax liability resulting from the taxpayer's failure to comply with IC 6-3-1-3.5(b)(3) with regard to the tax imposed by IC 4-33-13 **or IC 4-35-8; or**
- (2) **if the taxpayer participated in any previous amnesty program under:**
 - (A) **this section (as in effect on December 31, 2014); or**
 - (B) **IC 6-2.5-14.**

The time in which a voluntary payment of tax liability may be made (or the taxpayer may enter into a payment program acceptable to the department for the payment of the unpaid listed taxes in full in the manner and time established in a written payment program agreement between the department and the taxpayer) under the amnesty program is limited to the period determined by the department, not to exceed eight (8) regular business weeks ending before the earlier of the date set by the department or ~~July 1~~;



~~2006.~~ **January 1, 2017.** The amnesty program must provide that, upon payment by a taxpayer to the department of all listed taxes due from the taxpayer for a tax period (or payment of the unpaid listed taxes in full in the manner and time established in a written payment program agreement between the department and the taxpayer), entry into an agreement that the taxpayer is not eligible for any other amnesty program that may be established and waives any part of interest and penalties on the same type of listed tax that is being granted amnesty in the current amnesty program, and compliance with all other amnesty conditions adopted under a rule of the department in effect on the date the voluntary payment is made, the department:

- (1) shall abate and not seek to collect any interest, penalties, collection fees, or costs that would otherwise be applicable;
- (2) shall release any liens imposed;
- (3) shall not seek civil or criminal prosecution against any individual or entity; and
- (4) shall not issue, or, if issued, shall withdraw, an assessment, a demand notice, or a warrant for payment under **IC 6-8.1-5-1**, IC 6-8.1-5-3, IC 6-8.1-8-2, or another law against any individual or entity;

for listed taxes due from the taxpayer for the tax period for which amnesty has been granted to the taxpayer. Amnesty granted under this subsection is binding on the state and its agents. However, failure to pay to the department all listed taxes due for a tax period invalidates any amnesty granted under this subsection for that tax period. The department shall conduct an assessment of the impact of the tax amnesty program on tax collections and an analysis of the costs of administering the tax amnesty program. As soon as practicable after the end of the tax amnesty period, the department shall submit a copy of the assessment and analysis to the legislative council in an electronic format under IC 5-14-6. The department shall enforce an agreement with a taxpayer that prohibits the taxpayer from receiving amnesty in another amnesty program.

(d) For purposes of subsection (c), a liability for a listed tax is due and payable if:

- (1) the department has issued:
 - (A) an assessment of the listed tax ~~and under IC 6-8.1-5-1;~~
 - (B) a demand for payment under IC 6-8.1-5-3; or**
 - ~~(B)~~ **(C) a demand notice for payment of the listed tax under IC 6-8.1-8-2;**
- (2) the taxpayer has filed a return or an amended return in which the taxpayer has reported a liability for the listed tax; or
- (3) the taxpayer has filed a written statement of liability for the listed tax in a form that is satisfactory to the department.

SECTION 92. IC 6-8.1-3-24 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 24. (a) The department of state revenue may adopt emergency rules under IC 4-22-2-37.1 to carry out a tax amnesty program under section 17 of this chapter.**

(b) Notwithstanding IC 4-22-2-37.1(g), an emergency rule adopted by the department under IC 4-22-2-37.1 expires on the date specified in the emergency rule.

(c) This section expires July 1, 2017.

SECTION 93. IC 6-8.1-3-25 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 25. Notwithstanding any other law, the department shall deposit the amounts collected under a tax amnesty program carried out under section 17 of**



this chapter after June 30, 2015, as follows:

(1) The first eighty-four million dollars (\$84,000,000) collected must be deposited into the Indiana regional cities development fund established by IC 5-28-38-2.

(2) After making the deposits required under subdivision (1), the next six million dollars (\$6,000,000) collected shall be transferred to the Indiana department of transportation to reimburse the Indiana department of transportation for money expended by the Indiana department of transportation under IC 8-23-2-18.5 for the operation of the Hoosier State Rail Line. However, the total amount transferred under this subdivision to the Indiana department of transportation may not exceed the lesser of:

(A) six million dollars (\$6,000,000); or

(B) the total amount expended by the Indiana department of transportation under IC 8-23-2-18.5 for the operation of the Hoosier State Rail Line after June 30, 2015, and before July 1, 2017.

(3) Any remaining amounts collected must be deposited into the state general fund.

SECTION 94. IC 6-8.1-10-12, AS AMENDED BY P.L.1-2009, SECTION 59, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 12. (a) This section applies to a penalty related to a tax liability to the extent that the:

(1) tax liability is for a listed tax;

(2) tax liability was due and payable, as determined under IC 6-8.1-3-17(d), for a tax period ending before ~~July 1, 2004~~; **January 1, 2013**;

(3) department establishes an amnesty program for the tax liability under IC 6-8.1-3-17(c);

(4) individual or entity from which the tax liability is due was eligible to participate in the amnesty program described in subdivision (3); and

(5) tax liability is not paid:

(A) in conformity with a payment program acceptable to the department that provides for payment of the unpaid listed taxes in full in the manner and time established in a written payment program agreement entered into between the department and the taxpayer under IC 6-8.1-3-17(c); or

(B) if clause (A) does not apply, before the end of the amnesty period established by the department.

(b) Subject to subsection (c), if a penalty is imposed or otherwise calculated under any combination of:

(1) IC 6-8.1-1-8;

(2) section 2.1 of this chapter;

(3) section 3 of this chapter;

(4) section 3.5 of this chapter;

~~(4) (5) section 4 of this chapter;~~

~~(5) (6) section 5 of this chapter;~~

~~(6) (7) section 6 of this chapter;~~

~~(7) (8) section 7 of this chapter;~~

~~(8) (9) section 9 of this chapter; or~~

~~(9) (10) IC 6-6;~~

an additional penalty is imposed under this section. The amount of the additional penalty imposed under this section is equal to the sum of the penalties imposed or otherwise calculated under the provisions listed in subdivisions (1) through ~~(9)~~ **(10)**.



- (c) The additional penalty provided by subsection (b) does not apply if all of the following apply:
- (1) The department imposes a penalty on a taxpayer or otherwise calculates the penalty under the provisions described in subsection (b)(1) through ~~(b)(9)~~: **(b)(10)**.
 - (2) The taxpayer against whom the penalty is imposed:
 - (A) timely files an original tax appeal in the tax court under IC 6-8.1-5-1; and
 - (B) contests the department's imposition of the penalty or the tax on which the penalty is based.
 - (3) The taxpayer meets all other jurisdictional requirements to initiate the original tax appeal.
 - (4) Either the:
 - (A) tax court enjoins collection of the penalty or the tax on which the penalty is based under IC 33-26-6-2; or
 - (B) department consents to an injunction against collection of the penalty or tax without entry of an order by the tax court.
- (d) The additional penalty provided by subsection (b) does not apply if the taxpayer:
- (1) has a legitimate hold on making the payment as a result of an audit, bankruptcy, protest, taxpayer advocate action, or another reason permitted by the department;
 - (2) had established a payment plan with the department before May 12, ~~2005~~; **2015**; or
 - (3) verifies with reasonable particularity that is satisfactory to the commissioner that the taxpayer did not ever receive notice of the outstanding tax liability.

SECTION 95. IC 7.1-4-8-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

Sec. 1. The department shall:

- (1) deposit daily with the treasurer of state:
 - (A) ~~four three~~ and three-fourths cents (~~4 3/4¢~~) (**3 3/4¢**) of the beer excise tax rate collected on each gallon of beer or flavored malt beverage;
 - (B) one dollar and seventeen cents (\$1.17) of the liquor excise tax rate collected on each gallon of liquor; and
 - (C) sixteen cents (16¢) of the wine excise tax rate collected on each gallon of wine; and
- (2) not later than the fifth day of the following month, transfer the deposits under subdivision (1) into the postwar construction fund.

SECTION 96. IC 7.1-4-10-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

Sec. 1. The department shall deposit ~~one and three-fourths cents (3/4¢)~~ (**1 3/4¢**) of the beer excise tax rate collected on each gallon of beer or flavored malt beverage, eleven cents (11¢) of the liquor excise tax rate collected on each gallon of liquor, and four cents (4¢) of the wine excise tax rate collected on each gallon of wine, daily with the treasurer of the state, and not later than the fifth day of the following month shall cover them into the Enforcement and Administration Fund.

SECTION 97. IC 8-1-19.5-6, AS AMENDED BY P.L.94-2010, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. As used in this chapter, "human services" means services provided by government or nonprofit organizations to ensure the health and well-being of Indiana citizens. The term includes services designed to **do any of the following**:

- (1) Provide relief or assistance after a natural or nonnatural disaster. ~~and~~
- (2) Assist parents with stress issues.
- (3) Assist persons in efforts to reduce instances of domestic violence.**
- (4) Assist persons in efforts to reduce the rate of infant mortality.**
- (5) Direct persons to services providing assistance to veterans, senior citizens, and vulnerable**



children.

(6) Assist persons with respect to public health issues.

SECTION 98. IC 8-1-19.5-9.5, AS ADDED BY P.L.94-2010, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9.5. A recognized 211 service provider shall provide:

- (1) assistance with parental stress issues;
- (2) information concerning assistance related to domestic violence;**
- (3) information concerning assistance for veterans, senior citizens, and vulnerable children; and**
- (4) information concerning infant mortality and other public health issues;**

if requested by a person calling 211.

SECTION 99. IC 8-1-19.5-11, AS AMENDED BY P.L.2-2005, SECTION 24, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 11. (a) The 211 services account is established in the state general fund to make 211 services available throughout Indiana. The account shall be administered by the commission.

(b) The account consists of the following:

- (1) **All** money appropriated to the account by the general assembly.
- (2) Funds received from the federal government for the support of 211 services in Indiana.
- (3) Investment earnings, including interest, on money in the account.
- (4) Money from any other source, including gifts and grants.

(c) Money in the account is continuously appropriated for the purposes of this section.

(d) The commission, **after consulting with the board of directors of Indiana 211 Partnership, Inc., or any successor organization**, shall annually prepare a plan for the expenditure of the money in the account. The plan must:

(1) include a strategy or plan to address:

- (A) assistance for parental stress issues;**
- (B) domestic violence;**
- (C) infant mortality;**
- (D) assistance for veterans;**
- (E) services for senior citizens;**
- (F) services for vulnerable children; and**
- (G) public health issues; and**

(2) be reviewed by the state budget committee before the commission may make expenditures from the fund.

(e) Money in the account may be spent for the following purposes:

(1) The creation of a structure for a statewide 211 resources data base that:

- (A) meets the Alliance for Information Referral Systems standards for information and referral systems data bases; and
- (B) is integrated with a local resources data base maintained by a recognized 211 service provider.

Permissible expenditures under this subdivision include expenditures for planning, training, accreditation, and system evaluation.

(2) The development and implementation of a statewide 211 resources data base described in subdivision (1). Permissible expenditures under this subdivision include expenditures for planning, training, accreditation, and system evaluation.

(3) Collecting, organizing, and maintaining information from state agencies, departments, and



programs that provide human services, for access by a recognized 211 service provider.

(4) Providing grants to a recognized 211 service provider for any of the following purposes:

(A) The design, development, and implementation of 211 services in a recognized 211 service provider's 211 service area. Funds provided under this subdivision may be used for planning, public awareness, training, accreditation, and evaluation.

(B) The provision of 211 services on an ongoing basis after the design, development, and implementation of 211 services in a recognized 211 service provider's 211 service area.

(C) The provision of 211 services on a twenty-four (24) hour per day, seven (7) day per week basis.

(f) The expenses of administering the account shall be paid from money in the account.

(g) The treasurer of state shall invest the money in the account not currently needed to meet the obligations of the account in the same manner as other public money may be invested.

(h) Money that is in the account under subsection (b)(2) through (b)(4) at the end of a state fiscal year does not revert to the state general fund.

SECTION 100. IC 8-1-19.5-12, AS AMENDED BY P.L.2-2005, SECTION 25, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 12. (a) The commission shall, after June 30 and before November 1 of each year, report to the general assembly on the following:

(1) The total amount of money deposited in the account during the most recent state fiscal year.

(2) The amount of funds, if any, received from the federal government during the most recent state fiscal year for the support of 211 services in Indiana. The information provided under this subdivision must include the amount of any matching funds, broken down by source, contributed by any source to secure the federal funds.

(3) The amount of money, if any, disbursed from the account for the following:

(A) The creation of a structure for a statewide 211 resources data base described in section 11(e)(1) of this chapter.

(B) The development and implementation of a statewide 211 resources data base described in section ~~11(e)(1)~~ **11(e)(2)** of this chapter.

(C) Collecting, organizing, and maintaining information from state agencies, departments, and programs that provide human services, for access by a recognized 211 service provider.

The information provided under this subdivision must identify any recognized 211 service provider or other organization that received funds for the purposes set forth in this subdivision.

(4) The amount of money, if any, disbursed from the account as grants to a recognized 211 service provider for any of the purposes described in section 11(e)(4) of this chapter. The information provided under this subdivision must identify the recognized 211 service provider that received the grant and the amount and purpose of the grant received.

(5) The expenses incurred by the commission in complying with this chapter during the most recent state fiscal year.

(6) The projected budget required by the commission to comply with this chapter during the current state fiscal year.

(7) Any available statistics, data, or results concerning the expenditure of money in the account to address, or the effectiveness of 211 services in addressing:

(A) assistance for parental stress issues;

(B) domestic violence;

(C) infant mortality;



- (D) assistance for veterans;
- (E) services for senior citizens;
- (F) services for vulnerable children; and
- (G) public health issues;

during the most recent state fiscal year.

(b) The report shall describe each toll-free telephone number operated by a state agency or an instrumentality of the state for purposes of providing an information resource for human services and social services.

(c) The commission shall study the feasibility of having 211 service providers take over the operation of toll-free telephone numbers described in subsection (b). The study must identify the costs incurred by state agencies and to instrumentalities of the state in operating these toll-free telephone numbers, and the study must include an estimate of the costs that would be incurred by state agencies and instrumentalities of the state and by 211 service providers if 211 service providers took over the operation of these toll-free telephone numbers. The commission shall before December 1, 2015, report its findings and recommendations regarding the study to the budget committee.

~~(b)~~ (d) The report required under this section must be in an electronic format under IC 5-14-6.

SECTION 101. IC 8-1-19.5-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. The commission ~~may~~ **shall** adopt rules under IC 4-22-2 to implement this chapter.

SECTION 102. IC 8-14-14.1-5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 5. (a) After review by the budget committee, the budget agency may, after June 30, 2015, and before July 1, 2016, direct the auditor of state to transfer not more than one hundred million dollars (\$100,000,000) to the fund from the state general fund. If the budget agency directs the auditor of state to make such a transfer, the auditor of state shall transfer to the fund the amount determined by the budget agency. There is appropriated from the state general fund an amount sufficient to make the transfer under this subsection.**

(b) After review by the budget committee, the budget agency may, after June 30, 2016, and before July 1, 2017, direct the auditor of state to transfer not more than one hundred million dollars (\$100,000,000) to the fund from the state general fund. If the budget agency directs the auditor of state to make such a transfer, the auditor of state shall transfer to the fund the amount determined by the budget agency. There is appropriated from the state general fund an amount sufficient to make the transfer under this subsection.

(c) Notwithstanding section 3(e) of this chapter, if one (1) or more transfers under subsection (a) or (b) are made to the fund, the budget agency may after review by the budget committee transfer from the fund to the major moves construction fund established by IC 8-14-14-5 an amount equal to the lesser of:

- (1) two hundred million dollars (\$200,000,000); or**
- (2) the total amount of any transfers under subsection (a) or (b) that are made to the fund.**

(d) Money that is transferred as described in subsection (c) may be used for any purpose of the major moves construction fund.

SECTION 103. IC 8-15.5-1-2, AS AMENDED BY HEA 1036-2015, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) This article contains full and complete authority for public-private agreements between the authority, a private entity, and, where applicable, a



governmental entity. Except as provided in this article, no law, procedure, proceeding, publication, notice, consent, approval, order, or act by the authority or any other officer, department, agency, or instrumentality of the state or any political subdivision is required for the authority to enter into a public-private agreement with a private entity under this article, or for a project that is the subject of a public-private agreement to be constructed, acquired, maintained, repaired, operated, financed, transferred, or conveyed.

(b) Before the authority or the department may issue a request for proposals for or enter into a public-private agreement under this article that would authorize an operator to impose tolls for the operation of motor vehicles on all or part of a toll road project, the general assembly must adopt a statute authorizing the imposition of tolls. However, during the period beginning July 1, 2011, and ending June 30, 2021, and notwithstanding subsection (c), the general assembly is not required to enact a statute authorizing the authority or the department to issue a request for proposals or enter into a public-private agreement to authorize an operator to impose tolls for the operation of motor vehicles on all or part of the following projects:

(1) A project on which construction begins after June 30, 2011, not including any part of Interstate Highway 69 other than a part described in subdivision (4).

(2) The addition of toll lanes, including high occupancy toll lanes, to a highway, roadway, or other facility in existence on July 1, 2011, if the number of nontolled lanes on the highway, roadway, or facility as of July 1, 2011, does not decrease due to the addition of the toll lanes.

(3) The Illiana Expressway, a limited access facility connecting Interstate Highway 65 in northwestern Indiana with an interstate highway in Illinois.

(4) A project that is located within a metropolitan planning area (as defined by 23 U.S.C. 134) and that connects the state of Indiana with the commonwealth of Kentucky.

(c) Before the authority or an operator may carry out any of the following activities under this article, the general assembly must enact a statute authorizing that activity:

(1) Imposing tolls on motor vehicles for use of Interstate Highway 69.

(2) Imposing tolls on motor vehicles for use of a nontolled highway, roadway, or other facility in existence or under construction on July 1, 2011, including nontolled interstate highways, U.S. routes, and state routes.

(d) Except as provided in subsection (c)(1), the general assembly is not required to enact a statute authorizing the authority or the department to issue a request for proposals or enter into a public-private agreement for a freeway project.

(e) The authority may enter into a public-private agreement for a facility project if the general assembly, by statute, authorizes the authority to enter into a public-private agreement for the facility project.

(f) As permitted by subsection (e), the general assembly authorizes the authority to enter into public-private agreements for the following facility projects:

(1) A state park inn and related improvements in an existing state park located in a county with a population of more than two hundred thousand (200,000) and less than three hundred thousand (300,000).

(2) Communications systems infrastructure, including:

(A) towers and associated land, improvements, foundations, access roads and rights-of-way, structures, fencing, and equipment necessary, proper, or convenient to enable the towers to function as part of the communications system;



(B) any equipment necessary, proper, or convenient to transmit and receive voice and data communications; and

(C) any other necessary, proper, or convenient elements of the communications system.

(3) Larue D. Carter Memorial Hospital in Indianapolis.

(g) The authority shall transfer money received from an operator under a lease agreement for communications systems infrastructure under subdivision (f)(2) to the state bicentennial capital account established under IC 4-12-1-14.9.

SECTION 104. IC 8-15.5-1-3, AS AMENDED BY P.L.85-2010, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. The general assembly finds and determines that:

(1) the state has limited resources to fund the maintenance and expansion of the state transportation system, including toll roads, **or the maintenance and expansion of other facilities used by the state or other governmental entities**, and therefore alternative funding sources should be developed to supplement public revenue sources;

(2) the Indiana finance authority should be authorized to solicit, evaluate, negotiate, and administer agreements with the private sector for the purposes described in subdivision (1);

(3) it is necessary to serve the public interest and to provide for the public welfare by adopting this article for the purposes described in this article;

(4) public-private agreements entered into by private entities and the Indiana finance authority under this article should allow for:

(A) transparency, oversight, and public information sharing;

(B) compliance with all state and federal environmental laws; and

(C) fairness for local jurisdictions when negotiating the public-private agreements.

SECTION 105. IC 8-15.5-2-3, AS ADDED BY P.L.47-2006, SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. "Department" refers to:

(1) the Indiana department of transportation for freeway projects and toll road projects; or

(2) the appropriate governmental entity, state agency, or instrumentality, whichever applies, for a facility project that is the subject of a public-private agreement under this article.

SECTION 106. IC 8-15.5-2-3.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3.2. "Facility project" means a project to plan, design, acquire, construct, reconstruct, equip, improve, extend, expand, lease, operate, repair, manage, maintain, or finance any of the following that are or will be owned by or leased in the name of the state or the authority and are the subject of a public-private agreement under this article:

(1) A state park inn and related improvements in an existing state park located in a county with a population of more than two hundred thousand (200,000) and less than three hundred thousand (300,000).

(2) Communications systems infrastructure, including:

(A) towers and associated land, improvements, foundations, access roads and rights-of-way, structures, fencing, and equipment necessary, proper, or convenient to enable the towers to function as part of the communications system;

(B) any equipment necessary, proper, or convenient to transmit and receive voice and data communications; and

(C) any other necessary, proper, or convenient elements of the communications system.

(3) Larue D. Carter Memorial Hospital in Indianapolis.



SECTION 107. IC 8-15.5-2-7, AS AMENDED BY P.L.205-2013, SECTION 138, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. "Project" means **either any** of the following:

(1) A toll road project.

(2) A freeway project.

(3) A facility project.

SECTION 108. IC 8-15.5-2-8, AS AMENDED BY P.L.91-2014, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. "Public-private agreement" means an agreement under this article between a private entity and the authority under which the private entity, acting on behalf of the authority (and, where applicable, a governmental entity) as lessee, licensee, or franchisee, will plan, design, acquire, construct, reconstruct, **equip**, improve, extend, expand, lease, operate, repair, manage, maintain, or finance a project.

SECTION 109. IC 8-15.5-2-10, AS ADDED BY P.L.47-2006, SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. "User fees" means the rates, tolls, or fees imposed for the use of, or incidental to, all or any part of a toll road project **or a facility project** under a public-private agreement.

SECTION 110. IC 8-15.5-4-1.5, AS AMENDED BY P.L.91-2014, SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1.5. (a) This section ~~does not apply~~ **applies only** to a **freeway toll road project and not to a freeway project or a facility project.**

(b) The authority may not issue a request for proposals for a toll road project under this article unless the authority has received a preliminary feasibility study and an economic impact study for the project from the department.

(c) The economic impact study must, at a minimum, include an analysis of the following matters with respect to the proposed project:

(1) Economic impacts on existing commercial and industrial development.

(2) Potential impacts on employment.

(3) Potential for future development near the project area, including consideration of locations for interchanges that will maximize opportunities for development.

(4) Fiscal impacts on revenues to local units of government.

(5) Demands on government services, such as public safety, public works, education, zoning and building, and local airports.

The authority shall post a copy of the economic impact study on the authority's Internet web site and shall also provide copies of the study to the governor and the legislative council (in an electronic format under IC 5-14-6).

(d) After completion of the economic impact study, the authority must conduct a public hearing on the results of the study in the county seat of the county in which the proposed project would be located. At least ten (10) days before each public hearing, the authority shall:

(1) post notice of the public hearing on the authority's Internet web site;

(2) publish notice of the public hearing one (1) time in accordance with IC 5-3-1 in two (2) newspapers of general circulation in the county; and

(3) include in the notices under subdivisions (1) and (2):

(A) the date, time, and place of the hearing;

(B) the subject matter of the hearing;

(C) a description of the purpose of the economic impact study;



- (D) a description of the proposed project and its location; and
- (E) a statement concerning the availability of the study on the authority's Internet web site.

At the hearing, the authority shall allow the public to be heard on the economic impact study and the proposed project.

SECTION 111. IC 8-15.5-5-3, AS AMENDED BY P.L.205-2013, SECTION 151, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. In addition to the requirements of section 2 of this chapter, a public-private agreement may include additional provisions concerning the following:

- (1) Review and approval by the authority of the operator's plans for the development and operation of the project.
- (2) Inspection by the authority of construction of or improvements to the project.
- (3) Maintenance by the operator of a policy or policies of public liability insurance (copies of which shall be filed with the authority, accompanied by proofs of coverage) or self-insurance, each in a form and amount satisfactory to the authority to insure coverage of tort liability to the public and employees and to enable the continued operation of the project.
- (4) Filing by the operator, on a periodic basis, of appropriate financial statements in a form acceptable to the authority.
- (5) Filing by the operator, on a periodic basis, of appropriate traffic reports in a form acceptable to the authority.
- (6) Payments to the operator. These payments may consist of one (1) or more of the following:
 - (A) The retention by the operator of the ~~revenues~~ **user fees** collected by the operator in the operation and management of a toll road **project or a facility** project, if applicable.
 - (B) Payments made to the operator by the authority.
 - (C) Other sources of payment or revenue to the operator, if any.
- (7) Financing obligations of the operator and the authority, including entering into agreements for the benefit of the financing parties.
- (8) Apportionment of expenses between the operator and the authority.
- (9) The rights and duties of the operator, the authority, and other state and local governmental entities with respect to use of the project, including the state police department and other law enforcement and public safety agencies.
- (10) Arbitration or other dispute resolution mechanisms or remedies for the settlement of claims and other disputes arising under the agreement.
- (11) Payment of money to either party upon default or delay, or upon termination of the public-private agreement, with the payments to be used:
 - (A) in the form of liquidated damages to compensate the operator for demonstrated unamortized costs, lost profits, or other amounts as provided in the agreement;
 - (B) to retire or refinance indebtedness related to the project or the public-private agreement; or
 - (C) for any other purpose mutually agreeable to the operator and the authority.
- (12) Indemnification of the operator by the authority under conditions specified in the agreement.
- (13) Assignment, subcontracting, or other delegation of responsibilities of the operator or the authority under the agreement to third parties, including other private entities, the department, and other state agencies.
- (14) Sale or lease to the operator of personal property related to the project.



(15) Provisions for private commercial development or private use for a facility project.

~~(15)~~ **(16)** Other lawful terms and conditions to which the operator and the authority mutually agree.

SECTION 112. IC 8-15.5-5-4, AS AMENDED BY P.L.205-2013, SECTION 152, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The operator may finance its obligations with respect to the project and the public-private agreement in the amounts and upon the terms and conditions determined by the operator.

(b) The operator may:

- (1) issue debt, equity, or other securities or obligations;
- (2) enter into sale and leaseback transactions; and
- (3) secure any financing with a pledge of, security interest in, or lien on any user fees charged and collected for the use of a toll road **project or a facility** project and any property interest of the operator in a toll road **project or a facility** project.

However, any bonds, debt, other securities, or other financing issued for the purposes of this article shall not be considered to constitute a debt of the state or any political subdivision of the state or a pledge of the faith and credit of the state or any political subdivision.

(c) The operator may deposit any user fees charged and collected for the use of a toll road **project or a facility** project in a separate account held by a trustee or escrow agent for the benefit of the secured parties of the operator.

SECTION 113. IC 8-15.5-6-4, AS AMENDED BY P.L.91-2014, SECTION 29, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. Each **freeway project or toll road** project constructed or operated in the state of Indiana under this article may be determined by the department to be part of the state highway system designated under IC 8-23-4-2 for purposes of identification, maintenance standards, and enforcement of traffic laws.

SECTION 114. IC 8-15.5-7-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 0.5. This chapter applies only to a toll road project or a facility project and not to a freeway project.**

SECTION 115. IC 8-15.5-7-1, AS AMENDED BY P.L.163-2011, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) Notwithstanding ~~IC 8-9.5-8 and IC 8-15-2-14(j)~~; **any other statute**, the authority may fix and revise the amounts of user fees that an operator may charge and collect for the use of any part of a toll road **project or a facility** project in accordance with the public-private agreement.

(b) In fixing the amounts referred to in subsection (a), the authority may:

- (1) establish maximum amounts for the user fees; and
- (2) subject to subsection (c), provide for increases or decreases of the user fees or the maximum amounts established based upon the indices, methodologies, or other factors that the authority considers appropriate.

(c) For a public-private agreement **for a toll road project** entered into after June 30, 2011, the department may not use a methodology based on:

- (1) toll collection success rates; or
- (2) other factors internal to the operator;

that could result in increases of the maximum amounts due to actual toll collection rates that are below estimated or anticipated toll collection rates.

SECTION 116. IC 8-15.5-7-4, AS ADDED BY P.L.47-2006, SECTION 39, IS AMENDED TO READ



AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) User fees established by the authority under section 1 of this chapter for the use of a toll road **project or a facility** project must be nondiscriminatory. ~~and~~

(b) **For a toll road project, the user fees** may

(+) include different user fees based on categories such as vehicle class, vehicle size, vehicle axles, vehicle weight, volume, location, or traffic congestion or such other means or classification as the authority determines to be appropriate.

(c) **For a toll road project or a facility project, the user fees may:**

(-) (1) vary by time of day or year; or

(-) (2) be based on one (1) or more factors considered relevant by the authority, which may include any combination of:

(A) the costs of:

(i) operation;

(ii) maintenance; and

(iii) repair and rehabilitation;

(B) debt service payments on bonds or other obligations;

(C) adequacy of working capital;

(D) depreciation;

(E) payment of user fees, any state, federal, or local taxes, or payments in lieu of taxes; and

(F) the sufficiency of income to:

(i) maintain the ~~toll road~~ project in a sound physical and financial condition to render adequate and efficient service; and

(ii) induce an operator to enter into a public-private agreement.

SECTION 117. IC 8-15.5-7-5, AS AMENDED BY P.L.163-2011, SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. A public-private agreement may:

(1) grant an operator a license or franchise to charge and collect tolls **or user fees** for the use of the toll road **project or facility** project;

(2) authorize the operator to adjust the user fees charged and collected for the use of the toll road **project or facility** project, so long as the amounts charged and collected by the operator do not exceed the maximum amounts established by the authority under section 1 of this chapter;

(3) provide that any adjustment by the operator permitted under subdivision (2) may be based on such indices, methodologies, or other factors as described in the public-private agreement or section 1 of this chapter or as approved by the authority, as applicable;

(4) authorize the operator to charge and collect user fees through manual and nonmanual methods, ~~including~~, **and for a toll road project may include**, but not **be** limited to, automatic vehicle identification systems, electronic toll collection systems, and, to the extent permitted by law, including rules adopted by the authority under IC 8-15-2-17.2(a)(10), global positioning systems and photo or video based toll collection or toll collection enforcement systems; and

(5) authorize the collection of user fees charges by a third party.

SECTION 118. IC 8-15.5-7-7, AS ADDED BY P.L.47-2006, SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. (a) After expiration of a public-private agreement, the authority may:

(1) continue to charge user fees for the use of the toll road **project or facility** project; or



(2) delegate to a third party the authority to continue to collect the user fees.

(b) Revenues collected under this section must first be used for operations and maintenance of the toll road **project or facility** project. Any revenues **on toll road projects** determined by the authority to be excess must be paid to the authority for deposit in the toll road fund established by IC 8-15.5-11.

SECTION 119. IC 8-15.5-10-2, AS AMENDED BY P.L.91-2014, SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) The authority may make and enter into all contracts and agreements necessary or incidental to the performance of the authority's duties and the execution of the authority's powers under this article. These contracts or agreements are not subject to any approvals other than the approval of the authority and may be for any term of years and contain any terms that are considered reasonable by the authority.

(b) The department and any other governmental entity may make and enter into all contracts and agreements necessary or incidental to the performance of the duties and the execution of the powers granted to the department or the governmental entity in accordance with this article or the public-private agreement, **including the transfer to the authority of the real property interests, fixtures, equipment, and improvements that are reasonably required for the project and the public-private agreement.** These contracts or agreements are not subject to any approvals other than the approval of the department or governmental entity and may be for any term of years and contain any terms that are considered reasonable by the department or the governmental entity.

SECTION 120. IC 8-15.5-10-3, AS AMENDED BY P.L.205-2013, SECTION 163, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) The authority may pay any amounts owed by the authority under a public-private agreement entered into under this article from any funds available to the authority under this article or any other statute.

(b) Subject to review by the budget committee established by IC 4-12-1-3 and approval by the budget director appointed under IC 4-12-1-3, a public-private agreement entered into under this article may:

(1) establish a procedure for the authority or a person acting on behalf of the authority to certify to the general assembly the amount needed to pay any amounts owed by the authority under a public-private agreement; or

(2) otherwise create a moral obligation of the state to pay any amounts owed by the authority under the public-private agreement.

(c) The authority may issue bonds or refunding bonds under IC 4-4-11 ~~or IC 8-15-2~~ to provide funds for any amounts identified under this article but is not required to comply with IC 8-9.5-8-10.

(d) If the agreement that is submitted for review provides for any tolls, the budget committee shall hold a meeting and conduct a review of the agreement not later than ninety (90) days after the date the agreement is submitted for review.

SECTION 121. IC 8-15.5-10-8, AS ADDED BY P.L.85-2010, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. The authority shall establish an expedited method for resolving disputes between or among the authority, the parties to a public-private agreement, and units of local government that contain any part of the toll road **project or facility** project, and shall set forth that method in the public-private agreement.

SECTION 122. IC 8-15.5-11-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 0.5. This chapter applies only to a toll road project and not to a facility project and not to a freeway project.**

SECTION 123. IC 8-21-8-1, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE



2015 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

Sec. 1. (a) The following terms apply throughout this section:

(1) "Municipality" means any political subdivision, district, public corporation or authority in this state which is or may be authorized by law to acquire, establish, construct, maintain, improve or operate airports or other air navigation facilities.

(2) "Public agency" and "sponsor" have the same meaning as set forth in ~~the federal Airport and Airway Improvement Act of 1982 (Pub. L. 97-248)~~. **49 U.S.C. 47102, as amended.**

(3) "Department" refers to the Indiana department of transportation.

(b) A municipality, whether acting alone, or jointly with another municipality, the state, or a public agency of another state, may not submit to the secretary of transportation of the United States a project application for an airport ~~development improvement project~~ grant under the **federal Airport Improvement Program or the** Airport and Airway Improvement Act of 1982, **as amended**, unless the project and project application have been first approved by the department.

(c) Payment of federal participating funds for an airport ~~development improvement~~ project in Indiana authorized under the **federal Airport Improvement Program or the** Airport and Airway Improvement Act of 1982, **as amended**, shall be as follows: **to the municipality.**

(1) ~~To the department when the state is a sponsor; or a joint sponsor with a municipality; of the project; or when the department has provided state funding for the project.~~

(2) ~~To the municipality when the secretary of transportation of the United States and the municipality are sole funding sources for the project.~~

(d) ~~When a municipality enters an agreement with the United States under the Airport and Airway Improvement Act of 1982 for an airport development project for which:~~

(1) ~~the state is a joint sponsor; or~~

(2) ~~the department has provided state financial assistance;~~

~~the municipality shall designate in the agreement that payment of federal participating funds be made to the department acting as its agent; and enter into an agreement with the department appointing it to receive all federal participating funds as agent for the municipality.~~

(e) ~~(d)~~ A municipality may appoint the department to be its agent for the receipt of federal participating funds in an airport ~~development improvement~~ project if the municipality is not otherwise required to do so.

SECTION 124. IC 8-23-2-18.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 18.5. (a) After review by the budget committee and approval by the budget agency, money appropriated to the Indiana department of transportation for the state fiscal year beginning July 1, 2015, or for the state fiscal year beginning July 1, 2016, for any purpose may instead be expended by the department to provide for the operation of the Hoosier State Rail Line.**

(b) This section expires July 1, 2017.

SECTION 125. IC 9-18-25-15.5, AS AMENDED BY HEA 1393-2015, SECTION 45, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 15.5. (a) This section applies after January 1, 2014.

(b) In order to continue participation in the special group recognition license plate program, a special group must:

(1) sell at least five hundred (500) special group recognition license plates of the special group in the



first two (2) years in which the license plate is offered for sale; and

(2) maintain the sale or renewal of at least five hundred (500) special group recognition license plates during each subsequent year after the initial two (2) year period of sale.

(c) If the special group fails to sell or renew special group recognition license plates in the manner provided in subsection (b), the bureau shall place the issuance of the special group recognition license plates for the special group on probation for the subsequent year. If, in that subsequent year on probation, the special group fails to sell or renew at least five hundred (500) special group recognition license plates, the bureau shall terminate the participation of the special group in the special group recognition license plate program. If the special group sells or renews at least five hundred (500) special group recognition license plates in the year on probation, the participation of the special group in the special group recognition license plate program is continued. A special group shall be afforded only one (1) probationary period under this subsection.

(d) Notwithstanding subsection (c), an independent college of Indiana (listed in IC 21-7-13-6) that fails to sell or renew five hundred (500) special group recognition license plates as required by subsection (b)(2) is placed on a probationary period until December 31, 2017. If an independent college placed on a probationary period under this subsection fails to sell or renew at least five hundred (500) special group recognition license plates before December 31, 2017, the bureau shall terminate the participation of the independent college in the special group recognition license plate program. If an independent college placed on a probationary period under this subsection sells or renews at least five hundred (500) special group recognition license plates before December 31, 2017, the independent college's participation in the special group recognition license plate program is continued.

~~(e)~~ (e) The bureau may terminate the participation of a special group in the special group recognition license plate program if the special group:

(1) ceases operations; or

(2) fails to use the annual fee collected by the bureau in a manner consistent with the statement submitted by the special group under section 2.3(a)(9) of this chapter.

~~(f)~~ (f) A special group that desires to participate in the special group recognition license plate program after termination by the bureau under this section must follow the procedure set forth in section 2.3 of this chapter.

~~(g)~~ (g) Upon termination under this section of a special group's participation in the special group recognition license plate program, the bureau shall distribute any money remaining in the trust fund established under section 17.5(g) of this chapter for the special group to the state general fund.

SECTION 126. IC 12-7-2-137.8 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 137.8. "Phase out period", for purposes of IC 12-15-44.2 and IC 12-15-44.5, has the meaning set forth in IC 12-15-44.5-1.**

SECTION 127. IC 12-7-2-140.5, AS AMENDED BY P.L.3-2008, SECTION 90, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 140.5. "Plan" **means the following:**

(1) For purposes of IC 12-15-44.2, ~~has~~ the meaning set forth in IC 12-15-44.2-1.

(2) **For purposes of IC 12-15-44.5, the meaning set forth in IC 12-15-44.5-2.**

SECTION 128. IC 12-15-13-5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO**



READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 5. The office shall reimburse at a reimbursement rate for services provided by an ICF/MR (as defined in IC 16-29-4-2) that is three percent (3%) greater than the Medicaid reimbursement rate for the services calculated using the methodology in effect on December 31, 2013.**

SECTION 129. IC 12-15-32-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:
Sec. 2. **(a)** The office shall reimburse community residential facilities for the developmentally disabled for the cost of the Medicaid services that are provided by the facility to individuals who are eligible for Medicaid.

(b) The office shall reimburse at a reimbursement rate for services provided by a community residential facility for the developmentally disabled that is three percent (3%) greater than the Medicaid reimbursement rate for the services calculated using the methodology in effect on December 31, 2013.

SECTION 130. IC 12-15-44.2-1, AS ADDED BY P.L.3-2008, SECTION 98, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 1. As used in this chapter, "plan" refers to the **healthy** Indiana ~~check-up~~ plan established by section 3 of this chapter.

SECTION 131. IC 12-15-44.2-3, AS ADDED BY P.L.3-2008, SECTION 98, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 3. (a) The **healthy** Indiana ~~check-up~~ plan is established.

(b) The office shall administer the plan.

(c) The department of insurance and the office of the secretary shall provide oversight of the marketing practices of the plan.

(d) The office shall promote the plan and provide information to potential eligible individuals who live in medically underserved rural areas of Indiana.

(e) The office shall, to the extent possible, ensure that enrollment in the plan is distributed throughout Indiana in proportion to the number of individuals throughout Indiana who are eligible for participation in the plan.

(f) The office shall establish standards for consumer protection, including the following:

(1) Quality of care standards.

(2) A uniform process for participant grievances and appeals.

(3) Standardized reporting concerning provider performance, consumer experience, and cost.

(g) A health care provider that provides care to an individual who receives health insurance coverage under the plan shall participate in the Medicaid program under IC 12-15.

(h) The office of the secretary may refer an individual who:

(1) has applied for health insurance coverage under the plan; and

(2) is at high risk of chronic disease;

to the Indiana comprehensive health insurance association for administration of the individual's plan benefits under IC 27-8-10.1.

(i) The following do not apply to the plan:

(1) IC 12-15-6.

(2) IC 12-15-12.

(3) IC 12-15-13.

(4) IC 12-15-14.

(5) IC 12-15-15.



- (6) IC 12-15-21.
- (7) IC 12-15-26.
- (8) IC 12-15-31.1.
- (9) IC 12-15-34.
- (10) IC 12-15-35.
- (11) IC 12-15-35.5.
- (12) IC 16-42-22-10.

SECTION 132. IC 12-15-44.2-9, AS AMENDED BY P.L.278-2013, SECTION 14, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 9. (a) An individual is eligible for participation in the plan if the individual meets the following requirements:

- (1) The individual is at least eighteen (18) years of age and less than sixty-five (65) years of age.
- (2) The individual is a United States citizen and has been a resident of Indiana for at least twelve (12) months.
- (3) The individual has an annual household income of not more than the following:
 - (A) Effective through December 31, 2013, two hundred percent (200%) of the federal income poverty level.
 - (B) Beginning January 1, 2014, one hundred thirty-three percent (133%) of the federal income poverty level, based on the adjusted gross income provisions set forth in Section 2001(a)(1) of the federal Patient Protection and Affordable Care Act.
- (4) Effective through December 31, 2013, the individual is not eligible for health insurance coverage through the individual's employer.
- (5) Effective through December 31, 2013, the individual has:
 - (A) not had health insurance coverage for at least six (6) months; or
 - (B) had coverage under the Indiana comprehensive health insurance association (IC 27-8-10) within the immediately preceding six (6) months and the coverage no longer applies under IC 27-8-10-0.5.

(b) The following individuals are not eligible for the plan:

- (1) An individual who participates in the federal Medicare program (42 U.S.C. 1395 et seq.).
- ~~(2) A pregnant woman for purposes of pregnancy related services.~~
- ~~(3) (2) An individual who is otherwise eligible for medical assistance.~~

(c) The eligibility requirements specified in subsection (a) are subject to approval for federal financial participation by the United States Department of Health and Human Services.

SECTION 133. IC 12-15-44.2-14, AS AMENDED BY P.L.42-2011, SECTION 30, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 14. (a) An insurer or health maintenance organization that contracts with the office to provide health insurance coverage, dental coverage, or vision coverage to an individual who participates in the plan:

- (1) is responsible for the claim processing for the coverage;
- (2) shall reimburse providers **at a rate that is not less than the rate established by the secretary.**

The rate set by the secretary must be based on a reimbursement formula that is:

- (A) **at a reimbursement rate of not less than comparable to the federal Medicare reimbursement rate for the service provided by the provider;** or
- (B) **at a rate of one hundred thirty percent (130%) of the Medicaid reimbursement rate for a service that does not have a Medicare reimbursement rate;** and



(3) may not deny coverage to an eligible individual who has been approved by the office to participate in the plan, unless the individual has met the coverage limitations described in section 6 of this chapter.

(b) An insurer or a health maintenance organization that contracts with the office to provide health insurance coverage under the plan must incorporate cultural competency standards established by the office. The standards must include standards for non-English speaking, minority, and disabled populations.

SECTION 134. IC 12-15-44.2-17, AS ADDED BY P.L.3-2008, SECTION 98, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 17. (a) The **healthy Indiana ~~check-up~~** plan trust fund is established for the following purposes:

(1) Administering a plan created by the general assembly to provide health insurance coverage for low income residents of Indiana under this chapter **and IC 12-15-44.5.**

(2) Providing copayments, preventative care services, and premiums for individuals enrolled in the plan.

(3) Funding tobacco use prevention and cessation programs, childhood immunization programs, and other health care initiatives designed to promote the general health and well being of Indiana residents.

(4) Funding amounts necessary to match federal funds for purposes set forth in this section.

The fund is separate from the state general fund.

(b) The fund shall be administered by the office of the secretary of family and social services.

(c) The expenses of administering the fund shall be paid from money in the fund.

(d) The fund shall consist of the following:

(1) Cigarette tax revenues designated by the general assembly to be part of the fund.

(2) Other funds designated by the general assembly to be part of the fund.

(3) Federal funds available for the purposes of the fund.

(4) Gifts or donations to the fund.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested.

(f) Money must be appropriated before funds are available for use.

(g) Money in the fund does not revert to the state general fund at the end of any fiscal year.

(h) The fund is considered a trust fund for purposes of IC 4-9.1-1-7. Money may not be transferred, assigned, or otherwise removed from the fund by the state board of finance, the budget agency, or any other state agency **unless the transfer, assignment, or removal is made in accordance with subsection (a)(4).**

(i) As used in this subsection, "costs of the healthy Indiana plan 2.0" includes the costs of all expenses set forth in IC 16-21-10-13.3(b)(1)(A) through IC 16-21-10-13.3(b)(1)(F). Notwithstanding subsection (a), funds on deposit in the fund beginning on the date the office implements the healthy Indiana plan 2.0 (IC 12-15-44.5) and until the healthy Indiana plan 2.0 is terminated upon the completion of a phase out period shall be used exclusively for the following:

(1) The state share of the costs of the healthy Indiana plan 2.0 that exceed other available funding sources in any given year.

(2) The state share of the costs of the healthy Indiana plan 2.0 incurred during a phase out period of the healthy Indiana plan 2.0.



(3) The state share of the expenses of the plan in effect under this chapter immediately before the implementation of the healthy Indiana plan 2.0 that were incurred in the regular course of the plan's operation.

(j) As used in this subsection, "costs of the healthy Indiana plan 2.0" include the costs of all expenses set forth in IC 16-21-10-13.3(b)(1)(A) through IC 16-21-10-13.3(b)(1)(F). Upon implementation of the healthy Indiana plan 2.0 (IC 12-15-44.5), the entirety of the annual cigarette tax amounts designated to the fund by the general assembly shall be used exclusively to fund the state share of the costs of the healthy Indiana plan 2.0, including the state share of the costs of the healthy Indiana plan 2.0 incurred during a phase out period of the healthy Indiana plan 2.0. This subsection may not be construed to restrict the annual cigarette tax dollars annually appropriated by the general assembly for childhood immunization programs under subsection (a)(3).

SECTION 135. IC 12-15-44.2-19, AS AMENDED BY P.L.1-2010, SECTION 59, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 19. (a) The office may adopt rules under IC 4-22-2 necessary to implement:

(1) this chapter; or

(2) a Section 1115 Medicaid demonstration waiver concerning the plan that is approved by the United States Department of Health and Human Services.

(b) The office may adopt emergency rules under IC 4-22-2-37.1 to implement the plan on an emergency basis.

(c) An emergency rule or an amendment to an emergency rule adopted under this section expires not later than the earlier of:

(1) one (1) year after the rule is accepted for filing under IC 4-22-2-37.1(e); or

(2) July 1, 2016.

SECTION 136. IC 12-15-44.5 IS ADDED TO THE INDIANA CODE AS A **NEW CHAPTER** TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]:

Chapter 44.5. Healthy Indiana Plan 2.0

Sec. 1. As used in this chapter, "phase out period" refers to the following periods:

(1) The time during which a:

(A) phase out plan;

(B) demonstration expiration plan; or

(C) similar plan approved by the United States Department of Health and Human Services; is in effect for the plan set forth in this chapter.

(2) The time beginning upon the office's receipt of written notice by the United States Department of Health and Human Services of its decision to:

(A) terminate or suspend the waiver demonstration for the plan; or

(B) withdraw the waiver or expenditure authority for the plan;

and ending on the effective date of the termination, suspension, or withdrawal of the waiver or expenditure authority.

(3) The time beginning upon:

(A) the office's determination to terminate the plan; or

(B) the termination of the plan under section 4(b) of this chapter;

if subdivisions (1) through (2) do not apply, and ending on the effective date of the termination of the plan.



Sec. 2. As used in this chapter, "plan" refers to the healthy Indiana plan 2.0 established by section 3 of this chapter.

Sec. 3. (a) The healthy Indiana plan 2.0 is established. This chapter is in addition to the provisions set forth in IC 12-15-44.2. For the period beginning February 1, 2015, and ending the date the plan is terminated upon the completion of a phase out period, if a provision in this chapter conflicts with IC 12-15-44.2, this chapter supersedes the conflicting provision in IC 12-15-44.2.

(b) The office shall administer the plan.

(c) The following individuals are eligible for the plan:

- (1)** An individual who is eligible and described in IC 12-15-44.2-9.
- (2)** The adult group described in 42 CFR 435.119.
- (3)** Pregnant women who choose to remain in the plan during the pregnancy.
- (4)** Parents and caretaker relatives eligible under 42 CFR 435.110.
- (5)** Low income individuals who are:
 - (A)** at least nineteen (19) years of age; and
 - (B)** less than twenty-one (21) years of age; and eligible under 42 CFR 435.222.
- (6)** Individuals, for purposes of receiving transitional medical assistance.

(d) The following individuals are not eligible for the plan:

- (1)** An individual who participates in the federal Medicare program (42 U.S.C. 1395 et seq.).
- (2)** Except for an individual described in subsection (c), an individual who is otherwise eligible for medical assistance.

Sec. 4. (a) The plan:

- (1)** is not an entitlement program; and
- (2)** serves as an alternative to health care coverage under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

(b) If either of the following occurs, the office shall terminate the plan in accordance with section 6(b) of this chapter:

(1) The:

- (A)** percentages of federal medical assistance available to the plan for coverage of plan participants described in Section 1902(a)(10)(A)(i)(VIII) of the federal Social Security Act are less than the percentages provided for in Section 2001(a)(3)(B) of the federal Patient Protection and Affordable Care Act; and
- (B)** hospital assessment committee (IC 16-21-10), after considering the modification and the reduction in available funding, does not alter the formula established under IC 16-21-10-13.3(b)(1) to cover the amount of the reduction in federal medical assistance.

For purposes of this subdivision, "coverage of plan participants" includes payments, contributions, and amounts referred to in IC 16-21-10-13.3(b)(1)(A), IC 16-21-10-13.3(b)(1)(C), and IC 16-21-10-13.3(b)(1)(D), including payments, contributions, and amounts incurred during a phase out period of the plan.

(2) The:

- (A)** methodology of calculating the incremental fee set forth in IC 16-21-10-13.3 is modified in any way that results in a reduction in available funding;



(B) hospital assessment fee committee (IC 16-21-10), after considering the modification and reduction in available funding, does not alter the formula established under IC 16-21-10-13.3(b)(1) to cover the amount of the reduction in fees; and

(C) office does not use alternative financial support to cover the amount of the reduction in fees.

(c) If the plan is terminated under subsection (b), the secretary may implement a plan for coverage of the affected population in a manner consistent with the healthy Indiana plan (IC 12-15-44.2) in effect on January 1, 2014:

(1) subject to prior approval of the United States Department of Health and Human Services; and

(2) without funding from the incremental fee set forth in IC 16-21-10-13.3.

Sec. 5. (a) An insurer or health maintenance organization that contracts with the office to provide health insurance coverage, dental coverage, or vision coverage to an individual who participates in the plan:

(1) is responsible for the claim processing for the coverage;

(2) shall reimburse providers at a rate that is not less than the rate established by the secretary. The rate set by the secretary must be based on a reimbursement formula that is:

(A) comparable to the federal Medicare reimbursement rate for the service provided by the provider; or

(B) one hundred thirty percent (130%) of the Medicaid reimbursement rate for a service that does not have a Medicare reimbursement rate; and

(3) may not deny coverage to an eligible individual who has been approved by the office to participate in the plan.

(b) An insurer or a health maintenance organization that contracts with the office to provide health insurance coverage under the plan must incorporate cultural competency standards established by the office. The standards must include standards for non-English speaking, minority, and disabled populations.

Sec. 6. (a) For:

(1) the state fiscal year beginning July 1, 2016, through the state fiscal year beginning July 1, 2019, fees totaling eleven million five hundred thousand dollars (\$11,500,000) from incremental fees collected under IC 16-21-10-13.3 shall be deposited annually into the phase out trust fund established under section 7 of this chapter; and

(2) the state fiscal years beginning July 1, 2020, and thereafter, the hospital assessment fee committee (IC 16-21-10), after consulting with the office and the Indiana Hospital Association, shall determine the amount of fees to be deposited into the phase out trust fund for the state fiscal year to augment the balance of the trust fund at a projected amount, subject to amounts that would be available under IC 12-15-44.2-17 and funds previously deposited into the phase out trust fund under this subsection that are necessary to cover the state share of the expenses described in IC 16-21-10-13.3(b)(1)(A) through IC 16-21-10-13.3(b)(1)(F) for a twelve (12) month period.

The phase out funds shall be deposited into the phase out trust fund established in section 7 of this chapter from the incremental fee collected under IC 16-21-10-13.3.

(b) If the plan is to be terminated for any reason, the office shall:



(1) if required, provide notice of termination of the plan to the United States Department of Health and Human Services and begin the process of phasing out the plan; or

(2) if notice and a phase out plan is not required under federal law, notify the hospital assessment fee committee (IC 16-21-10) of the office's intent to terminate the plan and the plan shall be phased out under a procedure approved by the hospital assessment fee committee.

The office may not submit any phase out plan to the United States Department of Health and Human Services or accept any phase out plan proposed by the Department of Health and Human Services without the prior approval of the hospital assessment fee committee.

(c) Before submitting:

(1) an extension of; or

(2) a material amendment to;

the plan to the United States Department of Health and Human Services, the office shall inform the Indiana Hospital Association of the extension or material amendment to the plan.

Sec. 7. (a) The phase out trust fund is established for the purpose of holding the money needed during a phase out period of the plan. Funds deposited under this section shall be used only:

(1) to fund the state share of the expenses described in IC 16-21-10-13.3(b)(1)(A) through IC 16-21-10-13.3(b)(1)(F) incurred during a phase out period of the plan;

(2) after funds from the healthy Indiana trust fund (IC 12-15-44.2-17) are exhausted; and

(3) to refund hospitals in the manner described in subsection (h).

The fund is separate from the state general fund.

(b) The fund shall be administered by the office.

(c) The expenses of administering the fund shall be paid from money in the fund.

(d) The trust fund must consist of:

(1) the funds described in section 6 of this chapter; and

(2) any interest accrued under this section.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the fund.

(f) Money in the fund does not revert to the state general fund at the end of any fiscal year.

(g) The fund is considered a trust fund for purposes of IC 4-9.1-1-7. Money may not be transferred, assigned, or otherwise removed from the fund by the state board of finance, the budget agency, or any other state agency unless specifically authorized under this chapter.

(h) At the end of the phase out period, any remaining funds and accrued interest shall be distributed to the hospitals on a pro rata basis based on the fees authorized by IC 16-21-10 that were paid by each hospital for the state fiscal year that ended immediately before the beginning of the phase out period.

Sec. 8. The following requirements apply to funds appropriated by the general assembly to the plan and the incremental fee used for purposes of IC 16-21-10-13.3:

(1) At least eighty-seven percent (87%) of the funds must be used to fund payment for health care services.

(2) An amount determined by the office of the secretary to fund:

(A) administrative costs of; and

(B) any profit made by;



an insurer or a health maintenance organization under a contract with the office to provide health insurance coverage under the plan. The amount determined under this subdivision may not exceed thirteen percent (13%) of the funds.

Sec. 9. (a) The office may adopt rules under IC 4-22-2 necessary to implement:

- (1) this chapter; or
- (2) a Section 1115 Medicaid demonstration waiver concerning the plan that is approved by the United States Department of Health and Human Services.

(b) The office may adopt emergency rules under IC 4-22-2-37.1 to implement the plan on an emergency basis.

(c) An emergency rule or an amendment to an emergency rule adopted under this section expires not later than the earlier of:

- (1) one (1) year after the rule is accepted for filing under IC 4-22-2-37.1(e); or
- (2) July 1, 2016.

Sec. 10. The secretary may make changes to the plan under this chapter if the changes are required by one (1) of the following:

- (1) The United States Department of Health and Human Services.
- (2) Federal law or regulation.

SECTION 137. IC 12-28-5-18.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 18.5. (a)** The division of disability and rehabilitative services shall increase the reimbursement rate for services provided to an individual who receives services:

- (1) under a waiver under the federal home and community based services program; and
- (2) of greater than thirty-five (35) hours per week.

(b) The amount of the increase in the reimbursement rate described in subsection (a) shall be as follows:

(1) For the state fiscal year beginning July 1, 2015, and ending June 30, 2016, the reimbursement rate shall be increased by an amount equal to:

- (A) the reimbursement rate in effect on June 30, 2015; multiplied by
- (B) two and one-half percent (2.5%).

(2) For the state fiscal year beginning July 1, 2016, and ending June 30, 2017, the reimbursement rate shall be increased by an amount equal to:

- (A) the reimbursement rate in effect on June 30, 2015; multiplied by
- (B) five percent (5%).

(c) For purposes of this section, the division of disability and rehabilitative services shall use the daily service hour grid in 460 IAC 13-5-2 multiplied by the number of days in the state fiscal year to establish the annual Residential Habilitation and Support (Level 2) hours for each individual. The annual hours times the restored Residential Habilitation and Support (Level 2) hourly rate shall establish the maximum annual Residential Habilitation and Support (Level 2) funding allocation for the individual regardless of whether the Residential Habilitation and Support (Level 2) are authorized and paid on a per unit or per day basis, except in those cases where the division approves a budget modification request to increase the annual allocation for Residential Habilitation and Support (Level 2) under 460 IAC 13-3-5.

SECTION 138. IC 16-18-2-187.2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 187.2.**



"Incremental fee", for purposes of IC 16-21-10, means a part of the hospital assessment fee designated for the use of funding the healthy Indiana plan 2.0.

SECTION 139. IC 16-18-2-281.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 281.5. "Phase out period", for purposes of IC 16-21-10, has the meaning set forth in IC 16-21-10-5.3.**

SECTION 140. IC 16-21-10-5.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 5.3. As used in this chapter, "phase out period" refers to the following periods:**

(1) The time during which a:

(A) phase out plan;

(B) demonstration expiration plan; or

(C) similar plan approved by the United States Department of Health and Human Services; is in effect for the healthy Indiana plan 2.0 set forth in IC 12-15-44.5.

(2) The time beginning upon the office's receipt of written notice by the United States Department of Health and Human Services of its decision to:

(A) terminate or suspend the waiver demonstration for the healthy Indiana plan 2.0; or

(B) withdraw the waiver or expenditure authority for the plan;

and ends on the effective date of the termination, suspension, or withdrawal of the waiver or expenditure authority.

(3) The time beginning upon:

(A) the office's determination to terminate the healthy Indiana plan 2.0; or

(B) the termination of the plan under IC 12-15-44.5-4(b);

if subdivisions (1) through (2) do not apply, and ending on the effective date of the termination of the healthy Indiana plan 2.0.

SECTION 141. IC 16-21-10-6, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 6. (a) Subject to subsection (b) and section 8(b) of this chapter, the office may assess a hospital assessment fee to hospitals during the fee period if the following conditions are met:**

(1) The fee may be used only for the purposes described in the following:

(A) Section 8(c)(1) of this chapter.

(B) Section 9 of this chapter.

(C) Section 11 of this chapter.

(D) Section 13.3 of this chapter.

(E) Section 14 of this chapter.

(2) The Medicaid state plan amendments and waiver requests required for the implementation of this chapter are submitted by the office to the United States Department of Health and Human Services before October 1, 2013.

(3) The United States Department of Health and Human Services approves the Medicaid state plan amendments and waiver requests, or revisions of the Medicaid state plan amendments and waiver requests, described in subdivision (2):

(A) not later than October 1, 2014; or

(B) after October 1, 2014, if a date is established by the committee.

(4) The funds generated from the fee do not revert to the state general fund.



(b) The office shall stop collecting a fee, the programs described in section 8(a) of this chapter shall be reconciled and terminated subject to section 9(c) of this chapter, and the operation of section 11 of this chapter ends subject to section 9(c) of this chapter, if any of the following occurs:

(1) An appellate court makes a final determination that either:

(A) the fee; or

(B) any of the programs described in section 8(a) of this chapter; cannot be implemented or maintained.

(2) The United States Department of Health and Human Services makes a final determination that the Medicaid state plan amendments or waivers submitted under this chapter are not approved or cannot be validly implemented.

(3) The fee is not collected because of circumstances described in section 8(d) of this chapter.

(c) The office shall keep records of the fees collected by the office and report the amount of fees collected under this chapter to the budget committee.

SECTION 142. IC 16-21-10-7, AS AMENDED BY P.L.2-2014, SECTION 77, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 7. (a) The hospital assessment fee committee is established. The committee consists of the following four (4) voting members:

(1) The secretary of family and social services appointed under IC 12-8-1.5-2 or the secretary's designee, who shall serve as the chair of the committee.

(2) The budget director or the budget director's designee.

(3) Two (2) individuals appointed by the governor from a list of at least four (4) individuals submitted by the Indiana Hospital Association.

The committee members described in subdivision (3) serve at the pleasure of the governor. If a vacancy occurs among the members appointed under subdivision (3), the governor shall appoint a replacement committee member from a list of at least two (2) individuals submitted by the Indiana Hospital Association.

(b) The committee shall review any Medicaid state plan amendments, waiver requests, or revisions to any Medicaid state plan amendments or waiver requests, to implement or continue the implementation of this chapter for the purpose of establishing favorable review of the amendments, requests, and revisions by the United States Department of Health and Human Services.

(c) The committee shall meet at the call of the chair. The members serve without compensation.

(d) A quorum consists of at least three (3) members. An affirmative vote of at least three (3) members of the committee is necessary to approve Medicaid state plan amendments, waiver requests, ~~or~~ revisions to the Medicaid state plan or waiver requests, **and the approvals and other determinations required of the committee under IC 12-15-44.5 and section 13.3 of this chapter.**

(e) The following apply to the approvals and any other determinations required by the committee under IC 12-15-44.5 and section 13.3 of this chapter:

(1) The committee shall be guided and subject to the intent of the general assembly in the passage of IC 12-15-44.5 and section 13.3 of this chapter.

(2) The chair of the committee shall report any approval and other determination by the committee to the budget committee.

(3) If, in taking action, the committee's vote is tied, the committee shall follow the following procedure:



(A) The chair of the committee shall notify the chairman of the budget committee of the tied vote and provide a summary of that matter that was the subject of the vote.

(B) The chairman of the budget committee shall provide each committee member who voted an opportunity to appear before the budget committee to present information and materials to the budget committee concerning the matter that was the subject of the tied vote.

(C) Following a presentation of the information and the materials described in clause (B), the budget committee may make recommendations to the committee concerning the matter that was the subject of the tied vote.

SECTION 143. IC 16-21-10-8, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 8. (a) **This section does not apply to the use of the incremental fee described in section 13.3 of this chapter.** Subject to subsection (b), the office shall develop the following programs designed to increase, to the extent allowable under federal law, Medicaid reimbursement for inpatient and outpatient hospital services provided by a hospital to Medicaid recipients:

(1) A program concerning reimbursement for the Medicaid fee-for-service program that, in the aggregate, will result in payments equivalent to the level of payment that would be paid under federal Medicare payment principles.

(2) A program concerning reimbursement for the Medicaid risk based managed care program that, in the aggregate, will result in payments equivalent to the level of payment that would be paid under federal Medicare payment principles.

(b) The office shall not submit to the United States Department of Health and Human Services any Medicaid state plan amendments, waiver requests, or revisions to any Medicaid state plan amendments or waiver requests, to implement or continue the implementation of this chapter until the committee has reviewed and approved the amendments, waivers, or revisions described in this subsection and has submitted a written report to the budget committee concerning the amendments, waivers, or revisions described in this subsection, including the following:

(1) The methodology to be used by the office in calculating the increased Medicaid reimbursement under the programs described in subsection (a).

(2) The methodology to be used by the office in calculating, imposing, or collecting the fee, or any other matter relating to the fee.

(3) The determination of Medicaid disproportionate share allotments under section 11 of this chapter that are to be funded by the fee, including the formula for distributing the Medicaid disproportionate share allotments.

(4) The distribution to private psychiatric institutions under section 13 of this chapter.

(c) This subsection applies to the programs described in subsection (a). The state share dollars for the programs must consist of the following:

(1) Fees paid under this chapter.

(2) The hospital care for the indigent funds allocated under section 10 of this chapter.

(3) Other sources of state share dollars available to the office, excluding intergovernmental transfers of funds made by or on behalf of a hospital.

The money described in subdivisions (1) and (2) may be used only to fund the part of the payments that exceed the Medicaid reimbursement rates in effect on June 30, 2011.



(d) This subsection applies to the programs described in subsection (a). If the state is unable to maintain the funding under subsection (c)(3) for the payments at Medicaid reimbursement levels in effect on June 30, 2011, because of budgetary constraints, the office shall reduce inpatient and outpatient hospital Medicaid reimbursement rates under subsection (a)(1) or (a)(2) or request approval from the committee and the United States Department of Health and Human Services to increase the fee to prevent a decrease in Medicaid reimbursement for hospital services. If:

(1) the committee:

(A) does not approve a reimbursement reduction; or

(B) does not approve an increase in the fee; or

(2) the United States Department of Health and Human Services does not approve an increase in the fee;

the office shall cease to collect the fee and the programs described in subsection (a) are terminated.

SECTION 144. IC 16-21-10-9, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 9. (a) This section is effective upon implementation of the fee. The hospital Medicaid fee fund is established for the purpose of holding fees collected under **section 6 of this chapter, excluding the part of the fee used for purposes of section 13.3 if this chapter**, that are not necessary to match federal funds.

(b) The office shall administer the fund.

(c) Money in the fund at the end of a state fiscal year **attributable to fees collected to fund the programs described in section 8 of this chapter** does not revert to the state general fund. However, money remaining in the fund after the cessation of the collection of the fee under section 6(b) of this chapter shall be used for the payments described in sections 8(a) and 11 of this chapter. Any money not required for the payments described in sections 8(a) and 11 of this chapter after the cessation of the collection of the fee under section 6(b) of this chapter shall be distributed to the hospitals on a pro rata basis based upon the fees paid by each hospital for the state fiscal year that ended immediately before the cessation of the collection of the fee under section 6(b) of this chapter.

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the fund.

SECTION 145. IC 16-21-10-11, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 11. (a) This section:

(1) does not apply to the incremental fee described in section 13.3 of this chapter;

(+) (2) is effective upon the implementation of the fee described in section 6 of this chapter, excluding the part of the fee used for purposes of section 13.3 of this chapter; and

(-) (3) applies to the Medicaid disproportionate share payments for the state fiscal year beginning July 1, 2013, and each state fiscal year thereafter.

(b) The state share dollars used to fund disproportionate share payments to acute care hospitals licensed under IC 16-21-2 that qualify as disproportionate share providers or municipal disproportionate share providers under IC 12-15-16-1(a) or IC 12-15-16-1(b) shall be paid with money collected through the fee and the hospital care for the indigent dollars described in section 10 of this chapter.

(c) Subject to section 12 of this chapter and except as provided in section 12 of this chapter, the federal Medicaid disproportionate share allotments for the state fiscal years beginning July 1, 2013, and each state fiscal year thereafter shall be allocated in their entirety to acute care hospitals licensed under



IC 16-21-2 that qualify as disproportionate share providers or municipal disproportionate share providers under IC 12-15-16-1(a) or IC 12-15-16-1(b). No part of the federal disproportionate share allotments applicable for disproportionate share payments for the state fiscal year beginning July 1, 2013, and each state fiscal year thereafter may be allocated to institutions for mental disease or other mental health facilities, as defined by applicable federal law.

SECTION 146. IC 16-21-10-12, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 12. **This section does not apply to the use of the incremental fee described in section 13.3 of this chapter.** For purposes of this chapter, the entire federal Medicaid disproportionate share allotment for Indiana does not include the part of allotments that are required to be diverted under the following:

- (1) The federally approved Indiana "Special Terms and Conditions" Medicaid demonstration project (Number 11-W-00237/5).
- (2) Any extension after December 31, 2012, of the **healthy** Indiana ~~check-up~~ plan established under IC 12-15-44.2.

The office shall inform the committee and the budget committee concerning any extension of the **healthy** Indiana ~~check-up~~ plan after December 31, 2013.

SECTION 147. IC 16-21-10-13, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 13. **This section does not apply to the use of the incremental fee described in section 13.3 of this chapter.** Notwithstanding IC 12-15-16-6(c), the annual two million dollar (\$2,000,000) pool of disproportionate share dollars under IC 12-15-16-6(c) shall not be available to eligible private psychiatric institutions. The office shall annually distribute two million dollars (\$2,000,000) to eligible private psychiatric institutions that would have been eligible for payment under IC 12-15-16-6(c).

SECTION 148. IC 16-21-10-13.3 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 13.3. (a) This section is effective beginning February 1, 2015. As used in this section, "plan" refers to the healthy Indiana plan 2.0 established in IC 12-15-44.5.**

(b) Subject to subsections (c) through (e), the incremental fee under this section may be used to fund the state share of the expenses specified in this subsection if, after January 31, 2015, but before the collection of the fee under this section, the following occur:

- (1) **The committee establishes a fee formula to be used to fund the state share of the following expenses described in this subdivision:**
 - (A) **The state share of the capitated payments made to a managed care organization that contracts with the office to provide health coverage under the plan to plan enrollees other than plan enrollees who are eligible for the plan under Section 1931 of the federal Social Security Act.**
 - (B) **The state share of capitated payments described in clause (A) for plan enrollees who are eligible for the plan under Section 1931 of the federal Social Security Act that are limited to the difference between:**
 - (i) **the capitation rates effective September 1, 2014, developed using Medicaid reimbursement rates; and**
 - (ii) **the capitation rates applicable for the plan developed using the plan's Medicare reimbursement rates described in IC 12-15-44.2-14(a)(2).**
 - (C) **The state share of the state's contributions to plan enrollee accounts.**



(D) The state share of amounts used to pay premiums for a premium assistance plan implemented under IC 12-15-44.2-20.

(E) The state share of the costs of increasing reimbursement rates for health care services provided to individuals enrolled in Medicaid programs other than the plan.

(F) The state share of the state's administrative costs that, for purposes of this clause, may not exceed one hundred seventy dollars (\$170) per person per plan enrollee per year, and adjusted annually by the Consumer Price Index.

(G) The money described in IC 12-15-44.5-6(a) for the phase out period of the plan.

(2) The committee approves a process to be used for reconciling:

(A) the state share of the costs of the plan;

(B) the amounts used to fund the state share of the costs of the plan; and

(C) the amount of fees assessed for funding the state share of the costs of the plan.

For purposes of this subdivision, "costs of the plan" includes the costs of the expenses listed in subdivision (1)(A) through (1)(G).

The fees collected under subdivision (1)(A) through (1)(F) shall be deposited into the incremental hospital fee fund established by section 13.5 of this chapter. Fees described in subdivision (1)(G) shall be deposited into the phase out trust fund described in IC 12-15-44.5-7. The fees used for purposes of funding the state share of expenses listed in subdivision (1)(A) through (1)(F) may not be used to fund expenses incurred on or after the commencement of a phase out period of the plan.

(c) For each state fiscal year for which the fee authorized by this section is used to fund the state share of the expenses described in subsection (b)(1), the amount of fees shall be reduced by:

(1) the amount of funds annually designated by the general assembly to be deposited in the healthy Indiana plan trust fund established by IC 12-15-44.2-17; less

(2) the annual cigarette tax funds annually appropriated by the general assembly for childhood immunization programs under IC 12-15-44.2-17(a)(3).

(d) The incremental fee described in this section may not:

(1) be assessed before July 1, 2016; and

(2) be assessed or collected on or after the beginning of a phase out period of the plan.

(e) This section is not intended to and may not be construed to change or affect any component of the programs established under section 8 of this chapter.

SECTION 149. IC 16-21-10-13.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: **Sec. 13.5.** (a) The incremental hospital fee fund is established for the purpose of holding fees collected under section 13.3 of this chapter.

(b) The office shall administer the fund.

(c) Money in the fund consists of the following:

(1) Fees collected under section 13.3 of this chapter.

(2) Donations, gifts, and money received from any other source.

(3) Interest accrued under this section.

(d) Money in the fund may be used only for the following:

(1) To fund exclusively the state share of the expenses listed in section 13.3(b)(1)(A) through 13.3(b)(1)(F) of this chapter.

(2) To refund hospitals in the same manner as described in subsection (g) as soon as reasonably possible after the beginning of a phase out period of the healthy Indiana plan 2.0.



(e) Money remaining in the fund at the end of a state fiscal year does not revert to the state general fund.

(f) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds may be invested. Interest that accrues from these investments shall be deposited in the fund.

(g) Upon the beginning of a phase out period of the healthy Indiana plan 2.0, money collected under section 13.3 of this chapter and any accrued interest remaining in the fund shall be distributed to the hospitals on a pro rata basis based upon the fees authorized by this chapter that were paid by each hospital for the state fiscal year that ended immediately before the beginning of the phase out period.

SECTION 150. IC 16-21-10-14, AS ADDED BY P.L.205-2013, SECTION 214, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 14. **This section does not apply to the use of the incremental fee described in section 13.3 of this chapter.** The fees collected under **section 8** of this chapter may be used only as described in this chapter or to pay the state's share of the cost for Medicaid services provided under the federal Medicaid program (42 U.S.C. 1396 et seq.) as follows:

- (1) Twenty-eight and five-tenths percent (28.5%) may be used by the office for Medicaid expenses.
- (2) Seventy-one and five-tenths percent (71.5%) to hospitals.

SECTION 151. IC 20-18-2-22, AS AMENDED BY P.L.43-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 22. (a) "Teacher" means a professional person whose position in a school corporation requires certain educational preparation and licensing and whose primary responsibility is the instruction of students.

(b) For purposes of IC 20-28, the term includes the following:

- (1) A superintendent who holds a license under IC 20-28-5.
- (2) A principal.
- (3) A teacher.
- (4) A librarian.
- (5) A school counselor.

(c) For purposes of IC 20-43-10-3, the term means a professional person whose position with a:

- (1) school corporation;
- (2) special education cooperative established under IC 20-35-5;
- (3) cooperative career and technical education program;
- (4) special education program established by an interlocal agreement under IC 36-1-7;
- (5) joint program agreement established under IC 20-26-10; or
- (6) charter school;

requires a license (as defined in IC 20-28-1-7) and whose primary responsibility is the instruction of students.

SECTION 152. IC 20-19-3-4, AS ADDED BY P.L.242-2005, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The department shall:

- (1) perform the duties required by statute;
- (2) implement the policies and procedures established by the state board;
- (3) conduct analytical research to assist the state board in determining the state's educational policy;



- (4) compile statistics concerning the ethnicity, gender, and disability status of students in Indiana schools, including statistics for all information that the department receives from school corporations on enrollment, number of suspensions, and number of expulsions; and
- (5) provide technical assistance to school corporations.

(b) In compiling statistics by gender, ethnicity, and disability status under subsection (a)(4), the department shall also categorize suspensions and expulsions by cause as follows:

- (1) Alcohol.
- (2) Drugs.
- (3) Deadly weapons (other than firearms).
- (4) Handguns.
- (5) Rifles or shotguns.
- (6) Other firearms.
- (7) Tobacco.
- (8) Attendance.
- (9) Destruction of property.
- (10) Legal settlement (under IC 20-33-8-17).
- (11) Fighting (incident does not rise to the level of battery).
- (12) Battery (IC 35-42-2-1).
- (13) Intimidation (IC 35-45-2-1).
- (14) Verbal aggression or profanity.
- (15) Defiance.
- (16) Other.

(c) The department shall provide the state board any data, including fiscal data, as determined by the state board, in a reasonable time frame established by the state board after consultation with the department, necessary to conduct an audit or evaluation of any federal or state supported program principally engaged in the provision of education, including, but not limited to:

- (1) early childhood education;**
- (2) elementary and secondary education;**
- (3) postsecondary education;**
- (4) special education;**
- (5) job training;**
- (6) career and technical education; and**
- (7) adult education;**

or for the enforcement of or compliance with federal legal requirements related to those education programs as determined by the state board. The state board and the department are considered state educational authorities within the meaning of the federal Family Educational Rights and Privacy Act (20 U.S.C. 1232g and 34 CFR Part 99) for the purpose of allowing the free exchange of information between the department and the state board.

~~(e)~~ **(d)** The department shall develop guidelines necessary to implement this section.

SECTION 153. IC 20-19-3-13 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 13:~~ The department shall develop a financial literacy program for students enrolled in kindergarten through grade 12. The financial literacy program must emphasize the following:

- ~~(1) Developing personal financial responsibility.~~
- ~~(2) Managing personal finances.~~



(3) Using credit and incurring debt.

(4) Saving and investing.

SECTION 154. IC 20-19-3-15.3 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 15.3. (a) Before August 1, 2015, the department shall furnish information to all affected teachers and schools about the implementation of the ISTEP program for the 2016 testing dates.**

(b) In addition, the department shall post the information disseminated under subsection (a) to the department's Internet web site.

(c) This section expires July 1, 2016.

SECTION 155. IC 20-19-4 IS REPEALED [EFFECTIVE JULY 1, 2015]. (Education Roundtable).

SECTION 156. IC 20-19-6-2 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 2. As used in this chapter, "education roundtable" refers to the education roundtable established by IC 20-19-4-2.~~

SECTION 157. IC 20-19-6-5, AS ADDED BY P.L.53-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. The ~~education roundtable~~ **department of workforce development** shall provide staff and administrative support to the councils.

SECTION 158. IC 20-19-6-6, AS ADDED BY P.L.53-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) Each council shall prepare and submit before November 1, 2013, a comprehensive evaluation of the available career, technical, and vocational education opportunities for high school students in its region.

(b) The evaluation prepared under subsection (a) must be submitted to the

(1) ~~governor. and~~

(2) ~~education roundtable.~~

SECTION 159. IC 20-20-8-8, AS AMENDED BY P.L.246-2013, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. The report must include the following information:

(1) Student enrollment.

(2) Graduation rate (as defined in IC 20-26-13-6).

(3) Attendance rate.

(4) The following test scores, including the number and percentage of students meeting academic standards:

(A) ISTEP program test scores.

(B) Scores for assessments under IC 20-32-5-21, if appropriate.

(C) For a freeway school, scores on a locally adopted assessment program, if appropriate.

(5) Average class size.

(6) The number and percentage of students in the following groups or programs:

(A) Alternative education, if offered.

(B) Career and technical education.

(C) Special education.

(D) High ability.

(E) Remediation.

(F) Limited English language proficiency.

(G) Students receiving free or reduced price lunch under the national school lunch program.

(H) School flex program, if offered.



- (7) Advanced placement, including the following:
 - (A) For advanced placement tests, the percentage of students:
 - (i) scoring three (3), four (4), and five (5); and
 - (ii) taking the test.
 - (B) For the Scholastic Aptitude Test:
 - (i) test scores for all students taking the test;
 - (ii) test scores for students completing the academic honors diploma program; and
 - (iii) the percentage of students taking the test.
- (8) Course completion, including the number and percentage of students completing the following programs:
 - (A) Academic honors diploma.
 - (B) Core 40 curriculum.
 - (C) Career and technical programs.
- (9) The percentage of grade 8 students enrolled in algebra I.
- (10) The percentage of graduates who pursue higher education.
- (11) School safety, including:
 - (A) the number of students receiving suspension or expulsion for the possession of alcohol, drugs, or weapons;
 - (B) the number of incidents reported under IC 20-33-9; and
 - (C) the number of bullying incidents reported under IC 20-34-6 by category.
- (12) Financial information and various school cost factors, including the following:
 - (A) Expenditures per pupil.
 - (B) Average teacher salary.
 - (C) Remediation funding.
- (13) Technology accessibility and use of technology in instruction.
- (14) Interdistrict and intradistrict student mobility rates, if that information is available.
- (15) The number and percentage of each of the following within the school corporation:
 - (A) Teachers who are certificated employees (as defined in IC 20-29-2-4).
 - (B) Teachers who teach the subject area for which the teacher is certified and holds a license.
 - (C) Teachers with national board certification.
- (16) The percentage of grade 3 students reading at grade 3 level.
- (17) The number of students expelled, including the number participating in other recognized education programs during their expulsion.
- (18) Chronic absenteeism, which includes the number of students who have been absent from school for ten percent (10%) or more of a school year for any reason.
- (19) Habitual truancy, which includes the number of students who have been absent ten (10) days or more from school within a school year without being excused or without being absent under a parental request that has been filed with the school.
- (20) The number of students who have dropped out of school, including the reasons for dropping out.
- (21) The number of student work permits revoked.
- (22) The number of student driver's licenses revoked.
- (23) The number of students who have not advanced to grade 10 due to a lack of completed credits.
- (24) The number of students suspended for any reason.



(25) The number of students receiving an international baccalaureate diploma.

~~(26) Other indicators of performance as recommended by the education roundtable under IC 20-19-4.~~

SECTION 160. IC 20-24-7-13, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2015 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 13. (a) As used in this section, "virtual charter school" means any charter school, including a conversion charter school, that provides for the delivery of more than fifty percent (50%) of instruction to students through:

- (1) virtual distance learning;
- (2) online technologies; or
- (3) computer based instruction.

(b) A virtual charter school may apply for authorization with any statewide ~~sponsor~~ **authorizer** in accordance with the authorizer's guidelines.

(c) For state fiscal years beginning after June 30, 2013, a virtual charter school is entitled to receive funding in a month from the state in an amount equal to the sum of:

- (1) the product of:
 - (A) the number of students included in the virtual charter school's current ADM; multiplied by
 - (B) the result of:
 - (i) ninety percent (90%) of the school's foundation amount determined under IC 20-43-5-4; divided by
 - (ii) twelve (12); plus
- (2) the total of any:
 - (A) special education grants under IC 20-43-7;
 - (B) career and technical education grants under IC 20-43-8;
 - (C) honor grants under IC 20-43-10; **and**
 - (D) complexity grants under IC 20-43-13; **and**
 - ~~(E) full-day kindergarten grants under IC 20-43-14;~~

to which the virtual charter school is entitled for the month.

For state fiscal years beginning after June 30, 2013, a virtual charter school is entitled to receive special education grants under IC 20-43-7 calculated in the same manner as special education grants are calculated for other school corporations.

(d) The state board shall adopt rules under IC 4-22-2 to govern the operation of virtual charter schools.

(e) The department, with the approval of the state board, shall before December 1 of each year submit an annual report to the budget committee concerning the program under this section.

(f) Each school year, at least sixty percent (60%) of the students who are enrolled in virtual charter schools under this section for the first time must have been included in the state's fall count of ADM conducted in the previous school year.

SECTION 161. IC 20-24-7-13.5, AS AMENDED BY P.L.47-2014, SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 13.5. (a) This section applies to the following charter schools:

- (1) The Excel Centers for Adult Learners. ~~that is located in Indianapolis, is sponsored or authorized by the mayor of Indianapolis, and that is operating as of May 1, 2013.~~
- (2) ~~The Anderson Excel Center that is sponsored or authorized by the charter board and that is operating as of May 1, 2013.~~



~~(3)~~ **(2)** The Christel House Academy DOR center. that is located in Indianapolis; is sponsored or authorized by the mayor of Indianapolis; and that is operating as of May 1, 2013.

~~(4)~~ The Excel Centers for Adult Learners located in Kokomo, Lafayette, and Richmond that are sponsored or authorized by the charter board and that are scheduled to begin operating not later than fall 2013; and the Excel Center for Adult Learners located in Indianapolis (Lafayette Square) that is sponsored or authorized by the mayor of Indianapolis and that is scheduled to begin operating not later than fall 2013.

~~(5)~~ **(3)** The Gary Middle College charter school. that is sponsored or authorized by Ball State University; that includes students who are twenty-two (22) years of age and older; and that is operating as of May 1, 2013.

(b) Notwithstanding any other law, for state fiscal years beginning after June 30, ~~2013~~; **2015**, a charter school described in subsection (a) is entitled to receive funding from the state in an amount equal to the product of:

(1) the charter school's number of students **who are Indiana residents** (expressed as full-time equivalents); multiplied by

(2) six thousand six hundred dollars (\$6,600).

However, in the case of the charter school described in subsection ~~(a)(5)~~; **(a)(3)**, the funding under this section applies only for those students who are twenty-two (22) years of age and older. **In addition, the total number of students (expressed as full-time equivalents) of all adult learners in charter schools covered by this section may not exceed the following:**

(1) For the 2015-2016 state fiscal year:

(A) For the Christel House Academy DOR center, four hundred forty (440) adult learner students.

(B) For the Gary Middle College charter school, one hundred fifty (150) adult learner students.

(C) For the Excel Centers for Adult Learners, three thousand eight hundred sixty-five (3,865) adult learner students.

(2) For the 2016-2017 state fiscal year:

(A) For the Christel House Academy DOR center, four hundred forty (440) adult learner students.

(B) For the Gary Middle College charter school, one hundred fifty (150) adult learner students.

(C) For the Excel Centers for Adult Learners, five thousand five (5,005) adult learner students.

(c) A charter school described in subsection (a) is entitled to receive federal special education funding.

~~(d)~~ A Christel House Academy that, before July 1, 2013; was granted a charter by the mayor of Indianapolis to establish an adult high school may be entitled to state funding after June 30, 2015; if the adult high school was not in operation on May 1, 2013.

~~(e)~~ **(d)** The state funding under this section shall be paid each state fiscal year under a schedule set by the budget agency and approved by the governor. However, the schedule shall provide for at least twelve (12) payments, that one (1) payment shall be made at least every forty (40) days, and the aggregate of the payments in each state fiscal year shall equal the amount required under this section. However, if the



appropriations for this purpose are insufficient, the distributions to each recipient shall be reduced proportionately.

(e) A charter school that receives funding as provided in this section must report the following information annually to the state board and (in an electronic format under IC 5-14-6) to the legislative council, on a schedule specified by the state board:

- (1) The number of adult learners enrolled in the charter school during the preceding year.**
- (2) The demographics of the adult learners enrolled in the charter school during the preceding year (in a format requested by the state board).**
- (3) The graduation rates of the adult learners enrolled in the charter school during the preceding year.**
- (4) The outcomes for adult learners enrolled in the charter school, as of graduation and as of two (2) years after graduation. A charter school must include information concerning students' job placement outcomes, information concerning students' matriculation into higher education, and any other information concerning outcomes required by the state board.**

(f) This section expires July 1, 2015: June 30, 2017.

SECTION 162. IC 20-24-13 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

Chapter 13. Charter and Innovation Network School Grant Program

Sec. 1. (a) This chapter applies to the following:

- (1) A charter school that does not receive a pro rata share of local property tax revenue.**
- (2) An innovation network school located in a school city, as defined in IC 20-25-2-12, that existed on January 1, 2015, that does not receive a pro rata share of local property tax revenue (referred to as an innovation network school in this chapter).**

(b) This chapter does not apply to a virtual charter school or an adult high school.

Sec. 2. As used in this chapter, "school" refers to a charter school or an innovation network school described in section 1(a)(2) of this chapter.

Sec. 3. (a) An annual grant program is established to provide funding to a school for the following:

- (1) Capital improvements for the school, including the renovation or expansion of a facility, or for debt or lease payments owed on a facility, including advances from the common school fund under IC 20-49-9.**
- (2) The purposes for which the capital projects fund may be used by a school corporation under IC 20-40-8.**
- (3) The purposes for which a technology grant from the Senator David C. Ford educational technology fund may be used by a school corporation under IC 20-20-13-6.**
- (4) Transportation and school buses.**

(b) The program shall be administered by the state board.

(c) The state board shall establish a written application and procedure for providing grants under this chapter to a school described in section 5 of this chapter.

Sec. 4. The state board shall, without an application being made, make an annual grant to a school if the school is one (1) of the following:

- (1) A charter school in its first or second year of operation.**
- (2) A charter school that was placed in the "A", "B", or "C" category or designation of performance established under IC 20-31-8-3 for the most recently completed school year.**



(3) A charter school that does not receive a category or designation of performance established under IC 20-31-8-3 for the most recently completed school year.

(4) A school that has a majority of students with developmental, intellectual, or behavioral challenges.

(5) An innovation network school described in section 1(a)(2) of this chapter.

Sec. 5. (a) This section applies to a charter school that does not qualify for a grant under subsection (c). Each year, such a charter school may apply for an annual grant under this chapter.

(b) The application under subsection (a) must be submitted after July 1 and before September 1 of a state fiscal year for a grant that is requested to be made during that state fiscal year.

(c) The state board shall determine if the charter school is placed in the same or a better category or designation of performance established under IC 20-31-8-3 for the most recently completed school year than the nearest noncharter public school that is configured to teach the same grades of students as the charter school teaches. Except as provided in subsection (d), if the charter school has been placed in the same or a better category or designation of performance, the state board shall make the grant to the charter school.

(d) If a charter school:

(1) does not qualify for a grant under section 4 of this chapter; and

(2) for two (2) consecutive years the charter school has not been placed in the same or a better category or designation of performance established under IC 20-31-8-3 for the most recently completed school year than the nearest noncharter public school that is configured to teach the same grades of students as the charter school teaches;

the charter school is not eligible for a grant, unless the charter school is placed in the "C" category or designation of performance or better established under IC 20-31-8-3 for the most recently completed school year.

Sec. 6. The annual grant amount for a school for a state fiscal year is:

(1) five hundred dollars (\$500); multiplied by

(2) the number of eligible pupils who are counted in the current ADM of the school.

SECTION 163. IC 20-24.2-3-1, AS ADDED BY P.L.201-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) ~~Before July 31, 2013, The state board with advice from the education roundtable established by IC 20-19-4-2, shall establish stringent criteria to be used to determine whether a high school that does not meet the requirements under IC 20-24.2-2-2(b) may receive a waiver to provide instructional days in the manner described in IC 20-24.2-4-2 and be exempt from any or all of the statutes and rules listed in IC 20-24.2-4-3. The state board's criteria to approve a high school's waiver request must be based on a method or methods of measuring academic standards of the high school, as approved by the state board. The criteria must require the curriculum and instruction of a high school to create academic performance at a high level through which students are college or career ready and globally competitive upon graduation from high school.~~

~~(b) Not later than November 1, 2013, The state board shall submit the criteria developed by the state board to grant a waiver under subsection (a) to the general assembly in an electronic format under IC 5-14-6. During the 2014 session of the general assembly, the general assembly may reject, modify, or codify the criteria developed by the state board under subsection (a).~~

SECTION 164. IC 20-25-3-6, AS ADDED BY P.L.1-2005, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. (a) A member of a standing committee of the board



provided for by the board's rules shall be appointed by the president within three (3) weeks after the president's election to the office of president.

(b) Subject to the limitations in this chapter, the board may fix the salaries of each officer and employee of the board.

(c) The board in:

- (1) electing and choosing a general superintendent; and
- (2) employing agents and employees that the board considers necessary to conduct the business of the school city;

shall choose individuals whose qualifications peculiarly fit the positions the individuals will occupy.

(d) The board shall contract for and establish the amount of salary or compensation to be paid to each officer, agent, and employee chosen or elected by the board. The board shall adopt a ~~schedule of salaries~~ **compensation plan that specifies the salary range** that the board considers proper, and for the purpose of establishing a ~~salary schedule~~, **compensation plan**, the board may divide teachers, principals, and other employees into classes based upon efficiency, qualifications, experience, and responsibility. Each principal, teacher, or employee in a class shall receive the same regular salary given to each of the other members of the same class, subject to the provisions of this article.

(e) The board may:

- (1) by rule fix the time and the number of meetings of the board, except that one (1) regular meeting must be held in each calendar month; and
- (2) make, amend, and repeal bylaws and rules for:
 - (A) the board's own procedure; and
 - (B) the government and management of:
 - (i) the board's schools; and
 - (ii) property under the board's control.

SECTION 165. IC 20-26-5-4, AS AMENDED BY P.L.2-2014, SECTION 83, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) In carrying out the school purposes of a school corporation, the governing body acting on the school corporation's behalf has the following specific powers:

- (1) In the name of the school corporation, to sue and be sued and to enter into contracts in matters permitted by applicable law. However, a governing body may not use funds received from the state to bring or join in an action against the state, unless the governing body is challenging an adverse decision by a state agency, board, or commission.
- (2) To take charge of, manage, and conduct the educational affairs of the school corporation and to establish, locate, and provide the necessary schools, school libraries, other libraries where permitted by law, other buildings, facilities, property, and equipment.
- (3) To appropriate from the school corporation's general fund an amount, not to exceed the greater of three thousand dollars (\$3,000) per budget year or one dollar (\$1) per pupil, not to exceed twelve thousand five hundred dollars (\$12,500), based on the school corporation's ADM of the previous year (as defined in IC 20-43-1-7) to promote the best interests of the school corporation through:
 - (A) the purchase of meals, decorations, memorabilia, or awards;
 - (B) provision for expenses incurred in interviewing job applicants; or
 - (C) developing relations with other governmental units.
- (4) To do the following:



(A) Acquire, construct, erect, maintain, hold, and contract for construction, erection, or maintenance of real estate, real estate improvements, or an interest in real estate or real estate improvements, as the governing body considers necessary for school purposes, including buildings, parts of buildings, additions to buildings, rooms, gymnasiums, auditoriums, playgrounds, playing and athletic fields, facilities for physical training, buildings for administrative, office, warehouse, repair activities, or housing school owned buses, landscaping, walks, drives, parking areas, roadways, easements and facilities for power, sewer, water, roadway, access, storm and surface water, drinking water, gas, electricity, other utilities and similar purposes, by purchase, either outright for cash (or under conditional sales or purchase money contracts providing for a retention of a security interest by the seller until payment is made or by notes where the contract, security retention, or note is permitted by applicable law), by exchange, by gift, by devise, by eminent domain, by lease with or without option to purchase, or by lease under IC 20-47-2, IC 20-47-3, or IC 20-47-5.

(B) Repair, remodel, remove, or demolish, or to contract for the repair, remodeling, removal, or demolition of the real estate, real estate improvements, or interest in the real estate or real estate improvements, as the governing body considers necessary for school purposes.

(C) Provide for conservation measures through utility efficiency programs or under a guaranteed savings contract as described in IC 36-1-12.5.

(5) To acquire personal property or an interest in personal property as the governing body considers necessary for school purposes, including buses, motor vehicles, equipment, apparatus, appliances, books, furniture, and supplies, either by cash purchase or under conditional sales or purchase money contracts providing for a security interest by the seller until payment is made or by notes where the contract, security, retention, or note is permitted by applicable law, by gift, by devise, by loan, or by lease with or without option to purchase and to repair, remodel, remove, relocate, and demolish the personal property. All purchases and contracts specified under the powers authorized under subdivision (4) and this subdivision are subject solely to applicable law relating to purchases and contracting by municipal corporations in general and to the supervisory control of state agencies as provided in section 6 of this chapter.

(6) To sell or exchange real or personal property or interest in real or personal property that, in the opinion of the governing body, is not necessary for school purposes, in accordance with IC 20-26-7, to demolish or otherwise dispose of the property if, in the opinion of the governing body, the property is not necessary for school purposes and is worthless, and to pay the expenses for the demolition or disposition.

(7) To lease any school property for a rental that the governing body considers reasonable or to permit the free use of school property for:

(A) civic or public purposes; or

(B) the operation of a school age child care program for children who are at least five (5) years of age and less than fifteen (15) years of age that operates before or after the school day, or both, and during periods when school is not in session;

if the property is not needed for school purposes. Under this subdivision, the governing body may enter into a long term lease with a nonprofit corporation, community service organization, or other governmental entity, if the corporation, organization, or other governmental entity will use the property to be leased for civic or public purposes or for a school age child care program. However,



if payment for the property subject to a long term lease is made from money in the school corporation's debt service fund, all proceeds from the long term lease must be deposited in the school corporation's debt service fund so long as payment for the property has not been made. The governing body may, at the governing body's option, use the procedure specified in IC 36-1-11-10 in leasing property under this subdivision.

(8) To do the following:

(A) Employ, contract for, and discharge superintendents, supervisors, principals, teachers, librarians, athletic coaches (whether or not they are otherwise employed by the school corporation and whether or not they are licensed under IC 20-28-5), business managers, superintendents of buildings and grounds, janitors, engineers, architects, physicians, dentists, nurses, accountants, teacher aides performing noninstructional duties, educational and other professional consultants, data processing and computer service for school purposes, including the making of schedules, the keeping and analyzing of grades and other student data, the keeping and preparing of warrants, payroll, and similar data where approved by the state board of accounts as provided below, and other personnel or services as the governing body considers necessary for school purposes.

(B) Fix and pay the salaries and compensation of persons and services described in this subdivision that are consistent with IC 20-28-9-1.5.

(C) Classify persons or services described in this subdivision and to adopt ~~schedules of salaries or~~ a compensation **plan with a salary range** that ~~are is~~ consistent with IC 20-28-9-1.5.

(D) Determine the number of the persons or the amount of the services employed or contracted for as provided in this subdivision.

(E) Determine the nature and extent of the duties of the persons described in this subdivision.

The compensation, terms of employment, and discharge of teachers are, however, subject to and governed by the laws relating to employment, contracting, compensation, and discharge of teachers. The compensation, terms of employment, and discharge of bus drivers are subject to and governed by laws relating to employment, contracting, compensation, and discharge of bus drivers. The forms and procedures relating to the use of computer and data processing equipment in handling the financial affairs of the school corporation must be submitted to the state board of accounts for approval so that the services are used by the school corporation when the governing body determines that it is in the best interest of the school corporation while at the same time providing reasonable accountability for the funds expended.

(9) Notwithstanding the appropriation limitation in subdivision (3), when the governing body by resolution considers a trip by an employee of the school corporation or by a member of the governing body to be in the interest of the school corporation, including attending meetings, conferences, or examining equipment, buildings, and installation in other areas, to permit the employee to be absent in connection with the trip without any loss in pay and to reimburse the employee or the member the employee's or member's reasonable lodging and meal expenses and necessary transportation expenses. To pay teaching personnel for time spent in sponsoring and working with school related trips or activities.

(10) Subject to IC 20-27-13, to transport children to and from school, when in the opinion of the governing body the transportation is necessary, including considerations for the safety of the children and without regard to the distance the children live from the school. The transportation must be otherwise in accordance with applicable law.



(11) To provide a lunch program for a part or all of the students attending the schools of the school corporation, including the establishment of kitchens, kitchen facilities, kitchen equipment, lunch rooms, the hiring of the necessary personnel to operate the lunch program, and the purchase of material and supplies for the lunch program, charging students for the operational costs of the lunch program, fixing the price per meal or per food item. To operate the lunch program as an extracurricular activity, subject to the supervision of the governing body. To participate in a surplus commodity or lunch aid program.

(12) To purchase curricular materials, to furnish curricular materials without cost or to rent curricular materials to students, to participate in a curricular materials aid program, all in accordance with applicable law.

(13) To accept students transferred from other school corporations and to transfer students to other school corporations in accordance with applicable law.

(14) To make budgets, to appropriate funds, and to disburse the money of the school corporation in accordance with applicable law. To borrow money against current tax collections and otherwise to borrow money, in accordance with IC 20-48-1.

(15) To purchase insurance or to establish and maintain a program of self-insurance relating to the liability of the school corporation or the school corporation's employees in connection with motor vehicles or property and for additional coverage to the extent permitted and in accordance with IC 34-13-3-20. To purchase additional insurance or to establish and maintain a program of self-insurance protecting the school corporation and members of the governing body, employees, contractors, or agents of the school corporation from liability, risk, accident, or loss related to school property, school contract, school or school related activity, including the purchase of insurance or the establishment and maintenance of a self-insurance program protecting persons described in this subdivision against false imprisonment, false arrest, libel, or slander for acts committed in the course of the persons' employment, protecting the school corporation for fire and extended coverage and other casualty risks to the extent of replacement cost, loss of use, and other insurable risks relating to property owned, leased, or held by the school corporation. In accordance with IC 20-26-17, to:

(A) participate in a state employee health plan under IC 5-10-8-6.6 or IC 5-10-8-6.7;

(B) purchase insurance; or

(C) establish and maintain a program of self-insurance;

to benefit school corporation employees, including accident, sickness, health, or dental coverage, provided that a plan of self-insurance must include an aggregate stop-loss provision.

(16) To make all applications, to enter into all contracts, and to sign all documents necessary for the receipt of aid, money, or property from the state, the federal government, or from any other source.

(17) To defend a member of the governing body or any employee of the school corporation in any suit arising out of the performance of the member's or employee's duties for or employment with, the school corporation, if the governing body by resolution determined that the action was taken in good faith. To save any member or employee harmless from any liability, cost, or damage in connection with the performance, including the payment of legal fees, except where the liability, cost, or damage is predicated on or arises out of the bad faith of the member or employee, or is a claim or judgment based on the member's or employee's malfeasance in office or employment.

(18) To prepare, make, enforce, amend, or repeal rules, regulations, and procedures:



(A) for the government and management of the schools, property, facilities, and activities of the school corporation, the school corporation's agents, employees, and pupils and for the operation of the governing body; and

(B) that may be designated by an appropriate title such as "policy handbook", "bylaws", or "rules and regulations".

(19) To ratify and approve any action taken by a member of the governing body, an officer of the governing body, or an employee of the school corporation after the action is taken, if the action could have been approved in advance, and in connection with the action to pay the expense or compensation permitted under IC 20-26-1 through IC 20-26-5, IC 20-26-7, IC 20-40-12, and IC 20-48-1 or any other law.

(20) To exercise any other power and make any expenditure in carrying out the governing body's general powers and purposes provided in this chapter or in carrying out the powers delineated in this section which is reasonable from a business or educational standpoint in carrying out school purposes of the school corporation, including the acquisition of property or the employment or contracting for services, even though the power or expenditure is not specifically set out in this chapter. The specific powers set out in this section do not limit the general grant of powers provided in this chapter except where a limitation is set out in IC 20-26-1 through IC 20-26-5, IC 20-26-7, IC 20-40-12, and IC 20-48-1 by specific language or by reference to other law.

(b) A superintendent hired under subsection (a)(8):

(1) is not required to hold a teacher's license under IC 20-28-5; and

(2) is required to have obtained at least a master's degree from an accredited postsecondary educational institution.

SECTION 166. IC 20-26-5-19, AS ADDED BY P.L.1-2005, SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 19. A governing body under its powers to fix and pay the salaries and compensation of employees of the school corporation and to contract for services under ~~IC 20-26-5-4(8)~~ **IC 20-26-5-4(a)(8)** may distribute payroll based on contractual and ~~salary schedule~~ **compensation plan** commitments instead of payroll estimates approved in advance by the governing body.

SECTION 167. IC 20-26-5-36 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 36. (a) Each school year, the governing body of a school corporation may spend an amount for remediation programs for students enrolled in kindergarten through grade 12 not to exceed one percent (1%) of the state tuition support that the school corporation receives for the school year.**

(b) A remediation program for any subset of students enrolled in kindergarten through grade 12 must be in writing and adopted at a public hearing of the governing body of the school corporation before the governing body may spend money for the remediation program.

(c) After the governing body of a school corporation adopts a remediation program under subsection (b), the school corporation shall promptly file the adopted plan with the department. The department shall review a plan for a remediation program adopted by the governing body of a school corporation and may comment on the plan.

SECTION 168. IC 20-27-3-5, AS AMENDED BY P.L.42-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5. (a) The committee shall adopt and enforce rules under IC 4-22-2 to require that each new school bus operated by or on behalf of a school corporation



bear the name of the school district on the back of the school bus in black letters. ~~that are at least four (4) inches and not more than six (6) inches high.~~

(b) The committee shall adopt and enforce rules under IC 4-22-2 to require that each school bus placed into service for the first time by a school corporation or nonpublic school bear an indication on the back of the school bus ~~in black letters~~ that the school bus is required to stop at all railroad crossings.

SECTION 169. IC 20-27-14-2 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 2. As used in this chapter, "roundtable" refers to the education roundtable established by IC 20-19-4-2.~~

SECTION 170. IC 20-27-14-3, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. The science, technology, engineering, and mathematics teacher recruitment fund is established. The **roundtable commission for higher education** shall administer the fund.

SECTION 171. IC 20-27-14-8, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. The **roundtable commission for higher education** may use money in the fund to provide grants to Indiana organizations that recruit science, technology, engineering, and mathematics teachers for employment by Indiana school corporations.

SECTION 172. IC 20-27-14-9, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. The **roundtable commission for higher education** shall establish two (2) grant programs as follows:

- (1) A grant program to encourage the growth of existing organizations that recruit science, technology, engineering, and mathematics teachers.
- (2) A grant program to support the establishment of programs that increase the pool of high-quality science, technology, engineering, and mathematics teachers in Indiana.

SECTION 173. IC 20-27-14-10, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. The **roundtable commission for higher education** shall develop an application process for grants under this chapter that identifies recruiting organizations and programs:

- (1) that produce high student achievement and effective and highly effective teachers; and
- (2) that match science, technology, engineering, and mathematics teachers with Indiana school corporations that would otherwise encounter a shortage of qualified teachers in science, technology, engineering, and mathematics.

SECTION 174. IC 20-27-14-11, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 11. The **roundtable commission for higher education** shall develop standards for evaluating recipients of grants under this chapter.

SECTION 175. IC 20-27-14-12, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 12. A recipient of a grant under this chapter shall submit to the **roundtable commission for higher education** a written report concerning the recipient's compliance with the evaluation standards developed under section 11 of this chapter on the following dates:

- (1) December 1 of each year.
- (2) July 1 of each year.

SECTION 176. IC 20-27-14-13, AS ADDED BY P.L.205-2013, SECTION 246, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 13. The **roundtable commission for higher education** shall consider the information submitted under section 12 of this chapter when evaluating a



subsequent application from a recruiting organization or program. An applicant may be denied a grant under this chapter based on the information submitted under section 12 of this chapter.

SECTION 177. IC 20-28-6-2, AS AMENDED BY P.L.6-2012, SECTION 137, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) A contract entered into by a teacher and a school corporation must:

- (1) be in writing;
- (2) be signed by both parties; and
- (3) contain the:
 - (A) beginning date of the school term as determined annually by the school corporation;
 - (B) number of days in the school term as determined annually by the school corporation;
 - (C) total salary to be paid to the teacher during the school year;
 - (D) number of salary payments to be made to the teacher during the school year; and
 - (E) number of hours per day the teacher is expected to work, as discussed pursuant to IC 20-29-6-7.

(b) The contract may provide for the annual determination of the teacher's annual compensation **by based on a local salary schedule, compensation plan specifying a salary range**, which is part of the contract. The **salary schedule compensation plan** may be changed by the school corporation ~~on or~~ before **the later of** May 1 of a year, with the changes effective the next school year, **or the date specified in a collective bargaining agreement applicable to the next school year**. A teacher affected by the changes shall be furnished with printed copies of the changed ~~schedule~~ **compensation plan** not later than thirty (30) days after the ~~schedule's~~ **adoption of the compensation plan**.

(c) A contract under this section is also governed by the following statutes:

- (1) IC 20-28-9-5 through IC 20-28-9-6.
- (2) IC 20-28-9-9 through IC 20-28-9-11.
- (3) IC 20-28-9-13.
- (4) IC 20-28-9-14.

(d) A governing body shall provide the blank contract forms, carefully worded by the state superintendent, and have them signed. The contracts are public records open to inspection by the residents of each school corporation.

(e) An action may be brought on a contract that conforms with subsections (a)(1), (a)(2), and (d).

SECTION 178. IC 20-28-6-7, AS AMENDED BY P.L.90-2011, SECTION 28, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) As used in this section, "teacher" includes an individual who:

- (1) holds a substitute teacher's license; and
- (2) provides instruction in a joint summer school program under IC 20-30-7-5.

(b) The supplemental service teacher's contract shall be used when a teacher provides professional service in evening school or summer school employment, except when a teacher or other individual is employed to supervise or conduct noncredit courses or activities.

(c) If a teacher serves more than one hundred twenty (120) days on a supplemental service teacher's contract in a school year, the following apply:

- (1) Sections 1, 2, 3, and 8 of this chapter.
- (2) IC 20-28-10-1 through IC 20-28-10-5.



(d) The salary of a teacher on a supplemental service contract shall be determined by the superintendent. The superintendent may, but is not required to, base the salary on the regular **salary schedule compensation plan** for the school corporation.

SECTION 179. IC 20-28-9-1.5, AS ADDED BY P.L.286-2013, SECTION 90, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1.5. (a) This subsection ~~applies to a contract in effect July 1, 2012, or upon the expiration of a contract in existence on July 1, 2011, whichever is earlier, and~~ governs salary increases for a teacher employed by a school corporation. ~~on or after the date this subsection takes effect.~~ Compensation attributable to additional degrees or graduate credits earned before the effective date of ~~the a~~ **local salary schedule compensation plan** created under this chapter **before July 1, 2015, shall continue for school years beginning after June 30, 2015.** Compensation attributable to additional degrees for which a teacher has started course work before July 1, 2011, and completed course work before September 2, 2014, shall also continue **for school years beginning after June 30, 2015. For school years beginning after June 30, 2015, a school corporation may provide a supplemental payment to a teacher in excess of the salary specified in the school corporation's compensation plan if the teacher has earned a master's degree from an accredited postsecondary educational institution in a content area directly related to the subject matter of:**

- (1) **a dual credit course; or**
- (2) **another course;**

taught by the teacher. In addition, a supplemental payment may be made to an elementary school teacher who earns a master's degree in math or reading and literacy. A supplement provided under this subsection is not subject to collective bargaining, but a discussion of the supplement must be held. Such a supplement is in addition to any increase permitted under subsection (b).

(b) Increases or increments in a local salary ~~scale~~ **range** must be based upon a combination of the following factors:

(1) A combination of the following factors taken together may account for not more than thirty-three percent (33%) of the calculation used to determine a teacher's increase or increment:

(A) The number of years of a teacher's experience.

(B) The attainment of either:

(i) additional content area degrees beyond the requirements for employment; or

(ii) additional content area degrees and credit hours beyond the requirements for employment, if required under an agreement bargained under IC 20-29.

(2) The results of an evaluation conducted under IC 20-28-11.5.

(3) The assignment of instructional leadership roles, including the responsibility for conducting evaluations under IC 20-28-11.5.

(4) The academic needs of students in the school corporation.

(c) A teacher rated ineffective or improvement necessary under IC 20-28-11.5 may not receive any raise or increment for the following year if the teacher's employment contract is continued. The amount that would otherwise have been allocated for the salary increase of teachers rated ineffective or improvement necessary shall be allocated for compensation of all teachers rated effective and highly effective based on the criteria in subsection (b).

(d) A teacher who does not receive a raise or increment under subsection (c) may file a request with the superintendent or superintendent's designee not later than five (5) days after receiving notice that the



teacher received a rating of ineffective. The teacher is entitled to a private conference with the superintendent or superintendent's designee.

(e) ~~Not later than January 31, 2012;~~ The department shall publish a model ~~salary schedule~~ **compensation plan with a model salary range** that a school corporation may adopt. **Before July 1, 2015, the department may modify the model compensation plan, as needed, to comply with subsection (f).**

(f) Each school corporation shall submit its local ~~salary schedule~~ **compensation plan** to the department. **For a school year beginning after June 30, 2015, a local compensation plan must specify the range for teacher salaries.** The department shall publish the local ~~salary schedules~~ **compensation plans** on the department's Internet web site.

(g) The department shall report any noncompliance with this section to the state board.

(h) The state board shall take appropriate action to ensure compliance with this section.

(i) This chapter may not be construed to require or allow a school corporation to decrease the salary of any teacher below the salary the teacher was earning on or before July 1, ~~2012;~~ **2015**, if that decrease would be made solely to conform to the new ~~salary scale.~~ **compensation plan.**

(j) After June 30, 2011, all rights, duties, or obligations established under IC 20-28-9-1 before its repeal are considered rights, duties, or obligations under this section.

SECTION 180. IC 20-28-9-7, AS ADDED BY P.L.246-2005, SECTION 168, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. (a) An individual who:

(1) holds:

(A) a professional license;

(B) a provisional license;

(C) a limited license; or

(D) an equivalent license issued by the department; and

(2) serves as an occasional substitute teacher;

shall be compensated ~~on~~ **in conformity with** the pay ~~schedule~~ **range** for substitutes of the school corporation the individual serves.

(b) An individual who:

(1) holds a:

(A) professional license; or

(B) provisional license; and

(2) serves as a substitute teacher in the same teaching position for more than fifteen (15) consecutive school days;

shall be compensated ~~on~~ **in conformity with** the regular pay ~~schedule~~ **range** for teachers of the school corporation the individual serves.

SECTION 181. IC 20-28-9-8, AS ADDED BY P.L.1-2005, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 8. An individual who holds a substitute license shall be compensated ~~on~~ **in conformity with** the pay ~~schedule~~ **range** for substitutes of the school corporation the individual serves.

SECTION 182. IC 20-28-10-2, AS AMENDED BY P.L.90-2011, SECTION 35, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) Except as provided in section 1 of this chapter, rights existing at the time a leave commences that arise from a teacher's:

(1) status as a professional or established teacher;



- (2) accumulation of successive years of service;
- (3) service performed under a teacher's contract under IC 20-28-6-8; or
- (4) status or rights negotiated under IC 20-29;

remain intact.

(b) During a leave the teacher may maintain coverage in a group insurance program by paying the total premium including the school corporation's share, if any, attributable to the leave period. The school corporation may elect to pay all or part of the cost of the premium as an adopted or negotiated fringe benefit to teachers on leave.

(c) During a leave extending into a part of a school year, a teacher accumulates sick leave under IC 20-28-9-9 through IC 20-28-9-12, or ~~a~~ **the salary schedule range** of the school corporation that provides greater sick leave, in the same proportion that the number of days the teacher is paid during the year for work or leave bears to the total number of days for which teachers are paid in the school corporation.

(d) Except as provided in section 1 of this chapter, during a leave of a probationary teacher, the period of probationary successive years of service under a teacher's contract that is a condition precedent to becoming a professional or established teacher under IC 20-28-6-8 is uninterrupted for that teacher. However, this probationary period may not include an entire school year spent on leave.

(e) All or part of a leave granted for sickness or disability, including pregnancy related disability, may be charged at the teacher's discretion to the teacher's available sick days. However, the teacher is not entitled to take accumulated sick days when the teacher's physician certifies that the teacher is capable of performing the teacher's regular teaching duties. The teacher is entitled to complete the remaining leave without pay.

SECTION 183. IC 20-28-10-16, AS AMENDED BY P.L.2-2006, SECTION 139, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 16. (a) If a teacher serves in the general assembly, the teacher shall be given credit for the time spent in this service, including the time spent for council or committee meetings. The leave for this service does not diminish the teacher's rights under the Indiana state teachers' retirement fund or the teacher's advancement on the state or a local ~~salary schedule~~: **compensation plan**. For these purposes, the teacher is, despite the leave, considered teaching for the school during that time.

(b) The compensation received while serving in the general assembly shall be included for teachers retiring after June 30, 1980, in the determination of the teacher's annual compensation to compute the teacher's retirement benefit under IC 5-10.2-4. A teacher serving in the general assembly may choose to have deductions made from the teacher's salary as a legislator for contributions under either IC 5-10.4-4-11 or IC 5-10.3-7-9.

SECTION 184. IC 20-28-11.5-8.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 8.5. A plan for performance evaluations under this chapter may be discussed, but is not subject to bargaining. Selection of a performance evaluation model is at the discretion of the school corporation, but the developed plan must be reported to the department and the Indiana education employment relations board in a timely manner, as established by the department. The department may review the plan for efficacy and the Indiana education employment relations board may review the plan for legality, and both may comment to the school corporation. The department shall annually present to the state board of**



education plans selected by the school corporations. The state board may recommend model plans to school corporations, but shall not mandate any plan.

SECTION 185. IC 20-29-3-11, AS ADDED BY P.L.1-2005, SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. The board has the following powers:

- (1) To adopt an official seal and prescribe the purposes for which the seal may be used.
- (2) To hold hearings and make inquiries as the board considers necessary to carry out properly the board's functions and powers.
- (3) To establish a principal office in Indianapolis.
- (4) To meet and exercise the board's powers at any other place in Indiana.
- (5) To conduct in any part of Indiana a proceeding, a hearing, an investigation, an inquiry, or an election necessary to the performance of the board's functions. For this purpose, the board may designate one (1) member, or an agent or agents, as hearing examiners. The board may use voluntary and uncompensated services as needed.
- (6) To appoint staff and attorneys as the board finds necessary for the proper performance of its duties. The attorneys appointed under this section may, at the direction of the board, appear for and represent the board in court.
- (7) To pay the reasonable and necessary traveling and other expenses of an employee, a member, or an agent of the board.
- (8) To subpoena witnesses and issue subpoenas requiring the production of books, papers, records, and documents that may be needed as evidence in any matter under inquiry, and to administer oaths and affirmations. In cases of neglect or refusal to obey a subpoena issued to a person, the circuit or superior court of the county in which the investigations or the public hearings are taking place, upon application by the board, shall issue an order requiring the person to:
 - (A) appear before the board; and
 - (B) produce evidence about the matter under investigation.A failure to obey the order may be punished by the court as a contempt. A subpoena, notice of hearing, or other process of the board issued under this chapter shall be served in the manner prescribed by the Indiana Rules of Trial Procedure.
- (9) To adopt, amend, or rescind rules the board considers necessary and administratively feasible to carry out this chapter under IC 4-22-2.
- (10) To request from any public agency the assistance, services, and data that will enable the board properly to carry out the board's functions and powers.
- (11) To publish and report in full an opinion in every case decided by the board.
- (12) To review a collective bargaining agreement under IC 20-29-6-6.1.**

SECTION 186. IC 20-29-6-4, AS AMENDED BY P.L.286-2013, SECTION 91, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) A school employer shall bargain collectively with the exclusive representative on the following:

- (1) Salary.
 - (2) Wages.
 - (3) Salary and wage related fringe benefits, including accident, sickness, health, dental, vision, life, disability, retirement benefits, and paid time off as permitted to be bargained under IC 20-28-9-11.
- (b) Salary and wages include the amounts of pay increases available to employees under the **salary scale compensation plan** adopted under IC 20-28-9-1.5, but do not include the teacher evaluation procedures



and criteria, ~~or~~ any components of the teacher evaluation plan, rubric, or tool, **or any performance stipend or addition to base salary based on a performance stipend to an individual teacher under IC 20-43-10-3.**

SECTION 187. IC 20-29-6-4.5, AS ADDED BY P.L.48-2011, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4.5. (a) For a contract entered into after June 30, 2011, a school employer may not bargain collectively with the exclusive representative on the following:

- (1) The school calendar.
- (2) Teacher dismissal procedures and criteria.
- (3) Restructuring options available to a school employer under federal or state statutes, regulations, or rules because of the failure of the school corporation or a school to meet federal or state accountability standards.
- (4) The ability of a school employer to contract, partner, or operate jointly with an educational entity that provides postsecondary credits to students of the school employer or dual credits from the school employer and the educational entity.
- (5) Any subject not expressly listed in section 4 of this chapter.

(b) For a contract entered into after January 1, 2015, for a school year beginning after June 30, 2015, a school employer may not bargain collectively with the exclusive representative for the following:

- (1) A matter described in subsection (a).**
- (2) A matter that another statute specifies is not subject to collective bargaining, including IC 20-28-9-1.5 and IC 20-43-10-3.**

~~(b)~~ **(c) A subject set forth in subsection (a) or (b) that may not be bargained collectively may not be included in an agreement entered into under this article.**

SECTION 188. IC 20-29-6-6.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 6.1. (a) After ratification of a contract under section 6 of this chapter, a school employer shall submit the ratified collective bargaining agreement, including the compensation model developed under IC 20-28-9-1.5, to the board.**

(b) The board shall appoint a staff member or an ad hoc panel member to review each submitted collective bargaining agreement and to make a written recommendation concerning the collective bargaining agreement's compliance with this chapter, including a penalty for any noncompliance. The review must be completed before March 30 of the year in which the current collective bargaining agreement expires.

(c) Not later than fifteen (15) days after a recommendation has been made under subsection (b), one (1) or both parties to a collective bargaining agreement may appeal to the board, in writing, the decision made in the recommendation. If the board does not receive an appeal not later than fifteen (15) days after issuing a recommendation, the recommendation becomes the final order of the board.

(d) If the board receives a timely appeal, the board may make a decision on the recommendation with or without oral argument. The board may request that the parties submit briefs. The board must issue a ruling on the appeal not later than thirty (30) days after the last of the following occurs:

- (1) The appeal is received.**
- (2) Briefs are received.**
- (3) Oral arguments are held.**



- (e) IC 4-21.5 does not apply to a review under subsection (b) or (d).
- (f) If, following the review of a collective bargaining agreement, the board finds the collective bargaining agreement does not comply with this chapter, the board shall issue an order that may include one (1) or more of the following items:
- (1) Ordering the parties to cease and desist from all identified areas of noncompliance.
 - (2) Preventing the parties from ratifying any subsequent collective bargaining agreements until the parties receive written approval from the board or the board's agent.
 - (3) Requiring other action as deemed appropriate by the board as authorized by state law.
- (g) The board may send the board's compliance findings to other state agencies as necessary.
- (h) After a school employer has submitted a collective bargaining agreement under subsection (a), the school employer and an exclusive representative may not enter into a new collective bargaining agreement containing the noncompliant provision until the school employer has received either:
- (1) the board's order regarding the compliance of the submitted collective bargaining agreement with this chapter; or
 - (2) other written approval from the board or an agent of the board.
- (i) If any provision of the collective bargaining agreement is found not to be compliant with this chapter, the provision that is found to be noncompliant with this chapter shall not affect other provisions of the collective bargaining agreement that can be given effect without the noncompliant provision, and to this end the provisions of collective bargaining agreement are severable.
- (j) The board:
- (1) shall adopt rules under IC 4-22; and
 - (2) may adopt emergency rules in the manner provided under IC 4-22-2-37.1;
- as necessary to implement this section.
- SECTION 189. IC 20-29-6-7, AS AMENDED BY P.L.286-2013, SECTION 92, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. A school employer shall discuss with the exclusive representative of certificated employees the following items:
- (1) Curriculum development and revision.
 - (2) Selection of curricular materials.
 - (3) Teaching methods.
 - (4) Hiring, evaluation, promotion, demotion, transfer, assignment, and retention of certificated employees.
 - (5) Student discipline.
 - (6) Expulsion or supervision of students.
 - (7) Pupil/teacher ratio.
 - (8) Class size or budget appropriations.
 - (9) Safety issues for students and employees in the workplace, except those items required to be kept confidential by state or federal law.
 - (10) Hours.
 - (11) Funding for a plan for a remediation program for any subset of students enrolled in kindergarten through grade 12.
 - (12) The following nonbargainable items under IC 20-43-10-3:
 - (A) Performance grants.
 - (B) Individual performance stipends to teachers.



(C) Additions to base salary based on performance stipends.

(13) The pre-evaluation planning session required under IC 20-28-11.5-4.

(14) The superintendent's report to the governing body concerning staff performance evaluations required under IC 20-28-11.5-9.

SECTION 190. IC 20-29-6-12.5, AS AMENDED BY P.L.205-2013, SECTION 254, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 12.5. (a) Before August 1 of the first year of the state budget biennium, the department shall provide the parties with an estimate of the general fund revenue available for bargaining in the school corporation from the school funding formula.

(b) Within thirty (30) days after the date of the fall count of ADM of the school year in the first year of the state budget biennium, the department shall provide the parties with a certification of estimated general fund revenue available for bargaining from the school funding formula. A school employer that has passed a general fund operating referendum under IC 20-46-1 must have that amount certified by the department of local government finance. The school corporation must obtain the certification before the **commencement conclusion** of bargaining. These certifications must be the basis for determinations throughout impasse proceedings under this chapter.

SECTION 191. IC 20-31-3-5 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 5: An academic standards committee shall submit recommendations on academic standards for a subject area to the education roundtable established by IC 20-19-4-2 for review by the educational roundtable.~~

SECTION 192. IC 20-31-4-2, AS ADDED BY P.L.1-2005, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A school in Indiana may be accredited:

- (1) under the performance based accreditation system established by this chapter; or
- (2) by implementing a quality focused approach to school improvement such as the criteria for the Malcolm Baldrige National Quality Award for Education or for a national or regional accreditation agency that is **recommended by the education roundtable and** approved by the state board.

(b) The state board shall establish the following:

- (1) A performance based accreditation system for accrediting schools in Indiana under this chapter.
- (2) A procedure for determining whether a school is making progress toward meeting the criteria for the Malcolm Baldrige National Quality Award for Education or a national or regional accreditation agency.

(c) The department shall establish a schedule for accrediting schools under this chapter.

SECTION 193. IC 20-31-7-6, AS ADDED BY P.L.1-2005, SECTION 15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. ~~The education roundtable shall recommend to~~ The state board **shall establish** a system for awarding and distributing grants under this chapter. A system recommended under this section must be based on graduated levels of improvement based on ISTEP program standards and other assessments ~~recommended and~~ approved by the ~~education roundtable.~~ **state board.**

SECTION 194. IC 20-31-7-7 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 7: (a) The education roundtable shall study the use of individual student assessment data:~~

- ~~(1) to implement this chapter;~~
- ~~(2) to analyze student performance over time on various assessments; and~~
- ~~(3) for other purposes developed by the roundtable.~~



(b) Any recommendation of the education roundtable concerning the use of individual student assessment data must be tested in a pilot project before the recommendation may be implemented on a statewide basis.

SECTION 195. IC 20-31-8-1, AS AMENDED BY P.L.268-2013, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) The performance of a school's students on the ISTEP program test and other assessments recommended by the **department of education roundtable** and approved by the state board are the primary and majority means of assessing a school's improvement.

(b) The **department of education roundtable** shall examine and make recommendations to the state board concerning:

- (1) performance indicators to be used as a secondary means of determining school progress;
- (2) expected progress levels, continuous improvement measures, distributional performance levels, and absolute performance levels for schools; and
- (3) an orderly transition from the performance based accreditation system to the assessment system set forth in this article.

(c) The **department of education roundtable** shall consider methods of measuring improvement and progress used in other states in developing recommendations under this section.

(d) The **department of education roundtable** may consider:

- (1) the likelihood that a student may fail a graduation exam and require a graduation waiver under IC 20-32-4-4 or IC 20-32-4-5; and
- (2) remedial needs of students who are likely to require remedial work while the students attend a postsecondary educational institution or workforce training program;

when making recommendations under this section.

SECTION 196. IC 20-31-8-2, AS AMENDED BY P.L.286-2013, SECTION 102, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) In addition to scores on the ISTEP program test and other assessments, the department shall use the performance indicators developed ~~under section 4 of this chapter by the state board~~ and the benchmarks and indicators of performance in each school corporation's annual performance report as a secondary means of assessing the performance of each school and school corporation.

(b) The department shall assess school performance in the following manner:

- (1) Compare the academic performance and growth of the individual students in each school and each school corporation with the prior academic performance and growth of the individual students in the school or school corporation and not to the performance of other schools or school corporations.
- (2) Compare the results in the annual report under IC 20-20-8 with the benchmarks and indicators of performance established in the plan for the same school.
- (3) Compare the results for a school by comparing each student's results for each grade with the student's prior year results, with an adjustment for student mobility rate. ~~The education roundtable shall make recommendations concerning the incorporation of a statistical adjustment for student mobility rates into the results.~~
- (4) Compare the results for a school with the state average and the ninety-fifth percentile level for all assessments and performance indicators.

SECTION 197. IC 20-31-8-4, AS AMENDED BY P.L.286-2013, SECTION 104, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The state board shall place each school



in a category or designation of school performance **once annually** based on the department's findings from the assessment of performance and academic growth under section 2 of this chapter.

(b) The state board may place a school in a category or designation of school performance only if:

(1) the department has provided each school the opportunity to review, add to, or supplement the data, and to correct any errors in the data; and

(2) the state board's staff has had an opportunity to review and analyze the school corporation, school, and student level data.

(c) The state board may obtain assistance from another entity or, with the approval of the legislative council, the legislative services agency, to ensure the validity and reliability of the performance category or designation placements calculated by the department under section 2 of this chapter. The department shall provide all the data necessary to complete those calculations to the legislative services agency or to an entity designated by the state board.

SECTION 198. IC 20-32-5-4, AS ADDED BY P.L.1-2005, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The state board shall:

(1) authorize the development and implementation of the ISTEP program **and any other statewide assessment, including:**

(A) establishment of criteria for requests for proposals;

(B) establishment of criteria for membership of evaluation teams; and

(C) establishment of criteria for content and format of the ISTEP program, including the graduation examination;

(2) authorize the development and establishment of passing scores; and

~~(2)~~ **(3) determine the date on which the statewide testing is administered in each school corporation.**

(b) The state superintendent is responsible for the overall development, implementation, and monitoring of the ISTEP program.

(c) The department shall prepare detailed design specifications for the ISTEP program that must do the following:

(1) Take into account the academic standards adopted under IC 20-31-3.

(2) Include testing of students' higher level cognitive thinking in each subject area tested.

SECTION 199. IC 20-32-9-1, AS ADDED BY P.L.268-2013, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. Not later than July 1, 2013, the state board, in consultation with the:

~~(1)~~ **education roundtable established under IC 20-19-4-2;**

~~(2)~~ **(1) commission for higher education established under IC 21-18-2-1;**

~~(3)~~ **(2) department of workforce development established under IC 22-4.1-2-1; and**

~~(4)~~ **(3) department;**

shall develop guidelines to assist secondary schools in identifying a student who is likely to require remedial work at a postsecondary educational institution or workforce training program if the student subsequently attends a postsecondary educational institution or workforce training program upon graduation.

SECTION 200. IC 20-32-9-3, AS ADDED BY P.L.268-2013, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) If the appropriate secondary school official



determines, using the indicators established in section 2 of this chapter, that a student before the spring semester, or the equivalent, in grade 11:

- (1) has failed a graduation exam and may require a graduation waiver under IC 20-32-4-4 or IC 20-32-4-5; or
- (2) will likely require remedial work at a postsecondary educational institution or workforce training program;

the appropriate secondary school official shall require the student to take a college and career readiness exam approved by the state board in consultation with the department, the commission for higher education established under IC 21-18-2-1, ~~the education roundtable established under IC 20-19-4-2~~, and the department of workforce development under IC 22-4.1-2-1. The cost of the exam shall be paid by the department.

(b) If a student is required to take an exam under subsection (a), the appropriate school official shall make a determination based on the guidelines established in section 2 of this chapter as to whether the student is in need of additional instruction or remedial action with respect to a particular subject matter covered in the exam. If the appropriate school official determines that a student who takes an exam under subsection (a) is in need of remediation or supplemental instruction to prevent the need for remediation at a postsecondary educational institution or workforce development program, the appropriate school official shall inform the student's parent:

- (1) of the likelihood that the student will require remedial course work;
- (2) of the potential financial impact on the student or the parent for the additional remedial course work described in subdivision (1), including that the student may not be eligible to receive state scholarships, grants, or assistance administered by the commission for higher education; and
- (3) of the additional time that may be required to earn a degree;

while the student attends a postsecondary educational institution or workforce development program. The appropriate secondary school official may establish a remediation or supplemental instruction plan with the student's parent.

(c) Before a student determined to need additional instruction or remedial action under subsection (b) with respect to a particular subject matter may enroll in a dual credit course under IC 21-43 in the same subject matter or a related subject matter, the student may receive additional instruction or remedial course work and must retake the examination described in subsection (a). If the appropriate school official determines that the student no longer requires additional instruction or remedial action under the guidelines established under section 2 of this chapter after retaking the exam under this section, the student may enroll in a dual credit course under IC 21-43. The cost of the administration of the exam under this subsection shall be paid by the department.

SECTION 201. IC 20-34-6-1, AS AMENDED BY P.L.285-2013, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 1. (a) By July 1 of each year, each school corporation shall submit a report to the department detailing the following information for the current school year for each school in the school corporation and for the entire school corporation:

- (1) The number of arrests of students on school corporation property, including arrests made by law enforcement officers, security guards, school safety specialists, and other school corporation employees, and any citizen arrests.
- (2) The offenses for which students were arrested on school corporation property.



(3) The number of contacts with law enforcement personnel from a school corporation employee that have resulted in arrests of students not on school corporation property.

(4) Statistics concerning the age, race, and gender of students arrested on school corporation property and categorizing the statistics by offenses.

(5) Whether the school corporation has established and employs a school corporation police department under IC 20-26-16, and if so, report:

(A) the number of officers in the school corporation police department; and

(B) the training the officers must complete.

(6) If the school corporation employs private security guards to enforce rules or laws on school property, a detailed explanation of the use of private security guards by the school corporation.

(7) If the school corporation has an agreement with a local law enforcement agency regarding procedures to arrest students on school property, a detailed explanation of the use of the local law enforcement agency by the school corporation.

(8) The number of reported bullying incidents involving a student of the school corporation by category. However, nothing in this subdivision may be construed to require all bullying incidents to be reported to a law enforcement agency.

(b) By August 1 of each year, the department shall submit a report to:

(1) the legislative council;

~~(2) the education roundtable established by IC 20-19-4-2;~~

~~(3) (2) the board for the coordination of programs serving vulnerable individuals established by IC 4-23-30.2-8; and~~

~~(4) (3) the criminal justice institute;~~

providing a summary of the reports submitted to the department under subsection (a). The report to the legislative council must be in an electronic format under IC 5-14-6.

(c) By August 1 of each year, the department must post the reports described in subsections (a) and (b) on the department's Internet web site.

SECTION 202. IC 20-40-8-19, AS AMENDED BY P.L.162-2013, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 19. Money in the fund may be used before ~~January 1, 2016; July 1, 2017~~, to pay for up to one hundred percent (100%) of the following costs of a school corporation:

(1) Utility services.

(2) Property or casualty insurance.

(3) Both utility services and property or casualty insurance.

A school corporation's expenditures under this section may not in a calendar year exceed three and five-tenths percent (3.5%) of the school corporation's 2005 calendar year distribution.

SECTION 203. IC 20-43-1-1, AS AMENDED BY P.L.205-2013, SECTION 259, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 1. This article expires ~~July 1, 2015; June 30, 2017~~.

SECTION 204. IC 20-43-1-8.5, AS AMENDED BY P.L.229-2011, SECTION 201, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8.5. ~~(a)~~ "Child find" means activities conducted by the school corporation to locate, identify, and evaluate all students at least three (3) years of age, but less than twenty-two (22) years of age, who are in need of special education and related services,



regardless of the severity of their disabilities, including but not limited to students who attend a nonpublic school within the school corporation's boundaries.

~~(b) Notwithstanding the effective date in HEA 1341-2011, SECTION 1, this section takes effect July 1, 2011 (rather than January 1, 2011):~~

SECTION 205. IC 20-43-1-9, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. "Complexity index" refers to the complexity index determined under ~~IC 20-43-5-3~~. **IC 20-43-13-4.**

SECTION 206. IC 20-43-1-10, AS AMENDED BY P.L.205-2013, SECTION 263, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 10. "Current ADM" means **the:**

- ~~(1) for distributions made under this article before July 1, 2013, the fall count of ADM for the school year ending in the calendar year; and~~
- ~~(2) for distributions made under this article after June 30, 2013, the:~~
- ~~(A) (1) spring count of ADM for distributions in the months of January through June of the calendar year in which the spring count is taken; and~~
- ~~(B) (2) fall count of ADM for distributions in the months of July through December of the calendar year in which the fall count is taken.~~

SECTION 207. IC 20-43-1-18.5, AS ADDED BY P.L.229-2011, SECTION 202, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 18.5. ~~(a)~~ "Parentally placed nonpublic school students with disabilities" means students with disabilities who are enrolled by their parents in nonpublic schools or facilities, including religious schools or facilities, that are day schools or residential schools providing elementary or secondary education as determined under Indiana law. For students at least three (3) years of age and less than six (6) years of age, nonpublic schools are schools that meet the definition of an elementary school in 511 IAC 7-32-33.

~~(b) Notwithstanding the effective date in HEA 1341-2011, SECTION 2, this section takes effect July 1, 2011 (rather than January 1, 2011):~~

SECTION 208. IC 20-43-2-3, AS AMENDED BY P.L.205-2013, SECTION 270, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 3. If the total amount to be distributed:

- (1) as basic tuition support;
- (2) for honors diploma awards;
- (3) for complexity grants;
- (4) for special education grants;
- (5) for career and technical education grants;
- (6) for choice scholarships; **and**
- (7) for Mitch Daniels early graduation scholarships; **and**
- ~~(8) for full-day kindergarten grants;~~

for a particular state fiscal year exceeds the amounts appropriated by the general assembly for those purposes for the state fiscal year, the total amount to be distributed for those purposes to each recipient during the remaining months of the state fiscal year shall be proportionately reduced so that the total reductions equal the amount of the excess.

SECTION 209. IC 20-43-2-7.5, AS ADDED BY P.L.205-2013, SECTION 271, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2015]: Sec. 7.5. (a) Before July 1 of each year, the budget agency, with the assistance of the department, shall estimate the amount of the distributions that will be made for choice scholarships for the following state fiscal year.



(b) In the state fiscal year beginning July 1, 2013, the budget agency may transfer money from the state tuition reserve fund to the state general fund if the budget director, after review by the budget committee, makes a determination that the amount of the distribution for that state fiscal year for basic tuition support has been reduced under section 3 of this chapter because the amount of the distributions for the state fiscal year for choice scholarships has exceeded the estimated amount of the distributions for choice scholarships for the state fiscal year, as determined under subsection (a). The maximum amount that may be transferred to the state general fund under this subsection for the state fiscal year may not exceed the lesser of:

- (1) the amount of the reduction in basic tuition support distributions described in this subsection; or
- (2) twenty-five million dollars (\$25,000,000).

Any amounts transferred under this subsection shall be used to augment the appropriation for state tuition support for the state fiscal year and shall be distributed to school corporations to restore the distributions for basic tuition support that are reduced under section 3 of this chapter.

(c) (b) In the state fiscal year beginning July 1, 2014, the budget agency may transfer money from the state tuition reserve fund account to the state general fund if the budget director, after review by the budget committee, makes a determination that the amount of the distribution for that state fiscal year for basic tuition support has been reduced under section 3 of this chapter because the amount of the distributions for the state fiscal year for choice scholarships has exceeded the estimated amount of the distributions for choice scholarships for the state fiscal year, as determined under subsection (a). The maximum amount that may be transferred to the state general fund under this subsection for the state fiscal year may not exceed the lesser of:

- (1) the amount of the reduction in basic tuition support distributions described in this subsection; or
- (2) twenty-five million dollars (\$25,000,000).

Any amounts transferred under this subsection shall be used to augment the appropriation for state tuition support for the state fiscal year and shall be distributed to school corporations to restore the distributions for basic tuition support that are reduced under section 3 of this chapter.

(c) In the state fiscal year beginning July 1, 2015, the budget agency may transfer money from the state tuition reserve account to the state general fund if the budget director, after review by the budget committee, makes a determination that the amount of the distribution for that state fiscal year for basic tuition support has been reduced under section 3 of this chapter because the amount of the distributions for the state fiscal year for choice scholarships has exceeded the estimated amount of the distributions for choice scholarships for the state fiscal year, as determined under subsection (a). The maximum amount that may be transferred to the state general fund under this subsection for the state fiscal year may not exceed the lesser of:

- (1) the amount of the reduction in basic tuition support distributions described in this subsection; or**
- (2) twenty-five million dollars (\$25,000,000).**

Any amounts transferred under this subsection shall be used to augment the appropriation for state tuition support for the state fiscal year and shall be distributed to school corporations to restore the distributions for basic tuition support that are reduced under section 3 of this chapter.

(d) In the state fiscal year beginning July 1, 2016, the budget agency may transfer money from the state tuition reserve account to the state general fund if the budget director, after review by the budget committee, makes a determination that the amount of the distribution for that state fiscal year for basic tuition support has been reduced under section 3 of this chapter because the amount



of the distributions for the state fiscal year for choice scholarships has exceeded the estimated amount of the distributions for choice scholarships for the state fiscal year, as determined under subsection (a). The maximum amount that may be transferred to the state general fund under this subsection for the state fiscal year may not exceed the lesser of:

- (1) the amount of the reduction in basic tuition support distributions described in this subsection; or
- (2) twenty-five million dollars (\$25,000,000).

Any amounts transferred under this subsection shall be used to augment the appropriation for state tuition support for the state fiscal year and shall be distributed to school corporations to restore the distributions for basic tuition support that are reduced under section 3 of this chapter.

~~(d)~~ (e) Transfers under this section are in addition to any transfers made from the state tuition reserve fund account under IC 4-12-1-15.7 or any other law.

~~(e)~~ (f) This section expires June 30, 2015: 2017.

SECTION 210. IC 20-43-2-8 IS REPEALED [EFFECTIVE JUNE 30, 2015]. Sec. 8: (a) Beginning July 1, 2013, distributions for basic tuition support, honors diploma awards, complexity grants, special education grants, career and technical education grants, choice scholarships, Mitch Daniels early graduation scholarships, and full-day kindergarten grants shall be made on a state fiscal year basis rather than a calendar year basis.

(b) The following is the intent of the general assembly:

(1) The distributions for basic tuition support, honors diploma awards, special education grants, career and technical education grants, choice scholarships, and Mitch Daniels early graduation scholarships that are provided for under this article (as this article exists on January 1, 2013) for calendar year 2013 shall be made only during the first six (6) months of calendar year 2013.

(2) Except as otherwise provided, the distributions for basic tuition support, honors diploma awards, complexity grants, special education grants, career and technical education grants, choice scholarships, Mitch Daniels early graduation scholarships, and full-day kindergarten grants that are provided for under this article (as this article exists on July 1, 2013) shall be made during the state fiscal year beginning July 1, 2013.

(3) IC 20-43-3-7 applies to the distributions made after June 30, 2013.

(c) The department shall make any adjustments required to carry out the change from distributions made on a calendar year basis to distributions made on a state fiscal year basis.

SECTION 211. IC 20-43-3-4, AS AMENDED BY P.L.205-2013, SECTION 273, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 4. (a) This subsection applies to the determination of a school corporation's previous year's revenue for purposes of determining distributions under this article. before July 1, 2013: A school corporation's previous year revenue equals the amount determined under STEP TWO of the following formula:

STEP ONE: Determine the school corporation's basic tuition support actually received for the year that precedes the current year.

STEP TWO: Subtract from the STEP ONE result an amount equal to the reduction in the school corporation's state tuition support under any combination of subsection (d) or IC 20-30-2-4.

(b) This subsection applies to the determination of a school corporation's previous year's revenue for purposes of determining distributions under this article after June 30, 2013, but before July 1, 2014. A



school corporation's previous year revenue equals the amount determined under STEP THREE of the following formula:

STEP ONE: Determine the school corporation's basic tuition support actually received for the state fiscal year that precedes the current state fiscal year.

STEP TWO: After making the following calculations; subtract the amount determined under clause (H) from the STEP ONE result:

(A) Subtract one (1) from the school corporation's 2012 complexity index:

(B) Multiply the clause (A) result by the school corporation's 2012 ADM:

(C) Multiply the clause (B) result by four thousand two hundred eighty dollars (\$4,280):

(D) Subtract one (1) from the school corporation's 2013 complexity index:

(E) Multiply the clause (D) result by the school corporation's 2013 ADM:

(F) Multiply the clause (E) result by four thousand four hundred five dollars (\$4,405):

(G) Determine the sum of the clause (C) and clause (F) results:

(H) Divide the clause (G) result by two (2):

STEP THREE: Subtract from the STEP TWO result an amount equal to the reduction in the school corporation's state tuition support under any combination of subsection (d) or IC 20-30-2-4.

(e) This subsection applies to the determination of a school corporation's previous year's revenue for purposes of determining distributions under this article after June 30, 2014. A school corporation's previous year revenue equals the amount determined under STEP TWO of using the following formula:

STEP ONE: Determine the school corporation's basic tuition support actually received for the state fiscal year that immediately precedes the current state fiscal year.

STEP TWO: Subtract from the STEP ONE result an amount equal to the reduction in the school corporation's state tuition support under any combination of subsection (d) (b) or IC 20-30-2-4.

(d) (b) A school corporation's previous year revenue must be reduced if:

(1) the school corporation's state tuition support for special education or career and technical education is reduced as a result of a complaint being filed with the department after December 31, 1988, because the school program overstated the number of children enrolled in special education programs or career and technical education programs; and

(2) the school corporation's previous year revenue has not been reduced under this subsection more than one (1) time because of a given overstatement.

The amount of the reduction equals the amount the school corporation would have received in state tuition support for special education and career and technical education because of the overstatement.

SECTION 212. IC 20-43-3-7, AS ADDED BY P.L.205-2013, SECTION 274, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 7. (a) This section applies to distributions under this article that

(1) are computed in any part based on a count of students under IC 20-43-4-2. and

(2) are made after June 30, 2013.

(b) If the state board subsequently adjusts under IC 20-43-4-2 a count used for a distribution under this article, the department shall adjust subsequent distributions to the school corporation that are affected by the adjusted count, on the schedule determined by the department, to reflect the differences between the distribution that the school corporation received and the distribution that the school corporation would have received if the adjusted count had been used.



SECTION 213. IC 20-43-4-5, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 5. In determining ADM, each kindergarten pupil shall be counted as:

- (1) **one (1) pupil, if the pupil is enrolled in a full-day kindergarten program; or**
- (2) **one-half (1/2) pupil, if the pupil is enrolled in a half-day kindergarten program.**

If a school corporation commences kindergarten in a school year, the ADM of the current and prior calendar years shall be adjusted to reflect the enrollment of the kindergarten pupils.

SECTION 214. IC 20-43-4-7, AS AMENDED BY P.L.205-2013, SECTION 279, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 7. For purposes of this article, a school corporation's "adjusted ADM" for the current year is the school corporation's current ADM. ~~However, for purposes of determining the adjusted ADM for distributions in the state fiscal year beginning July 1, 2013, and in the state fiscal year beginning July 1, 2014, the school corporation's February count of ADM may not be less than ninety percent (90%) of the school corporation's September count of ADM, regardless of the actual amount of the February count of ADM.~~

SECTION 215. IC 20-43-4-9, AS ADDED BY P.L.205-2013, SECTION 280, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 9. (a) ~~This subsection applies to the calculation of state tuition support distributions that are:~~

- ~~(1) made before July 1, 2013; and~~
- ~~(2) based on the current ADM of a school corporation.~~

~~The fall count of ADM for the school year ending June 30, 2013, as adjusted by the state board under section 2 of this chapter, shall be used to compute state tuition support distributions:~~

~~(b) (a) Subject to subsection (c); (b), this subsection applies to the calculation of state tuition support distributions that are~~

- ~~(1) made after June 30, 2013; and~~
- ~~(2) based on the current ADM of a school corporation.~~

~~The fall count of ADM, as adjusted by the state board under section 2 of this chapter, shall be used to compute state tuition support distributions made in the first six (6) months of the current state fiscal year, and the spring count of ADM, as adjusted by the state board under section 2 of this chapter, shall be used to compute state tuition support distributions made in the second six (6) months of the state fiscal year.~~

~~(c) (b) If the state board adjusts a count of ADM after a distribution is made under this article, the adjusted count retroactively applies to the amount of state tuition support distributed to a school corporation affected by the adjusted count. The department shall settle any overpayment or underpayment of state tuition support resulting from an adjusted count of ADM on the schedule determined by the department and approved by the budget agency.~~

SECTION 216. IC 20-43-5-2, AS AMENDED BY P.L.205-2013, SECTION 282, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 2. The following amounts must be determined under this chapter to calculate a school corporation's transition to foundation revenue per adjusted ADM for a state fiscal year:

- ~~(1) The school corporation's complexity index for the state fiscal year under section 3 of this chapter.~~
- ~~(2) (1) The school corporation's foundation amount for the state fiscal year under section 4 of this chapter.~~
- ~~(3) (2) The school corporation's previous year revenue foundation amount for the state fiscal year under section 5 of this chapter.~~



(4) (3) The school corporation's transition to foundation amount for the state fiscal year under section 6 of this chapter.

(5) (4) The school corporation's transition to foundation revenue for the state fiscal year under section 7 of this chapter.

SECTION 217. IC 20-43-5-3 IS REPEALED [EFFECTIVE JUNE 30, 2015]. Sec. 3: A school corporation's complexity index is determined under the following formula:

STEP ONE: Determine the greater of zero (0) or the result of the following:

(1) Determine the percentage of the school corporation's students who were eligible for free or reduced price lunches in the school year ending in the later of:

(A) 2011 for the purposes of determining the complexity index in 2012 and 2013; or

(B) the first year of operation of the school corporation:

(2) Determine the quotient of:

(A) in 2012:

(i) two thousand one hundred twenty-nine dollars (\$2,129); divided by

(ii) four thousand two hundred eighty dollars (\$4,280); and

(B) in 2013:

(i) two thousand one hundred ninety dollars (\$2,190); divided by

(ii) four thousand four hundred five dollars (\$4,405).

(3) Determine the product of:

(A) the subdivision (1) amount; multiplied by

(B) the subdivision (2) amount.

STEP TWO: Determine the result of one (1) plus the STEP ONE result.

STEP THREE: This STEP applies if the STEP TWO result in 2012 is equal to or greater than at least one and twenty-eight hundredths (1.28) and applies if the STEP TWO result in 2013 is at least one and thirty-one hundredths (1.31). Determine the result of the following:

(1) In 2012, subtract one and twenty-eight hundredths (1.28) and in 2013, subtract one and thirty-one hundredths (1.31) from the STEP TWO result.

(2) Determine the result of:

(A) the STEP TWO result; plus

(B) the subdivision (1) result.

The data to be used in making the calculations under STEP ONE must be the data collected in the annual pupil enrollment count by the department.

SECTION 218. IC 20-43-5-4, AS AMENDED BY P.L.205-2013, SECTION 283, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 4. A school corporation's foundation amount is the STEP ONE amount (for a state fiscal year beginning after June 30, 2013) or the STEP THREE amount (for the first six (6) months of 2013) determined as follows: **the following:**

(1) In the state fiscal year beginning July 1, 2015, four thousand nine hundred sixty-seven dollars (\$4,967).

(2) In the state fiscal year beginning July 1, 2016, five thousand eighty-eight dollars (\$5,088).

STEP ONE: The STEP ONE amount is as follows:

(A) In the first six (6) months of 2013, four thousand four hundred five dollars (\$4,405).

(B) In the state fiscal year beginning July 1, 2013, four thousand five hundred sixty-nine dollars (\$4,569).



(C) In the state fiscal year beginning July 1, 2014, four thousand five hundred eighty-seven dollars (\$4,587).

STEP TWO: For the first six (6) months of 2013, multiply the STEP ONE amount by the school corporation's complexity index.

STEP THREE: For the first six (6) months of 2013, determine the sum of the STEP TWO amount and the following:

(A) Zero dollars (\$0), if the school corporation's current ADM is less than five hundred (500).

(B) One hundred fifty dollars (\$150), if the school corporation's current ADM is at least five hundred (500) and is not more than one thousand (1,000).

(C) The result of one hundred fifty thousand dollars (\$150,000) divided by the school corporation's current ADM, if the school corporation's current ADM is more than one thousand (1,000).

SECTION 219. IC 20-43-5-6, AS AMENDED BY P.L.205-2013, SECTION 285, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 6. (a) A school corporation's transition to foundation amount for a state fiscal year is equal to the result determined under STEP TWO of the following formula:

STEP ONE: Determine the difference of:

(A) the school corporation's foundation amount; minus

(B) the school corporation's previous year revenue foundation amount.

STEP TWO: A school corporation's STEP TWO amount is the following:

(A) For a charter school located outside Marion County that has previous year revenue that is not greater than zero (0), the charter school's STEP TWO amount is the **school corporation's foundation amount for the state fiscal year**, quotient of:

(i) the school corporation's transition to foundation revenue for the state fiscal year where the charter school is located; divided by

(ii) the school corporation's current ADM.

(B) For a charter school located in Marion County that has previous year revenue that is not greater than zero (0), the charter school's STEP TWO amount is the weighted average of the transition to foundation revenue for the school corporations where the students counted in the current ADM of the charter school have legal settlement, as determined under item (iv) of the following formula:

(i) Determine the transition to foundation revenue for each school corporation where a student counted in the current ADM of the charter school has legal settlement.

(ii) For each school corporation identified in item (i), divide the item (i) amount by the school corporation's current ADM.

(iii) For each school corporation identified in item (i), multiply the item (ii) amount by the number of students counted in the current ADM of the charter school that have legal settlement in the particular school corporation.

(iv) Determine the sum of the item (iii) amounts for the charter school.

(C) (B) The STEP TWO amount for a school corporation that is not a charter school described in clause (A) or (B) is the following:

(i) The school corporation's foundation amount for the state fiscal year if the STEP ONE amount is zero (0) or greater.

(ii) The amount determined under subsection (b), if the school corporation's STEP ONE amount is less than zero (0).



- (b) For the purposes of STEP TWO ~~(C)(ii)~~ **(B)(ii)** in subsection (a) determine the result of:
- (1) the result determined for the school corporation under STEP ONE (B) of subsection (a); minus
 - ~~(2) the result of:~~
 - ~~(A) the absolute value of the STEP ONE amount divided by~~
 - ~~(B) the following:~~
 - ~~(i) Five (5) in the state fiscal year beginning July 1, 2013.~~
 - ~~(ii) Four (4) in the state fiscal year beginning July 1, 2014.~~
 - (2) the:**
 - (A) absolute value of the STEP ONE amount divided by three (3) in the state fiscal year beginning July 1, 2015; and**
 - (B) absolute value of the STEP ONE amount in the state fiscal year beginning July 1, 2016.**

SECTION 220. IC 20-43-7-6, AS AMENDED BY P.L.205-2013, SECTION 291, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 6. A school corporation's special education grant for a state fiscal year is equal to the sum of the following:

- (1) The nonduplicated count of pupils in programs for severe disabilities multiplied by ~~eight thousand three hundred fifty dollars (\$8,350)~~; **eight thousand eight hundred dollars (\$8,800)**.
- (2) The nonduplicated count of pupils in programs of mild and moderate disabilities multiplied by ~~two thousand two hundred sixty-five dollars (\$2,265)~~; **two thousand three hundred dollars (\$2,300)**.
- (3) The duplicated count of pupils in programs for communication disorders multiplied by ~~five hundred thirty-three dollars (\$533)~~; **five hundred dollars (\$500)**.
- (4) The cumulative count of pupils in homebound programs multiplied by ~~five hundred thirty-three dollars (\$533)~~; **five hundred dollars (\$500)**.
- (5) The nonduplicated count of pupils in special preschool education programs multiplied by two thousand seven hundred fifty dollars (\$2,750).

SECTION 221. IC 20-43-8-4, AS AMENDED BY P.L.234-2007, SECTION 138, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. In addition to the amount a school corporation is entitled to receive in basic tuition support, each school corporation is entitled to receive a grant for career and technical education programs. **The amount of the grant is determined as follows:**

- (1) For state fiscal years ending before July 1, 2015, under section 9 of this chapter.**
- (2) For state fiscal years beginning after June 30, 2015, under section 12 of this chapter.**

SECTION 222. IC 20-43-8-8, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. (a) A school corporation shall count each pupil enrolled in:

- (1) each apprenticeship program;
- (2) each cooperative education program; ~~and~~
- (3) each work based learning course; and**
- ~~(4)~~ **(4) any program not covered by sections 5 through 7 of this chapter.**

The department of workforce development, in consultation with the department and the Indiana works councils, shall designate each career and technical education course described in subdivision (4) as an introductory or a foundational career and technical education course for purposes of determining a school corporation's career and technical education enrollment grant under section 12 of this chapter.



(b) A pupil may be counted in more than one (1) of the programs if the pupil is enrolled in more than one (1) program at the time pupil enrollment is determined.

(c) A pupil may be included in the duplicated count in this section and in the duplicated count of pupils in programs addressing employment demand that is more than moderate, moderate, or less than moderate.

SECTION 223. IC 20-43-8-9, AS AMENDED BY HEA 1601-2015, SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 9. **(a) This section applies to state fiscal years ending before July 1, 2015.**

(b) A school corporation's career and technical education grant for a state fiscal year is the sum of the following amounts:

STEP ONE: For each career and technical education program provided by the school corporation:

(A) the number of credit hours of the program (either one (1) credit, two (2) credits, or three (3) credits); multiplied by

(B) the number of students enrolled in the program; multiplied by

(C) the following applicable amount:

(i) Four hundred fifty dollars (\$450), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level determined under IC 22-4.1-4-9(b) is a high wage.

(ii) Three hundred seventy-five dollars (\$375), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level determined under IC 22-4.1-4-9(b) is a moderate wage.

(iii) Three hundred dollars (\$300), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level determined under IC 22-4.1-4-9(b) is a less than moderate wage.

(iv) Three hundred seventy-five dollars (\$375), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level determined under IC 22-4.1-4-9(b) is a high wage.

(v) Three hundred dollars (\$300), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level determined under IC 22-4.1-4-9(b) is a moderate wage.

(vi) Two hundred twenty-five dollars (\$225), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level determined under IC 22-4.1-4-9(b) is a less than moderate wage.

(vii) Three hundred dollars (\$300), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level determined under IC 22-4.1-4-9(b) is a high wage.

(viii) Two hundred twenty-five dollars (\$225), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level determined under IC 22-4.1-4-9(b) is a moderate wage.

(ix) One hundred fifty dollars (\$150), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level determined under IC 22-4.1-4-9(b) is a less than moderate wage.

STEP TWO: The number of pupils described in section 8 of this chapter (all other programs) multiplied by two hundred fifty dollars (\$250).



STEP THREE: The number of pupils participating in a career and technical education program in which pupils from multiple schools are served at a common location multiplied by one hundred fifty dollars (\$150).

(c) This section expires July 1, 2015.

SECTION 224. IC 20-43-8-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 12. (a) This section applies to state fiscal years beginning after June 30, 2015.**

(b) The average wage level to be used in this section is the average wage level that was determined under section 2(b) of this chapter (repealed) and set forth in the 2014 report. The department shall use the 2014 report to determine career and technical education grant amounts in state fiscal year 2015-2016 and in state fiscal year 2016-2017.

(c) A school corporation's career and technical education enrollment grant for a state fiscal year is the sum of the following amounts:

STEP ONE: For each career and technical education program provided by the school corporation:

(A) the number of credit hours of the program (either one (1) credit, two (2) credits, or three (3) credits); multiplied by

(B) the number of pupils enrolled in the program; multiplied by

(C) the following applicable amount:

(i) Five hundred dollars (\$500), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level is a high wage.

(ii) Four hundred fifty dollars (\$450), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level is a moderate wage.

(iii) Four hundred fifty dollars (\$450), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level is a high wage.

(iv) Three hundred dollars (\$300), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level is a less than moderate wage.

(v) Three hundred dollars (\$300), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level is a moderate wage.

(vi) Three hundred dollars (\$300), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level is a high wage.

(vii) Two hundred twenty-five dollars (\$225), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level is a less than moderate wage.

(viii) Two hundred twenty-five dollars (\$225), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level is a moderate wage.

(ix) One hundred fifty dollars (\$150), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level is a less than moderate wage.



STEP TWO: The number of pupils enrolled in an introductory career and technical education course designated under section 8(a) of this chapter multiplied by three hundred dollars (\$300).

STEP THREE: The number of pupils enrolled in a foundational career and technical education course designated under section 8(a) of this chapter multiplied by one hundred fifty dollars (\$150).

STEP FOUR: The number of pupils enrolled in an apprenticeship, a cooperative education program, or a work based learning course described in section 8(a) of this chapter multiplied by three hundred dollars (\$300).

STEP FIVE: The number of pupils participating in a career and technical education program in which pupils from multiple schools are served at a common location by one hundred fifty dollars (\$150).

SECTION 225. IC 20-43-10-2, AS AMENDED BY P.L.205-2013, SECTION 299, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) A school corporation's honors diploma award for a state fiscal year is the amount determined ~~under STEP FOUR~~ **of using** the following formula:

STEP ONE: Determine the number of the school corporation's eligible pupils who:

- (A) successfully completed an academic honors diploma program; **and**
- (B) **were receiving Supplemental Nutrition Assistance Program (SNAP) benefits, Temporary Assistance for Needy Families (TANF) benefits, or foster care services;**

in the school year ending in the previous state fiscal year.

STEP TWO: Determine the result of:

- (A) the number of the school corporation's eligible pupils who:
 - (i) successfully completed a Core 40 diploma with technical honors program; **and**
 - (ii) **were receiving Supplemental Nutrition Assistance Program (SNAP) benefits, Temporary Assistance for Needy Families (TANF) benefits, or foster care services;**

in the school year ending in the previous state fiscal year; minus

- (B) the number of eligible pupils who would otherwise be double counted under both clause (A) and STEP ONE.

STEP THREE: Determine the sum of the number of eligible students determined under STEP ONE and the number of eligible students determined under STEP TWO.

STEP FOUR: Multiply the STEP THREE amount by one thousand ~~four hundred~~ **four hundred** dollars (~~\$1,000~~); **(\$1,400).**

STEP FIVE: Determine the result of:

- (A) **the number of the school corporation's eligible pupils who successfully completed an academic honors diploma program in the school year ending in the previous state fiscal year; minus**

- (B) **the STEP ONE amount.**

STEP SIX: Determine the result of:

- (A) **the number of the school corporation's eligible pupils who successfully completed a Core 40 diploma with technical honors program in the school year ending in the previous state fiscal year; minus**

- (B) **the number of the school corporation's eligible pupils who are counted under both clause (A) and STEP FIVE (A).**

STEP SEVEN: Determine the result of the STEP SIX amount minus the STEP TWO amount.



STEP EIGHT: Determine the result of:

(A) the STEP FIVE amount; plus

(B) the STEP SEVEN amount.

STEP NINE: Determine the result of:

(A) the STEP EIGHT amount; multiplied by

(B) one thousand dollars (\$1,000).

STEP TEN: Determine the sum of:

(A) the STEP FOUR amount; plus

(B) the STEP NINE amount.

(b) An amount received by a school corporation as an honors diploma award may be used only for:

(1) any:

(A) staff training;

(B) program development;

(C) equipment and supply expenditures; or

(D) other expenses;

directly related to the school corporation's honors diploma program; and

(2) the school corporation's program for high ability students.

(c) A governing body that does not comply with this section for a school year is not eligible to receive an honors diploma award for the following school year.

SECTION 226. IC 20-43-10-3, AS ADDED BY P.L.205-2013, SECTION 300, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2015]: Sec. 3. (a) As used in this section, "achievement test" means a:

(1) test required by the ISTEP program; or

(2) Core 40 end of course assessment for the following:

(A) Algebra I.

(B) English 10.

(C) Biology I.

(b) As used in this section, "graduation rate" means the percentage graduation rate for a high school in a school corporation as determined under IC 20-26-13-10 but adjusted to reflect the pupils who meet the requirements of graduation under subsection ~~(d)~~: **(c)**.

(c) As used in this section, "test" means either:

(1) a test required by the ISTEP program; or

(2) a Core 40 end of course assessment;

in the school year ending in the immediately preceding state fiscal year or, for purposes of a school year to school year comparison, in the school year immediately preceding that school year.

(d) A pupil meets the requirements of graduation for purposes of this section if the pupil successfully completed:

(1) a sufficient number of academic credits, or the equivalent of academic credits; and

(2) the graduation examination required under IC 20-32-3 through ~~IC 20-32-6~~; **IC 20-32-5**;

that resulted in the awarding of a high school diploma or an academic honors diploma to the pupil for the school year ending in the immediately preceding state fiscal year.

(e) Determinations for a school for a state fiscal year must be made using:

(1) the count of tests passed compared to the count of tests taken throughout the school;



- (2) the graduation rate in the high school; and
- (3) the count of pupils graduating in the high school.
- (f) In determining grants under this section, a school corporation may qualify for the following **two (2) grants** each year:
 - (1) One (1) grant under subsection (h), (i), or (j).
 - (2) One (1) grant under subsection (k), (l), or (m).
- (g) The sum of the **two (2) grant amounts described in subsection (f), as determined for a school corporation under this section, constitutes an annual performance grant that is in addition to state tuition support. The annual performance grant for a state fiscal year shall be distributed to the school corporation before December 5 of that state fiscal year. If the:**
 - (1) total amount to be distributed as performance grants for a particular state fiscal year exceeds the amount appropriated by the general assembly for performance grants for that state fiscal year, the total amount to be distributed as performance grants to school corporations shall be proportionately reduced so that the total reduction equals the amount of the excess. The amount of the reduction for a particular school corporation is equal to the total amount of the excess multiplied by a fraction. The numerator of the fraction is the amount of the performance grant that the school corporation would have received if a reduction were not made under this section. The denominator of the fraction is the total amount that would be distributed as performance grants to all school corporations if a reduction were not made under this section; and**
 - (2) total amount to be distributed as performance grants for a particular state fiscal year is less than the amount appropriated by the general assembly for performance grants for that state fiscal year, the total amount to be distributed as performance grants to school corporations for that particular state fiscal year shall be proportionately increased so that the total amount to be distributed equals the amount of the appropriation for that particular state fiscal year.**

The performance grant received by a school corporation ~~may~~ **shall be allocated among and** used only to pay cash ~~awards~~ **stipends** to **all** teachers who are rated as effective or as highly effective **and employed by the school corporation as of December 1. The lead school corporation or interlocal cooperative administering a cooperative or other special education program or administering a career and technical education program, including programs managed under IC 20-26-10, IC 20-35-5, IC 20-37, or IC 36-1-7, shall award performance stipends to and carry out the other responsibilities of an employing school corporation under this section for the teachers in the special education program or career and technical education program. The amount of the distribution from an annual performance grant to an individual teacher is determined at the discretion of the governing body of the school corporation. The governing body shall differentiate between the amount of the stipend awarded to a teacher rated as a highly effective teacher and a teacher rated as an effective teacher and may differentiate between school buildings. A stipend to an individual teacher in a particular year is not subject to collective bargaining and is in addition to the minimum salary or increases in salary set under IC 20-28-9-1.5. In addition, an amount determined under the policies adopted by the governing body but not exceeding fifty percent (50%) of the amount of a stipend to an individual teacher in a particular state fiscal year beginning after June 30, 2015, becomes a permanent part of and increases the base salary of the teacher receiving the stipend for school years beginning after the state fiscal year in which the stipend is received. The addition to base salary under this section is not subject to collective bargaining, is payable from funds other than the**



performance grant, and is in addition to the minimum salary and increases in salary set under IC 20-28-9-1.5. The school corporation shall complete the appropriation process for all stipends from a performance grant to individual teachers before December 31 of the state fiscal year in which the performance grant is distributed to the school corporation and distribute all stipends from a performance grant to individual teachers before the immediately following January 31. Any part of the performance grant not distributed as stipends to teachers before February must be returned to the department on the earlier of the date set by the department or June 30 of that state fiscal year.

(h) A school qualifies for a grant under this subsection if the school has more than ~~seventy-two and five-tenths percent (72.5%)~~ **seventy-five percent (75%)** but less than ninety percent (90%) of the tests taken in the school year ending in the immediately preceding state fiscal year that receive passing scores. The grant amount for the state fiscal year is:

- (1) the count of the school's passing scores on tests in the school year ending in the immediately preceding state fiscal year; multiplied by
- (2) twenty-three dollars and fifty cents (\$23.50).

(i) A school qualifies for a grant under this subsection if the school has at least ninety percent (90%) of the tests taken in the school year ending in the immediately preceding state fiscal year that receive passing scores. The grant amount for the state fiscal year is:

- (1) the count of the school's passing scores on tests in the school year ending in the immediately preceding state fiscal year; multiplied by
- (2) forty-seven dollars (\$47).

(j) This subsection does not apply to a school corporation in its first year of operation **or to a school corporation that is entitled to a distribution under subsection (h) or (i)**. A school qualifies for a grant under this subsection if the school's school year over school year percentage growth rate of achievement tests receiving passing scores was at least ~~five one percent (5%); (1%)~~, comparing the school year ending in the immediately preceding state fiscal year to the school year immediately preceding that school year. The grant amount for the state fiscal year is:

- (1) the count of the school corporation's pupils who had a passing score on their achievement test in the school year ending in the immediately preceding state fiscal year; multiplied by
- (2) ~~forty-seven dollars (\$47);~~ **one hundred sixty dollars (\$160)**.

(k) A school qualifies for a grant under this subsection if the school had a graduation rate of ninety percent (90%) or more for the school year ending in the immediately preceding state fiscal year. The grant amount for the state fiscal year is:

- (1) the count of the school corporation's pupils who met the requirements for graduation for the school year ending in the immediately preceding state fiscal year; multiplied by
- (2) one hundred seventy-six dollars (\$176).

(l) A school qualifies for a grant under this subsection if the school had a graduation rate greater than seventy-five percent (75%) but less than ninety percent (90%) for the school year ending in the immediately preceding state fiscal year. The grant amount for the state fiscal year is:

- (1) the count of the school corporation's pupils who met the requirements for graduation for the school year ending in the immediately preceding state fiscal year; multiplied by
- (2) eighty-eight dollars (\$88).



(m) This subsection does not apply to a school in its first year of operation **or to a school corporation that is entitled to a distribution under subsection (k) or (l)**. A school qualifies for a grant under this subsection if the school's school year over school year percentage growth in its graduation rate is at least **five one percent (5%); (1%)**, comparing the graduation rate for the school year ending in the immediately preceding state fiscal year to the graduation rate for the school year immediately preceding that school year. The grant amount for the state fiscal year is:

(1) the count of the school corporation's pupils who met the requirements for graduation in the school year ending in the immediately preceding state fiscal year; multiplied by

(2) one ~~hundred seventy-six thousand~~ dollars (~~\$176~~): **(\$1,000)**.

(n) This section expires June 30, ~~2015~~: **2017**.

SECTION 227. IC 20-43-13-2 IS REPEALED [EFFECTIVE JUNE 30, 2015]. ~~Sec. 2: The total amount to be distributed under this chapter to a school corporation or charter school for the state fiscal year beginning July 1, 2013, is the amount determined in STEP FOUR or STEP SIX (whichever is applicable) of the following formula:~~

~~STEP ONE: Determine the greater of zero (0) or the result determined under clause (B) after making the following determinations:~~

~~(A) Determine the percentage of the school corporation's students who were eligible for free or reduced price lunches in the school year ending in the later of:~~

~~(i) 2013; or~~

~~(ii) the first year of operation of the school corporation:~~

~~For a conversion charter school, the percentage determined under this clause is the percentage of the sponsor school corporation.~~

~~(B) Determine the quotient of:~~

~~(i) the percentage determined under clause (A); divided by~~

~~(ii) two (2):~~

~~STEP TWO: This STEP applies if the result determined under clause (B) of STEP ONE is greater than thirty-three hundredths (0.33). Determine the result of the following:~~

~~(A) Subtract thirty-three hundredths (0.33) from the result determined under clause (B) of STEP ONE:~~

~~(B) Determine the sum of:~~

~~(i) the result determined under clause (B) of STEP ONE; plus~~

~~(ii) the clause (A) result.~~

~~STEP THREE: This STEP applies if STEP TWO applies. Determine the product of:~~

~~(A) the STEP TWO result; multiplied by~~

~~(B) the school corporation's foundation amount for the state fiscal year:~~

~~STEP FOUR: This STEP applies if STEP TWO applies. Determine the product of:~~

~~(A) the STEP THREE result; multiplied by~~

~~(B) the school corporation's current ADM:~~

~~STEP FIVE: This STEP applies if the result determined under clause (B) of STEP ONE is less than or equal to thirty-three hundredths (0.33). Determine the product of:~~

~~(A) the result determined under clause (B) of STEP ONE; multiplied by~~

~~(B) the school corporation's foundation amount for the state fiscal year:~~

~~STEP SIX: This STEP applies if STEP FIVE applies. Determine the product of:~~



- (A) the STEP FIVE result; multiplied by
- (B) the school corporation's current ADM.

SECTION 228. IC 20-43-13-3, AS AMENDED BY THE TECHNICAL CORRECTIONS BILL OF THE 2015 GENERAL ASSEMBLY, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2015]: Sec. 3. The total amount to be distributed under this chapter to a school corporation or charter school for the a state fiscal year beginning July 1, 2014, **after June 30, 2015**, is the amount determined in STEP FOUR or STEP SIX (whichever is applicable) **FIVE** of the following formula:

STEP ONE: Determine the greater of zero (0) or the result determined under clause (B) after making the following determinations: **percentage of the school corporation's students who were receiving Supplemental Nutrition Assistance Program (SNAP) benefits, Temporary Assistance for Needy Families (TANF) benefits, or foster care services as of October 1 in the school year ending in the later of:**

- (A) 2015; or
- (B) the first year of operation of the school corporation.

For a conversion charter school, the percentage determined under this STEP is the percentage of the sponsor school corporation.

(A) Determine the percentage of the school corporation's students who were receiving financial assistance under IC 20-33-5 (or, in the case of a school corporation described in IC 20-33-5-7.5(a), the percentage of the school corporation's students who were eligible to receive financial assistance under IC 20-33-5, as estimated and reported under IC 20-33-5-7.5(a)) in the school year ending in the later of:

- (i) 2014; or
- (ii) the first year of operation of the school corporation.

For a conversion charter school, the percentage determined under this clause is the percentage of the sponsor school corporation.

(B) Determine the quotient of:

- (i) the percentage determined under clause (A); divided by
- (ii) two (2).

STEP TWO: This STEP applies if the result determined under clause (B) of STEP ONE is greater than thirty-five hundredths (0.35). Determine the result of the following:

(A) Subtract thirty-five hundredths (0.35) from the result determined under clause (B) of STEP ONE.

(B) Determine the sum of:

- (i) the result determined under clause (B) of STEP ONE; plus
- (ii) the clause (A) result.

STEP THREE: This STEP applies if STEP TWO applies. Determine the product of:

- (A) the STEP TWO result; multiplied by
- (B) the school corporation's foundation amount for the state fiscal year.

STEP FOUR: This STEP applies if STEP TWO applies. Determine the product of:

- (A) the STEP THREE result; multiplied by
- (B) the school corporation's current ADM.

STEP FIVE: This STEP applies if the result determined under clause (B) of STEP ONE is less than or equal to thirty-five hundredths (0.35). Determine the product of:



~~(A) the result determined under clause (B) of STEP ONE; multiplied by~~
~~(B) the school corporation's foundation amount for the state fiscal year.~~

STEP TWO: Determine:

(A) for a charter school in the first year of operation, the STEP ONE amount; or

(B) for all other school corporations, the result of:

(i) the STEP ONE amount minus the school corporation's prior year complexity index; divided by

(ii) three (3) for the state fiscal year beginning July 1, 2015, or two (2) for the state fiscal year beginning July 1, 2016.

STEP THREE: Determine the sum of:

(A) the prior year complexity index; plus

(B) the STEP TWO result; plus

(C) for a school corporation that is not a charter school:

(i) with at least twenty-five percent (25%) of its ADM eligible for the English language learners program; and

(ii) that has a STEP TWO (B)(i) amount that is less than negative one-tenth (-0.1);

the absolute value of the STEP TWO (B)(i) amount divided by four (4).

STEP FOUR: Determine the product of:

(A) the STEP THREE result; multiplied by

(B) three thousand four hundred eighty-nine dollars (\$3,489) for the state fiscal year beginning July 1, 2015, and three thousand five hundred thirty-nine dollars (\$3,539) for the state fiscal year beginning July 1, 2016.

~~STEP SIX: This STEP applies if STEP FIVE applies.~~ **FIVE: Determine the product of:**

(A) the STEP FIVE FOUR result; multiplied by

(B) the school corporation's current ADM.

SECTION 229. IC 20-43-13-4, AS ADDED BY P.L.205-2013, SECTION 301, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. The complexity index is

~~(1) the result determined under clause (B) of STEP ONE in section 2 of this chapter for the state fiscal year beginning July 1, 2013; and~~

~~(2) the result determined under clause (B) of STEP ONE THREE in section 3 of this chapter for the a state fiscal year beginning July 1, 2014.~~ **after June 30, 2015.**

SECTION 230. IC 20-43-14 IS REPEALED [EFFECTIVE JUNE 30, 2015]. (Full-Day Kindergarten Grants).

SECTION 231. IC 20-49-3-8, AS AMENDED BY P.L.40-2014, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. The fund may be used to make advances:

(1) to school corporations, including school townships and school corporation career and technical education schools described in IC 20-37-1-1, under IC 20-49-4 and IC 20-49-5; ~~and~~

(2) under IC 20-49-6; ~~and~~

(3) to charter and innovation network schools under IC 20-49-9.

Unless the context clearly requires otherwise, a reference to a school corporation in this chapter includes a school corporation career and technical education school described in IC 20-37-1-1. However, an advance to a school corporation career and technical education school described in IC 20-37-1-1 is not considered an advance to a school corporation for purposes of determining if the school corporation career and technical education school described in IC 20-37-1-1 qualifies for an advance.



SECTION 232. IC 20-49-9 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

Chapter 9. Charter and Innovation School Advance Program

Sec. 1. (a) This chapter applies to the following:

- (1) A charter school that does not receive a pro rata share of local property tax revenue.
- (2) An innovation network school located in a school city, as defined in IC 20-25-2-12, that existed on January 1, 2015, that does not receive a pro rata share of local property tax revenue (referred to as an innovation network school in this chapter).

Sec. 2. As used in this chapter, "advance" refers to an advance under this chapter.

Sec. 3. As used in this chapter, "charter school" refers to a school established under IC 20-24. However, the term does not include a virtual charter school or an adult high school (as defined in IC 20-24-1-2.3).

Sec. 4. As used in this chapter, "school" refers to a charter school or an innovation network school described in section 1(a)(2) of this chapter.

Sec. 5. (a) The charter and innovation network school advance program is established. The purpose of the program is to make advances to schools.

(b) The state board shall administer the program.

(c) The total amount of advances that the state board may make under this chapter during the state biennium beginning July 1, 2015, and ending June 30, 2017, may not exceed fifty million dollars (\$50,000,000).

Sec. 6. (a) The state board shall establish a written application procedure for providing advances to schools.

(b) To apply for an advance, a school must submit an application that contains the information required by the state board.

Sec. 7. If a school files an application for an advance as required by the state board, and the state board finds that the school:

- (1) qualifies for an advance under section 8 of this chapter; and
- (2) will use the advance proceeds for educational purposes;

the state board shall make the advance to the school.

Sec. 8. (a) A school qualifies for an advance under this chapter if the school is one (1) of the following:

- (1) A charter school in its first or second year of operation.
- (2) A charter school that was placed in the "A", "B", or "C" category or designation of performance established under IC 20-31-8-3 for the most recently completed school year.
- (3) A charter school that does not receive a category or designation of performance established under IC 20-31-8-3 for the most recently completed school year.
- (4) A school that has a majority of students with developmental, intellectual, or behavioral challenges.
- (5) An innovation network school described in section 1(a)(2) of this chapter.

(b) If a charter school does not qualify for an advance under subsection (a), the state board shall determine if the charter school is placed in the same or a better category or designation of performance established under IC 20-31-8-3 for the most recently completed school year than the nearest noncharter public school that is configured to teach the same grades of students as the charter school teaches. Except as provided in subsection (c), if the charter school has been placed



in the same or a better category or designation of performance, the state board shall make the advance to the charter school.

(c) If a charter school:

- (1) does not qualify for an advance under subsection (a); and**
- (2) for two (2) consecutive years the charter school has not been placed in the same or a better category or designation of performance established under IC 20-31-8-3 for the most recently completed school year than the nearest noncharter public school that is configured to teach the same grades of students as the charter school teaches;**

the charter school is not eligible for an advance, unless the charter school is placed in the "C" category or designation of performance or better established under IC 20-31-8-3 for the most recently completed school year.

Sec. 9. The state board may make advances under this chapter on a per student basis.

Sec. 10. The following apply to an advance under this chapter:

- (1) Interest shall be charged at the rate of one percent (1%) per annum.**
- (2) The outstanding advance amount at any one (1) time for a particular school may not exceed five million dollars (\$5,000,000).**
- (3) The term of the advance may not exceed ten (10) years after the date of the advance.**
- (4) A school must enter into an advance agreement with the state board before receiving an advance from the fund. The terms of the agreement must include a provision allowing the state board to withhold funds due to a school to which an advance is made until the advance is paid.**
- (5) A school may receive multiple advances from the fund as long as the total amount outstanding on all advances to the school from the fund does not exceed the maximum amount set forth in subdivision (2).**
- (6) If advance proceeds are to be used by a school to construct or purchase a school facility, the school shall provide the state board with an adequate security interest for the repayment of the advance, in the form and amount determined by the Indiana department of administration. If the school operator sells its equity interest in the school facility, the state board shall redetermine the adequacy of its security interest and may hold a public hearing to determine whether any tax dollar equity funded with the advance should be paid to the state.**

Sec. 11. To ensure timely payment of an advance according to the terms of the advance, the state board may withhold from funds due to the charter school to which the advance is made in the amount necessary to pay the advance.

Sec. 12. If the state board withholds funds under this chapter, the state board first shall withhold funds from the distribution of state tuition support to the school to which the advance is made. If the state tuition support distribution is unavailable or inadequate, the state board may withhold funds from any other distribution of state funds to the charter school.

Sec. 13. An advance under this chapter to a school is not an obligation of the school within the meaning of a constitutional limitation on or prohibition against indebtedness. This chapter does not relieve the organizer of the charter school of the duty to qualify the charter school for state tuition support.

SECTION 233. IC 20-51-4-4, AS AMENDED BY P.L.26-2014, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. The amount an eligible choice scholarship student is entitled to receive under this chapter for a school year is equal to the following:

- (1) The least of the following:



(A) The sum of the tuition, transfer tuition, and fees required for enrollment or attendance of the eligible choice scholarship student at the eligible school selected by the eligible choice scholarship student for a school year that the eligible choice scholarship student (or the parent of the eligible choice scholarship student) would otherwise be obligated to pay to the eligible school.

(B) An amount equal to:

(i) ninety percent (90%) of the state tuition support amount determined under section 5 of this chapter if the eligible choice scholarship student is a member of a household with an annual income of not more than the amount required for the eligible choice scholarship student to qualify for the federal free or reduced price lunch program; and

(ii) fifty percent (50%) of the state tuition support amount determined under section 5 of this chapter if the eligible choice scholarship student is a member of a household with an annual income of, in the case of an individual not described in section 2.5 of this chapter, not more than one hundred fifty percent (150%) of the amount required for the eligible choice scholarship student to qualify for the federal free or reduced price lunch program or, in the case of an individual described in section 2.5 of this chapter, not more than two hundred percent (200%) of the amount required for the eligible choice scholarship student to qualify for the federal free or reduced price lunch program.

(C) If the eligible choice scholarship student is enrolled in grade 1 through 8, the maximum choice scholarship that the eligible choice scholarship student may receive for a school year:

(i) beginning before July 1, 2013; four thousand five hundred dollars (\$4,500);

(ii) beginning after June 30, 2013; and before July 1, 2014; four thousand seven hundred dollars (\$4,700); and

(iii) beginning after June 30, 2014; four thousand eight hundred dollars (\$4,800).

(2) In addition, if the eligible choice scholarship student has been identified as eligible for special education services under IC 20-35 and the eligible school provides the necessary special education or related services to the eligible choice scholarship student, any amount that a school corporation would receive under IC 20-43-7 for the eligible choice scholarship student if the eligible choice scholarship student attended the school corporation.

SECTION 234. IC 21-18-9-10.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 10.5. (a) The commission shall review the programs offered by Ivy Tech Community College that have low graduation rates.**

(b) Based on the results of the review under subsection (a), the commission may do any of the following regarding such a program:

(1) Require the restructuring of the program, based on information from other programs that are successful.

(2) Eliminate the program.

(3) Take no action concerning the program.

SECTION 235. IC 21-18-9-11 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 11. (a) The commission shall do the following:**

(1) Annually determine for each state educational institution:

(A) the percentage of students enrolled in the state educational institution who are charged tuition based on the resident tuition rate; and



(B) the percentage of students enrolled in the state educational institution who are charged tuition based on the nonresident tuition rate.

(2) Report the information determined for each state educational institution under subdivision (1) to the budget committee and the legislative council before December 1 of each year. The report to the legislative council must be in an electronic format under IC 5-14-6.

(b) A state educational institution must submit to the commission any information needed by the commission to determine the percentages under subsection (a).

SECTION 236. IC 21-18-14 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

Chapter 14. Return and Complete Project

Sec. 1. As used in this chapter, "return and complete student" means an individual who:

- (1) is an Indiana resident;**
- (2) earned course credit from a postsecondary educational institution before January 1, 2014;**
- (3) has not earned an associate or baccalaureate degree as of January 1, 2015; and**
- (4) has not been enrolled in any postsecondary educational institution since January 1, 2014.**

Sec. 2. As used in this chapter, "return and complete project" means a project administered by the commission in partnership with postsecondary educational institutions to encourage return and complete students to complete an associate or baccalaureate degree or a technical certificate by 2020.

Sec. 3. Not later than August 1, 2015, the commission, in consultation with postsecondary educational institutions, shall adopt guidelines for postsecondary educational institutions concerning the administration of the return and complete project, including the exchange of data to support targeted outreach under section 4 of this chapter.

Sec. 4. Postsecondary educational institutions shall either:

- (1) conduct targeted outreach to return and complete students; or**
- (2) provide student record data to the commission for use in targeted outreach.**

Sec. 5. The commission shall conduct targeted outreach to return and complete students who previously attended an institution that does not conduct targeted outreach under section 4(1) of this chapter.

Sec. 6. A postsecondary educational institution may offer financial aid or tuition discounts that are exclusively for return and complete students.

Sec. 7. If the commission receives confidential student record information, the commission may not release confidential student record information to any individual or entity that is not permitted access to the record information under the federal Family Education Rights and Privacy Act (20 U.S.C. 1232g et seq.).

Sec. 8. Beginning November 1, 2016, and not later than November 1 each year thereafter, state educational institutions shall report annually to the commission the number of return and complete students who attended the postsecondary educational institution who have:

- (1) received targeted outreach by the postsecondary educational institution; and**
- (2) earned an associate or baccalaureate degree or a technical certificate from the postsecondary educational institution.**

Sec. 9. This chapter expires July 1, 2020.



SECTION 237. IC 21-23-3-2, AS ADDED BY P.L.2-2007, SECTION 264, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) The governor shall appoint ten (10) trustees for Purdue University for the term beginning on July 1 in conformity with this chapter.

(b) **The general assembly urges the governor to appoint at least one (1) resident of Allen County to the board of trustees of Purdue University.**

SECTION 238. IC 21-26-1-4 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 4. "Multisystem metropolitan university" means public facilities, faculty, and other personnel:**

- (1) **operating primarily in a city that is classified as a second class city under IC 36-4-1-1;**
- (2) **that were managed by Purdue University on January 1, 2015;**
- (3) **serving a diverse student body including both recent high school graduates and adults, many of whom are first generation students, low income students, or other students balancing their education with work and family obligations;**
- (4) **providing students with an opportunity at one (1) campus to engage in an educational course of study that leads to a postsecondary educational degree from Purdue University or Indiana University, or both;**
- (5) **administered as a core campus that emphasizes the significance and complementarity of the core campus to the main campuses of Purdue University at West Lafayette, Indiana, and Indiana University at Bloomington, Indiana; and**
- (6) **endowed with the resources and authority, necessary or appropriate, to carry out all of higher education's traditional values in teaching, research, and professional service, and, in addition, to provide leadership to a metropolitan region by using its human resources and financial resources to improve the region's quality of life.**

SECTION 239. IC 21-26-5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 5. Indiana University-Purdue University Fort Wayne

Sec. 1. The commission for higher education shall designate, treat, and classify for reporting purposes Indiana University-Purdue University Fort Wayne as a multisystem metropolitan university and not a regional campus.

Sec. 2. The commission for higher education shall establish a set of policies for Indiana University-Purdue University Fort Wayne that recognizes its unique role in the Indiana system of public higher education, including policies that:

- (1) **establish performance funding metrics that are appropriate for the characteristics of the student body enrolled full time and part time at Indiana University-Purdue University Fort Wayne;**
- (2) **permit a higher percentage of on-campus residential housing than is permitted by the commission for higher education for regional campuses;**
- (3) **facilitate the delivery of a broad array of master's degree and terminal professional doctoral degrees:**
 - (A) **that are offered in disciplines needed in the metropolitan area; and**
 - (B) **as approved by the board of trustees of the respective degree granting state educational institution and the commission for higher education; and**
- (4) **facilitate both basic and applied research primarily but not limited exclusively to research having the potential to advance the quality of life in the region in which Indiana**



University-Purdue University Fort Wayne is located and the competitiveness and recognition of the region's individuals, businesses, and other entities in global commerce and affairs.

Sec. 3. The board of trustees of Purdue University shall facilitate the development and operation of Indiana University-Purdue University Fort Wayne as a multisystem metropolitan university, including the goals and policies described in section 2 of this chapter. The board of trustees, the president, the faculty, and the administration of Purdue University shall recognize the need for Indiana University-Purdue University Fort Wayne to develop unique policies and practices in support of its mission and shall encourage within the Purdue University and Indiana University systems opportunities for flexibility and autonomy.

Sec. 4. The board of trustees of Indiana University shall facilitate the development and operation of Indiana University-Purdue University Fort Wayne as a multisystem metropolitan university, including the goals and policies described in section 2 of this chapter. The board of trustees, the president, the faculty, and the administration of Indiana University shall recognize the need for Indiana University-Purdue University Fort Wayne to develop unique policies and practices in support of its mission and shall encourage within the Purdue University and Indiana University systems opportunities for flexibility and autonomy.

Sec. 5. (a) Except to the extent that the board of trustees of Purdue University and the board of trustees of Indiana University agree to different terms and conditions and subject to subsection (b), the document titled "Amendment No. 1 to the Amended Management and Academic Mission Agreement Indiana University-Purdue University Fort Wayne" (initially effective July 1, 2014) is extended for one (1) additional year and governs the management and academic mission of Indiana University-Purdue University Fort Wayne through the state fiscal year ending June 30, 2016.

(b) A reference in the agreement described in subsection (a) to the Indiana University-Purdue University Fort Wayne Community Advisory Council shall be treated as a reference to the Indiana University-Purdue University Fort Wayne Community Council. In addition to the responsibilities specified under the agreement for the Indiana University-Purdue University Fort Wayne Community Advisory Council, the Indiana University-Purdue University Fort Wayne Community Council:

- (1)** may direct recommendations and information relevant to Indiana University-Purdue University Fort Wayne directly to the board of trustees of Purdue University or the board of trustees of Indiana University, or both;
- (2)** shall include in its mission issues related to engagement of Indiana University-Purdue University Fort Wayne, in particular, and, more generally, the Purdue University system and the Indiana University system with the northeastern Indiana community at large and the business community in particular;
- (3)** shall include as a voting member an individual who is a member of the board of trustees of Indiana University; and
- (4)** shall be chaired by a member of the board of trustees of Purdue University.

(c) This section expires July 1, 2016.

Sec. 6. (a) The board of trustees and president of Purdue University and the board of trustees and president of Indiana University shall carry out the responsibilities under this section as part of the duty of university coordination imposed on them by paragraph 14 of Appendix A of the agreement described in section 5 of this chapter.



(b) Purdue University and Indiana University, in consultation with the chancellor of Indiana University-Purdue University Fort Wayne, the Indiana University-Purdue University Fort Wayne Community Council, and the Indiana University-Purdue University Fort Wayne Senate, shall conduct a study to evaluate the role and governance of Indiana University-Purdue University Fort Wayne and explore options for improvement of its role and governance. The study may cover any subject that is relevant to the role of or governance of Indiana University-Purdue University Fort Wayne and must result in findings and recommendations that the board of trustees of Purdue University or the board of trustees of Indiana University, or both, consider will best carry out sections 4 and 5 of this chapter and develop Indiana University-Purdue University Fort Wayne as a multisystem metropolitan university.

(c) In conducting the study under this section:

(1) Purdue University shall respond to information requests, including requests for confidential information with respect to Indiana University-Purdue University Fort Wayne, from the president of Indiana University; and

(2) Indiana University shall respond to information requests, including requests for confidential information with respect to Indiana University-Purdue University Fort Wayne, from the president of Purdue University;

in a complete and timely manner. The president of Purdue University and the president of Indiana University, or their respective representatives, shall meet at least monthly with representatives of the legislative services agency, the chancellor of Indiana University-Purdue University Fort Wayne, the Indiana University-Purdue University Fort Wayne Community Council, and the Indiana University-Purdue University Fort Wayne Senate to review the timetable and plan for completing the study, progress made in completing the study, and other matters relevant to the study. Any information shared in these meetings or otherwise provided to the participants in these meetings, except for the final report, may be treated as confidential advisory or deliberative material. Unless a different arrangement is agreed to by the chancellor of Indiana University-Purdue University Fort Wayne, the Indiana University-Purdue University Fort Wayne Community Council, and the Indiana University-Purdue University Fort Wayne Senate for a particular meeting, the meeting shall be conducted on the Indiana University-Purdue University Fort Wayne campus. The legislative services agency shall notify the legislative council if Purdue University and Indiana University fail to comply with the requirements of this section or are not making reasonable progress toward conducting the study and making the findings and recommendations required by this section.

(d) Purdue University and Indiana University shall develop qualitative and quantitative findings concerning the comparative opportunities, costs, and risks of the following:

(1) Continuing governance of Indiana University-Purdue University Fort Wayne after June 30, 2016, in accordance with the agreement described in section 5 of this chapter with the same or a different model for the educational operations and mission of Indiana University-Purdue University Fort Wayne.

(2) Restructuring Indiana University-Purdue University Fort Wayne as a multisystem metropolitan university with primary governance within the Indiana University system.

(3) Any other strategic and governance models that Purdue University or Indiana University considers to have the potential of improving Indiana University-Purdue University Fort Wayne.



Purdue University and Indiana University shall consider the benefits and risks of maintaining a direct reporting relationship of the chancellor of Indiana University-Purdue University Fort Wayne to the president and the board of trustees of the managing state educational institution or institutions. The role and governance recommendations made in the study must include a timetable for implementation, a schedule of the assets and liabilities to be retained, leased, or transferred by Purdue University or Indiana University, or both, and a plan for use and management of the assets. Purdue University and Indiana University shall consider continuing to have a chair of the Indiana University-Purdue University Fort Wayne Community Council who is a member of the board of trustees of the governing state educational institution for Indiana University-Purdue University Fort Wayne.

(e) The resulting final report for the study must recommend ways to increase the interaction and engagement of Indiana University-Purdue University Fort Wayne, in particular, and, more generally, the Purdue University system and the Indiana University system with the northeastern Indiana community at large and the business community in particular.

(f) Purdue University and Indiana University shall coordinate the study under this section with the evaluation conducted under IC 2-5-21-9(d).

(g) The final report for the study under this section must be:

(1) reviewed by the board of trustees of Purdue University and the board of trustees of Indiana University; and

(2) submitted to the legislative council in an electronic format under IC 5-14-6, the commission for higher education, and the chancellor of Indiana University-Purdue University Fort Wayne; before December 16, 2015.

(h) This section expires July 1, 2016.

SECTION 240. IC 21-31-2-13.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 13.5.** The board of trustees of Indiana State University may not lease or transfer any ownership interest in the Indiana State University Hulman Center in Terre Haute unless the proposed lease or transfer of an ownership interest has been reviewed by the budget committee.

SECTION 241. IC 21-32-3.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 3.5. Retirement Liability Bonds

Sec. 1. As used in this chapter, "retirement liabilities" means the payments to be made to a fund or funds administered by the board of trustees of the Indiana public retirement system for liabilities of a state educational institution resulting from a withdrawal from such a fund or a freezing of participation under such fund under IC 5-10.2-2-20 and IC 5-10.2-2-21.

Sec. 2. (a) The board of trustees of a state educational institution may issue bonds for payment of retirement liabilities and pay the proceeds of the bonds to the Indiana public retirement system.

(b) The board of trustees of a state educational institution may establish debt service reserves or sinking funds with proceeds of bonds issued to fund retirement liabilities.

(c) Bonds issued under this chapter may be payable from student fees, legally available funds, sinking funds, debt service reserve funds, general operating revenues, or any combination of these sources. Bonds may be issued under this chapter by a board of trustees only after the approvals required under IC 21-35-3-22.



Sec. 3. (a) Sinking funds that are created with respect to bonds issued under this chapter to fund retirement liabilities shall be held as private funds held in trust by the board of trustees, and shall not be deemed to be property of the state.

(b) Sinking funds and debt service reserves may be invested in accordance with the provisions of IC 21-29. The principal of, accretions to, or earnings derived from sinking funds and debt service reserve funds may be used:

(1) to pay principal of and interest on bonds issued under this chapter to fund retirement liabilities; and

(2) to pay costs of administration of such sinking funds and debt service reserve funds.

Sec. 4. Bonds issued under this chapter do not constitute a debt, liability, or obligation of the state of Indiana or a pledge of the credit of the state of Indiana, but shall be payable solely from the sources specified in this chapter. No moral obligation of the state of Indiana shall exist to appropriate funds to pay principal of or interest on any bond issued under this chapter.

SECTION 242. IC 21-43-8-6 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 6. A state educational institution that establishes a program under this section shall report annually to the education roundtable established under IC 20-19-4 the number of program participants and diplomas granted.~~

SECTION 243. IC 22-4.5-9-4, AS AMENDED BY HEA 1601-2015, SECTION 54, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) The council shall do all of the following:

(1) Provide coordination to align the various participants in the state's education, job skills development, and career training system.

(2) Match the education and skills training provided by the state's education, job skills development, and career training system with the currently existing and future needs of the state's job market.

(3) In addition to the department's annual report provided under IC 22-4.5-9-4, submit, not later than August 1, 2013, and not later than November 1 each year thereafter, to the legislative council in an electronic format under IC 5-14-6 an inventory of current job and career training activities conducted by:

(A) state and local agencies; and

(B) whenever the information is readily available, private groups, associations, and other participants in the state's education, job skills development, and career training system.

The inventory must provide at least the information listed in IC 22-4.1-9-4(a)(1) through IC 22-4.1-9-4(a)(5) for each activity in the inventory.

(4) Submit, not later than July 1, 2014, to the legislative council in an electronic format under IC 5-14-6 a strategic plan to improve the state's education, job skills development, and career training system. The council shall submit, not later than December 1, 2013, to the legislative council in an electronic format under IC 5-14-6 a progress report concerning the development of the strategic plan.

The strategic plan developed under this subdivision must include at least the following:

(A) Proposed changes, including recommended legislation and rules, to increase coordination, data sharing, and communication among the state, local, and private agencies, groups, and associations that are involved in education, job skills development, and career training.

(B) Proposed changes to make Indiana a leader in employment opportunities related to the fields of science, technology, engineering, and mathematics (commonly known as STEM).

(C) Proposed changes to address both:

(i) the shortage of qualified workers for current employment opportunities; and



- (ii) the shortage of employment opportunities for individuals with a baccalaureate or more advanced degree.
- (5) Complete, not later than August 1, 2014, a return on investment and utilization study of career and technical education programs in Indiana. The study conducted under this subdivision must include at least the following:
 - (A) An examination of Indiana's career and technical education programs to determine:
 - (i) the use of the programs; and
 - (ii) the impact of the programs on college and career readiness, employment, and economic opportunity.
 - (B) A survey of the use of secondary, college, and university facilities, equipment, and faculty by career and technical education programs.
 - (C) Recommendations concerning how career and technical education programs:
 - (i) give a preference for courses leading to employment in high wage, high demand jobs; and
 - (ii) add performance based funding to ensure greater competitiveness among program providers and to increase completion of industry recognized credentials and dual credit courses that lead directly to employment or postsecondary study.
- (6) Coordinate the performance of its duties under this chapter with
 - ~~(A) the education roundtable established by IC 20-19-4-2; and~~
 - ~~(B) the Indiana works councils established by IC 20-19-6-4.~~
- (b) In performing its duties, the council shall obtain input from the following:
 - (1) Indiana employers and employer organizations.
 - (2) Public and private institutions of higher education.
 - (3) Regional and local economic development organizations.
 - (4) Indiana labor organizations.
 - (5) Individuals with expertise in career and technical education.
 - (6) Military and veterans organizations.
 - (7) Organizations representing women, African-Americans, Latinos, and other significant minority populations and having an interest in issues of particular concern to these populations.
 - (8) Individuals and organizations with expertise in the logistics industry.
 - (9) Any other person or organization that a majority of the voting members of the council determines has information that is important for the council to consider.

SECTION 244. IC 23-1-18-3, AS AMENDED BY SEA 487-2015, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) **This subsection applies before July 1, 2016.** The secretary of state shall collect the following fees when the documents described in this subsection are delivered to the secretary of state for filing:

Document	Electronic Filing Fee	Fee (Other than electronic filing)
(1) Articles of incorporation	\$75	\$90
(2) Application for use of indistinguishable name	\$10	\$20
(3) Application for reserved name	\$10	\$20



(4)	Application for renewal of reservation	\$10	\$20
(5)	Notice of transfer of reserved name	\$10	\$20
(6)	Corporation's statement of change of registered agent or registered office or both	No Fee	No Fee
(7)	Agent's statement of change of registered office for each affected corporation	No Fee	No Fee
(8)	Agent's statement of resignation	No Fee	No Fee
(9)	Amendment of articles of incorporation	\$20	\$30
(10)	Restatement of articles of incorporation	\$20	\$30
	with amendment of articles	\$20	\$30
(11)	Articles of merger or share exchange	\$75	\$90
(12)	Articles of dissolution	\$20	\$30
(13)	Articles of revocation of dissolution	\$20	\$30
(14)	Certificate of administrative dissolution	No Fee	No Fee
(15)	Application for reinstatement following administrative dissolution	\$20	\$30
(16)	Certificate of reinstatement	No Fee	No Fee
(17)	Certificate of judicial dissolution	No Fee	No Fee
(18)	Application for certificate of authority	\$75	\$90
(19)	Application for amended certificate of authority	\$20	\$30
(20)	Application for certificate of withdrawal	\$20	\$30
(21)	Certificate of revocation of authority to transact business	No Fee	No Fee
(22)	Biennial report	\$20	\$30
(23)	Articles of correction	\$20	\$30
(24)	Application for certificate of existence or authorization	\$15	\$15
(25)	Any other document		

HEA 1001 — CC 2



	with amendment of articles	\$20	\$30
(11)	Articles of merger or share exchange	\$75	\$90
(12)	Articles of dissolution	\$20	\$30
(13)	Articles of revocation of dissolution	\$20	\$30
(14)	Certificate of administrative dissolution	No Fee	No Fee
(15)	Application for reinstatement following administrative dissolution	\$20	\$30
(16)	Certificate of reinstatement	No Fee	No Fee
(17)	Certificate of judicial dissolution	No Fee	No Fee
(18)	Application for certificate of authority	\$75	\$125
(19)	Application for amended certificate of authority	\$20	\$30
(20)	Application for certificate of withdrawal	\$20	\$30
(21)	Certificate of revocation of authority to transact business	No Fee	No Fee
(22)	Biennial report	\$20	\$50
(23)	Articles of correction	\$20	\$30
(24)	Application for certificate of existence or authorization	\$15	\$30
(25)	Any other document required or permitted to be filed by this article, including an application for any other certificates or certification certificate (except for any such other certificates that the secretary of state may determine to issue without additional fee in connection with particular filings) and a request for other facts of record under section 9(b)(7) of this chapter	\$20	\$30

The secretary of state shall prescribe the electronic means of filing documents to which the electronic filing fees set forth in this section apply.



(b) (c) This subsection applies before July 1, 2016. The fee set forth in subsection (a)(22) for filing a biennial report is:

- (1) fifteen dollars (\$15) per year, for a filing in writing; and
- (2) ten dollars (\$10) per year, for a filing by electronic means;

to be paid biennially.

(d) This subsection applies after June 30, 2016. The fee set forth in subsection (b)(22) for filing a biennial report is:

- (1) twenty-five dollars (\$25) per year, for a filing in writing; and**
- (2) ten dollars (\$10) per year, for a filing by electronic means;**

to be paid biennially.

(e) The secretary of state shall collect a fee of ten dollars (\$10) each time process is served on the secretary of state under this article. If the party to a proceeding causing service of process prevails in the proceeding, then that party is entitled to recover this fee as costs from the nonprevailing party.

(f) The secretary of state shall collect the following fees for copying and certifying the copy of any filed document relating to a domestic or foreign corporation:

- (1) Per page for copying \$ 1
- (2) For a certification stamp \$15

The fees under this subsection do not apply to any copies or certifications that are processed on the secretary of state's Internet web site.

SECTION 245. IC 23-1-18-3, AS AMENDED BY SEA 487-2015, SECTION 4, AND BY HEA 1015-2015, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2016]:

Sec. 3. (a) **This subsection applies before July 1, 2016.** The secretary of state shall collect the following fees when the documents described in this subsection are delivered to the secretary of state for filing:

Document	Electronic Filing Fee	Fee (Other than electronic filing)
(1) Articles of incorporation	\$75	\$90
(2) Application for use of indistinguishable name	\$10	\$20
(3) Application for reserved name	\$10	\$20
(4) Application for renewal of reservation	\$10	\$20
(5) Notice of transfer of reserved name	\$10	\$20
(6) Corporation's statement of change of registered agent or registered office or both	No Fee	No Fee
(7) Agent's statement of change of registered office for each affected corporation	No Fee	No Fee
(8) Agent's statement of resignation	No Fee	No Fee



(9)	Amendment of articles of incorporation	\$20	\$30
(10)	Restatement of articles of incorporation	\$20	\$30
	with amendment of articles	\$20	\$30
(11)	Articles of merger or share exchange	\$75	\$90
(12)	Articles of dissolution	\$20	\$30
(13)	Articles of revocation of dissolution	\$20	\$30
(14)	Certificate of administrative dissolution	No Fee	No Fee
(15)	Application for reinstatement following administrative dissolution	\$20	\$30
(16)	Certificate of reinstatement	No Fee	No Fee
(17)	Certificate of judicial dissolution	No Fee	No Fee
(18)	Application for certificate of authority	\$75	\$90
(19)	Application for amended certificate of authority	\$20	\$30
(20)	Application for certificate of withdrawal	\$20	\$30
(21)	Certificate of revocation of authority to transact business	No Fee	No Fee
(22)	Biennial report	\$20	\$30
(23)	Articles of correction	\$20	\$30
(24)	Application for certificate of existence or authorization	\$15	\$15
(25)	Annual benefit report	\$10	\$15
(26)	Any other document required or permitted to be filed by this article, including an application for any other certificates or certification certificate (except for any such other certificates that the secretary of state may determine to issue without additional fee in connection with particular filings) and a request for		

HEA 1001 — CC 2



other facts of record under
 section ~~9(b)(6)~~ 9(b)(7) of this
 chapter

\$20 \$30

The secretary of state shall prescribe the electronic means of filing documents to which the electronic filing fees set forth in this section apply.

(b) This subsection applies after June 30, 2016. The secretary of state shall collect the following fees when the documents described in this subsection are delivered to the secretary of state for filing:

	Document	Electronic Filing Fee	Fee (Other than electronic filing)
(1)	Articles of incorporation	\$75	\$100
(2)	Application for use of indistinguishable name	\$10	\$20
(3)	Application for reserved name	\$10	\$20
(4)	Application for renewal of reservation	\$10	\$20
(5)	Notice of transfer of reserved name	\$10	\$20
(6)	Corporation's statement of change of registered agent or registered office or both	No Fee	No Fee
(7)	Agent's statement of change of registered office for each affected corporation	No Fee	No Fee
(8)	Agent's statement of resignation	No Fee	No Fee
(9)	Amendment of articles of incorporation	\$20	\$30
(10)	Restatement of articles of incorporation with amendment of articles	\$20	\$30
(11)	Articles of merger or share exchange	\$75	\$90
(12)	Articles of dissolution	\$20	\$30
(13)	Articles of revocation of dissolution	\$20	\$30
(14)	Certificate of administrative dissolution	No Fee	No Fee
(15)	Application for reinstatement following administrative		



	dissolution	\$20	\$30
(16)	Certificate of reinstatement	No Fee	No Fee
(17)	Certificate of judicial dissolution	No Fee	No Fee
(18)	Application for certificate of authority	\$75	\$125
(19)	Application for amended certificate of authority	\$20	\$30
(20)	Application for certificate of withdrawal	\$20	\$30
(21)	Certificate of revocation of authority to transact business	No Fee	No Fee
(22)	Biennial report	\$20	\$50
(23)	Articles of correction	\$20	\$30
(24)	Application for certificate of existence or authorization	\$15	\$30
(25)	Annual benefit report	\$10	\$15
(26)	Any other document required or permitted to be filed by this article, including an application for any other certificates or certification certificate (except for any such other certificates that the secretary of state may determine to issue without additional fee in connection with particular filings) and a request for other facts of record under section 9(b)(7) of this chapter	\$20	\$30

The secretary of state shall prescribe the electronic means of filing documents to which the electronic filing fees set forth in this section apply.

(b) (c) This subsection applies before July 1, 2016. The fee set forth in subsection (a)(22) for filing a biennial report is:

- (1) fifteen dollars (\$15) per year, for a filing in writing; and
- (2) ten dollars (\$10) per year, for a filing by electronic means;

to be paid biennially.

(d) This subsection applies after June 30, 2016. The fee set forth in subsection (b)(22) for filing a biennial report is:

- (1) twenty-five dollars (\$25) per year, for a filing in writing; and
- (2) ten dollars (\$10) per year, for a filing by electronic means;

to be paid biennially.



(e) The secretary of state shall collect a fee of ten dollars (\$10) each time process is served on the secretary of state under this article. If the party to a proceeding causing service of process prevails in the proceeding, then that party is entitled to recover this fee as costs from the nonprevailing party.

(f) The secretary of state shall collect the following fees for copying and certifying the copy of any filed document relating to a domestic or foreign corporation:

- (1) Per page for copying \$ 1
- (2) For a certification stamp \$15

The fees under this subsection do not apply to any copies or certifications that are processed on the secretary of state's Internet web site.

SECTION 246. IC 23-4-1-45, AS AMENDED BY P.L.40-2013, SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 45. (a) To qualify as a limited liability partnership, a partnership under this chapter must do the following:

(1) File a registration with the secretary of state in a form determined by the secretary of state that satisfies the following:

(A) Is signed by one (1) or more partners authorized to sign the registration. A signature on a document under this clause that is transmitted and filed electronically is sufficient if the person transmitting and filing the document:

- (i) has the intent to file the document as evidenced by a symbol executed or adopted by a party with present intention to authenticate the filing; and
- (ii) enters the filing party's name on the electronic form in a signature box or other place indicated by the secretary of state.

(B) States the name of the limited liability partnership, which must:

- (i) contain the words "Limited Liability Partnership" or the abbreviation "L.L.P." or "LLP" as the last words or letters of the name; and
- (ii) be distinguishable upon the records of the secretary of state from the name of a limited liability partnership or other business entity registered to transact business in Indiana.

(C) States the address of the partnership's principal office.

(D) States the name of the partnership's registered agent and the address of the partnership's registered office for service of process as required to be maintained by section 50 of this chapter.

(E) Contains a brief statement of the business in which the partnership engages.

(F) States any other matters that the partnership determines to include.

(G) States that the filing of the registration is evidence of the partnership's intention to act as a limited liability partnership.

(2) Except as provided in subdivision (3), file a ~~ninety dollar (\$90)~~ registration fee with the registration **in the amount of:**

- (A) ninety dollars (\$90), if the registration is filed before July 1, 2016; or**
- (B) one hundred dollars (\$100), if the registration is filed after June 30, 2016.**

(3) If the registration required under subdivision (1) is filed electronically, file a filing fee of seventy-five dollars (\$75).

(b) The secretary of state shall grant limited liability partnership status to any partnership that submits a completed registration with the required fee.

(c) Registration is effective and a partnership becomes a limited liability partnership on the date a registration is filed with the secretary of state or at any later date or time specified in the registration. The



registration remains effective until it is voluntarily withdrawn by filing with the secretary of state a written withdrawal notice under section 45.2 of this chapter.

(d) The status of a partnership as a limited liability partnership and the liability of a partner of a limited liability partnership is not adversely affected by errors or subsequent changes in the information stated in a registration under subsection (a).

(e) A registration on file with the secretary of state is notice that the partnership is a limited liability partnership and is notice of all other facts set forth in the registration.

SECTION 247. IC 23-4-1-49, AS AMENDED BY P.L.60-2007, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 49. (a) Before transacting business in this state, a foreign limited liability partnership shall do the following:

(1) Comply with any statutory or administrative registration or filing requirements governing the specific type of business in which the partnership is engaged.

(2) File a registration with the secretary of state in a form determined by the secretary of state that satisfies the following:

(A) Is signed at least by one (1) partner authorized to sign the registration. A signature of an authorized partner on a document under this clause that is transmitted and filed electronically is sufficient if the authorized partner transmitting and filing the document:

(i) has the intent to file the document as evidenced by a symbol executed or adopted by a party with present intention to authenticate the filing; and

(ii) enters the filing party's name on the electronic form in a signature box or other place indicated by the secretary of state.

(B) States the name of the limited liability partnership which must contain the words "Limited Liability Partnership" or the abbreviation "L.L.P." or "LLP" or other similar words or abbreviations as may be required or authorized by the laws of the jurisdiction where the partnership is registered as the last words or letters of the name.

(C) States the jurisdiction in which the partnership is registered as a limited liability partnership.

(D) States the address of the partnership's principal office.

(E) States the name of the partnership's registered agent and the address of the partnership's registered office for service of process as required to be maintained by section 50 of this chapter.

(F) Contains a brief statement of the business in which the partnership engages.

(G) States any other matters that the partnership determines to include.

(H) States that the filing of the registration is evidence of the partnership's intention to act as a limited liability partnership.

(3) Except as provided in subdivision (4), file a ~~ninety dollar (\$90)~~ registration fee with the registration **in the amount of:**

(A) ninety dollars (\$90), if the registration is filed before July 1, 2016; or

(B) one hundred twenty-five dollars (\$125), if the registration is filed after June 30, 2016.

(4) If the registration required under subdivision (2) is filed electronically, file a filing fee of seventy-five dollars (\$75).

(b) The secretary of state shall permit a foreign limited liability partnership that:

(1) submits a completed registration;

(2) submits the fees required under subsection (a); and

(3) otherwise complies with this chapter;



to transact business in the state. A registration remains effective until the registration is voluntarily withdrawn under section 45.2 of this chapter.

(c) The internal affairs of foreign limited liability partnerships, including the liability of partners for debts, obligations, and liabilities of or chargeable to the partnership or a partner or partners, are subject to and governed by the laws of the jurisdiction in which the foreign limited liability partnership is registered.

SECTION 248. IC 23-16-12-4, AS AMENDED BY SEA 487-2015, SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 4. (a) **This subsection applies before July 1, 2016.** The secretary of state shall collect the following fees when the documents described in this section are delivered by a domestic or foreign limited partnership to the secretary of state for filing:

Document	Electronic Filing Fee	Filing Fee (Other than electronic filing)
(1) Application for reservation of name	\$10	\$20
(2) Application for use of indistinguishable name	\$10	\$20
(3) Application for renewal of reservation	\$10	\$20
(4) Notice of transfer of reserved name	\$10	\$20
(5) Certificate of change of registered agent's business address	No fee	No fee
(6) Certificate of resignation of agent	No fee	No fee
(7) Certificate of limited partnership	\$75	\$90
(8) Certificate of amendment	\$20	\$30
(9) Certificate of cancellation	\$75	\$90
(10) Restated certificate of limited partnership or registration	\$20	\$30
(11) Restated certificate of limited partnership or registration with amendments	\$20	\$30
(12) Application for registration	\$75	\$90
(13) Certificate of change of application	\$20	\$30
(14) Certificate of cancellation of registration	\$20	\$30
(15) Certificate of change of registered agent	No fee	No fee
(16) Application for certificate of existence or authorization	\$15	\$15
(17) Any other document required or		



permitted to be filed under this article, including an application for any other certificates or certification certificate (except for any such other certificates that the secretary of state may determine to issue without additional fee in connection with particular filings)

\$20 \$30

The secretary of state shall prescribe the electronic means of filing documents to which the electronic filing fees set forth in this section apply.

(b) This subsection applies after June 30, 2016. The secretary of state shall collect the following fees when the documents described in this section are delivered by a domestic or foreign limited partnership to the secretary of state for filing:

Document	Electronic Filing Fee	Filing Fee (Other than electronic filing)
(1) Application for reservation of name	\$10	\$20
(2) Application for use of indistinguishable name	\$10	\$20
(3) Application for renewal of reservation	\$10	\$20
(4) Notice of transfer of reserved name	\$10	\$20
(5) Certificate of change of registered agent's business address	No fee	No fee
(6) Certificate of resignation of agent	No fee	No fee
(7) Certificate of limited partnership	\$75	\$100
(8) Certificate of amendment	\$20	\$30
(9) Certificate of cancellation	\$75	\$90
(10) Restated certificate of limited partnership or registration	\$20	\$30
(11) Restated certificate of limited partnership or registration with amendments	\$20	\$30
(12) Application for registration	\$75	\$125
(13) Certificate of change of application	\$20	\$30
(14) Certificate of cancellation of registration	\$20	\$30
(15) Certificate of change of registered agent	No fee	No fee



- | | | | |
|------|---|-------------|-------------|
| (16) | Application for certificate of existence or authorization | \$15 | \$30 |
| (17) | Any other document required or permitted to be filed under this article, including an application for any other certificates or certification certificate (except for any such other certificates that the secretary of state may determine to issue without additional fee in connection with particular filings) | \$20 | \$30 |

The secretary of state shall prescribe the electronic means of filing documents to which the electronic filing fees set forth in this section apply.

(b) (c) The secretary of state shall collect a fee of ten dollars (\$10) each time process is served on the secretary of state under this article. If the party to a proceeding causing service of process prevails in the proceeding, then that party is entitled to recover this fee as costs from the nonprevailing party.

(c) (d) The secretary of state shall collect the following fees for copying and certifying the copy of any filed document relating to a domestic or foreign limited partnership:

- | | |
|-------------------------------|------|
| (1) Per page for copying | \$ 1 |
| (2) For a certification stamp | \$15 |

The fees under this subsection do not apply to any copies or certifications that are processed on the secretary of state's Internet web site.

SECTION 249. IC 23-17-29-3, AS AMENDED BY SEA 487-2015, SECTION 66, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) **This subsection applies before July 1, 2016.** The secretary of state shall collect the following fees when the following documents are delivered for filing:

Document	Electronic Filing Fee	Filing Fee (Other than electronic filing)
(1) Articles of Incorporation	\$20	\$30
(2) Application for use of indistinguishable name	\$10	\$20
(3) Application for reserved name	\$10	\$20
(4) Notice of transfer of reserved name	\$10	\$20
(5) Application for renewal of reservation	\$10	\$20
(6) Corporation's statement of change of registered agent or registered office or both	no fee	no fee
(7) Agent's statement of change of registered office for each		



	affected corporation	no fee	no fee
(8)	Agent's statement of resignation	no fee	no fee
(9)	Amendment of articles of incorporation	\$20	\$30
(10)	Restatement of articles of incorporation with amendments	\$20	\$30
(11)	Articles of merger	\$20	\$30
(12)	Articles of dissolution	\$20	\$30
(13)	Articles of revocation of dissolution	\$20	\$30
(14)	Certificate of administrative dissolution	no fee	no fee
(15)	Application for reinstatement following administrative dissolution	\$20	\$30
(16)	Certificate of reinstatement	no fee	no fee
(17)	Certificate of judicial dissolution	no fee	no fee
(18)	Application for certificate of authority	\$20	\$30
(19)	Application for amended certificate of authority	\$20	\$30
(20)	Application for certificate of withdrawal	\$20	\$30
(21)	Certificate of revocation of authority to transact business	no fee	no fee
(22)	Annual report (until July 1, 2016)	\$5	\$10
(23)	Biennial report (after June 30, 2016)	\$10	\$20
(24) (23)	Certificate of existence	\$15	\$15
(25) (24)	Any other document required or permitted to be filed by this article	\$20	\$30

The secretary of state shall prescribe the electronic means of filing documents to which the electronic filing fees set forth in this section apply.

(b) This subsection applies after June 30, 2016. The secretary of state shall collect the following fees when the following documents are delivered for filing:

Document	Electronic Filing Fee	Filing Fee (Other than electronic filing)
----------	-----------------------	---



(1)	Articles of incorporation	\$20	\$50
(2)	Application for use of indistinguishable name	\$10	\$20
(3)	Application for reserved name	\$10	\$20
(4)	Notice of transfer of reserved name	\$10	\$20
(5)	Application for renewal of reservation	\$10	\$20
(6)	Corporation's statement of change of registered agent or registered office or both	No fee	No fee
(7)	Agent's statement of change of registered office for each affected corporation	No fee	No fee
(8)	Agent's statement of resignation	No fee	No fee
(9)	Amendment of articles of incorporation	\$20	\$30
(10)	Restatement of articles of incorporation with amendments	\$20	\$30
(11)	Articles of merger	\$20	\$30
(12)	Articles of dissolution	\$20	\$30
(13)	Articles of revocation of dissolution	\$20	\$30
(14)	Certificate of administrative dissolution	No fee	No fee
(15)	Application for reinstatement following administrative dissolution	\$20	\$30
(16)	Certificate of reinstatement	No fee	No fee
(17)	Certificate of judicial dissolution	No fee	No fee
(18)	Application for certificate of authority	\$20	\$75
(19)	Application for amended certificate of authority	\$20	\$30
(20)	Application for certificate of withdrawal	\$20	\$30
(21)	Certificate of revocation of authority to transact business	No fee	No fee
(22)	Annual report	\$5	\$10
(23)	Certificate of existence	\$15	\$30
(24)	Biennial report	\$10	\$20
(25)	Any other document required or permitted to be		



filed by this article \$20 \$30

The secretary of state shall prescribe the electronic means of filing documents to which the electronic filing fees set forth in this section apply.

(b) (c) The secretary of state shall collect a fee of ten dollars (\$10) upon being served with process under this article. The party to a proceeding causing service of process may recover the fee paid the secretary of state as costs if the party prevails in the proceeding.

(c) (d) The secretary of state shall collect the following fees for copying and certifying the copy of any filed document relating to a domestic or foreign corporation:

- (1) One dollar (\$1) a page for copying.
- (2) Fifteen dollars (\$15) for the certification stamp.

The fees under this subsection do not apply to any copies or certifications that are processed on the secretary of state's Internet web site.

SECTION 250. IC 23-18-12-3, AS AMENDED BY SEA 487-2015, SECTION 76, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) **This subsection applies before July 1, 2016.** The secretary of state shall collect the following fees when the documents described in this section are delivered for filing:

Document	Electronic Filing Fee	Filing Fee (Other than electronic filing)
(1) Articles of organization	\$75	\$90
(2) Application for use of indistinguishable name	\$10	\$20
(3) Application for reservation of name	\$10	\$20
(4) Application for renewal of reservation	\$10	\$20
(5) Notice of transfer or cancellation of reservation	\$10	\$20
(6) Certificate of change of registered agent's business address	No Fee	No Fee
(7) Certificate of resignation of agent	No Fee	No Fee
(8) Articles of amendment	\$20	\$30
(9) Restatement of articles of organization	\$20	\$30
(10) Articles of dissolution	\$20	\$30
(11) Application for certificate of authority	\$75	\$90
(12) Application for amended certificate of authority	\$20	\$30
(13) Application for certificate of withdrawal	\$20	\$30



(14) Application for reinstatement following administrative dissolution	\$20	\$30
(15) Articles of correction	\$20	\$30
(16) Certificate of change of registered agent	No Fee	No Fee
(17) Application for certificate of existence or authorization	\$15	\$15
(18) Biennial report	\$20	\$30
(19) Articles of merger involving a domestic limited liability company	\$75	\$90
(20) Any other document required or permitted to be filed under this article	\$20	\$30
(21) Registration of intent to sell sexually explicit materials, products, or services		\$250

The secretary of state shall prescribe the electronic means of filing documents to which the electronic filing fees set forth in this section apply.

(b) This subsection applies after June 30, 2016. The secretary of state shall collect the following fees when the documents described in this section are delivered for filing:

Document	Electronic Filing Fee	Filing Fee (Other than electronic filing)
(1) Articles of organization	\$75	\$100
(2) Application for use of indistinguishable name	\$10	\$20
(3) Application for reservation of name	\$10	\$20
(4) Application for renewal of reservation	\$10	\$20
(5) Notice of transfer or cancellation of reservation	\$10	\$20
(6) Certificate of change of registered agent's business address	No Fee	No Fee
(7) Certificate of resignation of agent	No Fee	No Fee
(8) Articles of amendment	\$20	\$30
(9) Restatement of articles of organization	\$20	\$30
(10) Articles of dissolution	\$20	\$30

HEA 1001 — CC 2



(11)	Application for certificate of authority	\$75	\$125
(12)	Application for amended certificate of authority	\$20	\$30
(13)	Application for certificate of withdrawal	\$20	\$30
(14)	Application for reinstatement following administrative dissolution	\$20	\$30
(15)	Articles of correction	\$20	\$30
(16)	Certificate of change of registered agent	No Fee	No Fee
(17)	Application for certificate of existence or authorization	\$15	\$30
(18)	Biennial report	\$20	\$50
(19)	Articles of merger involving a domestic limited liability company	\$75	\$90
(20)	Any other document required or permitted to be filed under this article	\$20	\$30
(21)	Registration of intent to sell sexually explicit materials, products, or services		\$250

The secretary of state shall prescribe the electronic means of filing documents to which the electronic filing fees set forth in this section apply.

~~(b)~~ (c) This subsection applies before July 1, 2016. The fee set forth in subsection (a)(18) for filing a biennial report is:

- (1) for an electronic filing, ten dollars (\$10) per year; or
- (2) for a filing other than an electronic filing, fifteen dollars (\$15) per year;

to be paid biennially.

(d) This subsection applies after June 30, 2016. The fee set forth in subsection (b)(18) for filing a biennial report is:

- (1) for an electronic filing, ten dollars (\$10) per year; or
- (2) for a filing other than an electronic filing, twenty-five dollars (\$25) per year;

to be paid biennially.

~~(e)~~ (e) The secretary of state shall collect a fee of \$10 each time process is served on the secretary of state under this article. If the party to a proceeding causing service of process prevails in the proceeding, that party is entitled to recover this fee as costs from the nonprevailing party.

~~(f)~~ (f) The secretary of state shall collect the following fees for copying and certifying the copy of any filed documents relating to a domestic or foreign limited liability company:

- (1) One dollar (\$1) per page for copying.
- (2) Fifteen dollars (\$15) for certification stamp.



The fees under this subsection do not apply to any copies or certifications that are processed on the secretary of state's Internet web site.

SECTION 251. IC 24-3-2-2, AS AMENDED BY P.L.172-2011, SECTION 130, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. Unless the context in this chapter requires otherwise, the term:

(a) "Cigarette" shall mean and include any roll for smoking made wholly or in part of tobacco, irrespective of size or shape and irrespective of tobacco being flavored, adulterated, or mixed with any other ingredient, where such roll has a wrapper or cover made of paper or any other material; provided the definition in this paragraph shall not be construed to include cigars.

(b) "Person" or the term "company", used in this chapter interchangeably, means and includes any individual, assignee, receiver, commissioner, fiduciary, trustee, executor, administrator, institution, bank, consignee, firm, partnership, limited liability company, joint vendor, pool, syndicate, bureau, association, cooperative association, society, club, fraternity, sorority, lodge, corporation, municipal corporation, or other political subdivision of the state engaged in private or proprietary activities or business, estate, trust, or any other group or combination acting as a unit, and the plural as well as the singular number, unless the intention to give a more limited meaning is disclosed by the context.

(c) "Distributor" shall mean and include every person who sells, barter, exchanges, or distributes cigarettes in the state of Indiana to retail dealers for the purpose of resale, or who purchases for resale cigarettes from a manufacturer of cigarettes or from a wholesaler, jobber, or distributor outside the state of Indiana who is not a distributor holding a registration certificate issued under the provisions of IC 6-7-1.

(d) "Retailer" shall mean every person, other than a distributor, who purchases, sells, offers for sale, or distributes cigarettes to consumers or to any person for any purpose other than resale, irrespective of quantity or amount or the number of sales.

(e) "Sell at retail", "sale at retail", and "retail sales" shall mean and include any transfer of title to cigarettes for a valuable consideration made in the ordinary course of trade or usual conduct of the seller's business to the purchaser for consummation or use.

(f) "Sell at wholesale", "sale at wholesale", and "wholesale sales" shall mean and include any transfer of title to cigarettes for a valuable consideration made in the ordinary course of trade or usual conduct of a distributor's business.

(g) "Basic cost of cigarettes" shall mean the invoice cost of cigarettes to the retailer or distributor, as the case may be, or the replacement cost of cigarettes to the retailer or distributor, as the case may be, within thirty (30) days prior to the date of sale, in the quantity last purchased, whichever is the lower, less all trade discounts and customary discounts for cash, plus the cost at full face value of any stamps which may be required by IC 6-7-1, if not included by the manufacturer in his selling price to the distributor.

(h) "Department" shall mean the alcohol and tobacco commission or its duly authorized assistants and employees.

(i) "Cost to the retailer" shall mean the basic cost of cigarettes to the retailer, plus the cost of doing business by the retailer as evidenced by the standards and methods of accounting regularly employed by him in his allocation of overhead costs and expenses paid or incurred and must include without limitation labor (including salaries of executives and officers), rent, depreciation, selling costs, maintenance of equipment, delivery costs, all types of licenses, taxes, insurance, and advertising; however, any retailer who, in connection with the retailer's purchase, receives not only the discounts ordinarily allowed upon



purchases by a retailer, but also, in whole or in part, discounts ordinarily allowed on purchases by a distributor shall, in determining costs to the retailer pursuant to this section, add the cost to the distributor, as defined in paragraph (j), to the basic cost of cigarettes to said retailer as well as the cost of doing business by the retailer. In the absence of proof of a lesser or higher cost of doing business by the retailer making the sale, the cost of doing business by the retailer shall be presumed to be ~~ten percent (10%)~~ **twelve percent (12%)** of the basic cost of cigarettes to the retailer. In the absence of proof of a lesser or higher cost of doing business, the cost of doing business by the retailer, who in connection with the retailer's purchase receives not only the discounts ordinarily allowed upon purchases by a retailer, but also, in whole or in part, the discounts ordinarily allowed upon purchases by a distributor, shall be presumed to be ~~ten percent (10%)~~ **twelve percent (12%)** of the sum of the basic cost of cigarettes plus the cost of doing business by the distributor.

(j) "Cost to the distributor" shall mean the basic cost of cigarettes to the distributor, plus the cost of doing business by the distributor as evidenced by the standards and methods of accounting regularly employed by him in his allocation of overhead costs and expenses, paid or incurred, and must include without limitation labor costs (including salaries of executives and officers), rent, depreciation, selling costs, maintenance of equipment, delivery costs, all types of licenses, taxes, insurance, and advertising. In the absence of proof of a lesser or higher cost of doing business by the distributor making the sale, the cost of doing business by the wholesaler shall be presumed to be four percent (4%) of the basic cost of cigarettes to the distributor, plus cartage to the retail outlet, if performed or paid for by the distributor, which cartage cost, in the absence of proof of a lesser or higher cost, shall be deemed to be one-half of one percent (0.5%) of the basic cost of cigarettes to the distributor.

(k) "Registration certificate" refers to the registration certificate issued to cigarette distributors by the department of state revenue under IC 6-7-1-16.

SECTION 252. IC 27-8-10-5.1, AS AMENDED BY SEA 420-2015, SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 5.1. (a) A person is not eligible for an association policy if the person is eligible for any of the coverage described in subdivisions (1) and (2). A person other than a federally eligible individual may not apply for an association policy unless the person has applied for:

(1) Medicaid; and

(2) coverage under the:

(A) preexisting condition insurance plan program established by the Secretary of Health and Human Services under Section 1101 of Title I of the federal Patient Protection and Affordable Care Act (P.L. 111-148); and

(B) **healthy** Indiana ~~check-up~~ plan under IC 12-15-44.2;

not more than sixty (60) days before applying for the association policy.

(b) Except as provided in subsection (c), a person is not eligible for an association policy if, at the effective date of coverage, the person has or is eligible for coverage under any insurance plan that equals or exceeds the minimum requirements for accident and sickness insurance policies issued in Indiana as set forth in IC 27. However, an offer of coverage described in IC 27-8-5-2.5(e) (expired July 1, 2007, and removed), IC 27-8-5-2.7, IC 27-8-5-19.2(e) (expired July 1, 2007, and repealed), or IC 27-8-5-19.3 does not affect an individual's eligibility for an association policy under this subsection. Coverage under any association policy is in excess of, and may not duplicate, coverage under any other form of health insurance.



(c) Except as provided in IC 27-13-16-4 and subsection (a), a person is eligible for an association policy upon a showing that:

- (1) the person has been rejected by one (1) carrier for coverage under any insurance plan that equals or exceeds the minimum requirements for accident and sickness insurance policies issued in Indiana, as set forth in IC 27, without material underwriting restrictions;
- (2) an insurer has refused to issue insurance except at a rate exceeding the association plan rate; or
- (3) the person is a federally eligible individual.

For the purposes of this subsection, eligibility for Medicare coverage does not disqualify a person who is less than sixty-five (65) years of age from eligibility for an association policy.

(d) Coverage under an association policy terminates as follows:

- (1) On the first date on which an insured is no longer a resident of Indiana.
- (2) On the date on which an insured requests cancellation of the association policy.
- (3) On the date of the death of an insured.
- (4) At the end of the policy period for which the premium has been paid.
- (5) On the first date on which the insured no longer meets the eligibility requirements under this section.

(e) An association policy must provide that coverage of a dependent unmarried child terminates when the child becomes nineteen (19) years of age (or twenty-five (25) years of age if the child is enrolled full time in an accredited educational institution). The policy must also provide in substance that attainment of the limiting age does not operate to terminate a dependent unmarried child's coverage while the dependent is and continues to be both:

- (1) incapable of self-sustaining employment by reason of a mental, intellectual, or physical disability; and
- (2) chiefly dependent upon the person in whose name the contract is issued for support and maintenance.

However, proof of such incapacity and dependency must be furnished to the carrier within one hundred twenty (120) days of the child's attainment of the limiting age, and subsequently as may be required by the carrier, but not more frequently than annually after the two (2) year period following the child's attainment of the limiting age.

(f) An association policy that provides coverage for a family member of the person in whose name the contract is issued must, as to the family member's coverage, also provide that the health insurance benefits applicable for children are payable with respect to a newly born child of the person in whose name the contract is issued from the moment of birth. The coverage for newly born children must consist of coverage of injury or illness, including the necessary care and treatment of medically diagnosed congenital defects and birth abnormalities. If payment of a specific premium is required to provide coverage for the child, the contract may require that notification of the birth of a child and payment of the required premium must be furnished to the carrier within thirty-one (31) days after the date of birth in order to have the coverage continued beyond the thirty-one (31) day period.

(g) Except as provided in subsection (h), an association policy may contain provisions under which coverage is excluded during a period of three (3) months following the effective date of coverage as to a given covered individual for preexisting conditions, as long as medical advice or treatment was recommended or received within a period of three (3) months before the effective date of coverage. This



subsection may not be construed to prohibit preexisting condition provisions in an insurance policy that are more favorable to the insured.

(h) If a person applies for an association policy within six (6) months after termination of the person's coverage under a health insurance arrangement and the person meets the eligibility requirements of subsection (c), then an association policy may not contain provisions under which:

- (1) coverage as to a given individual is delayed to a date after the effective date or excluded from the policy; or
- (2) coverage as to a given condition is denied;

on the basis of a preexisting health condition. This subsection may not be construed to prohibit preexisting condition provisions in an insurance policy that are more favorable to the insured.

(i) For purposes of this section, coverage under a health insurance arrangement includes, but is not limited to, coverage pursuant to the Consolidated Omnibus Budget Reconciliation Act of 1985.

SECTION 253. IC 27-8-10.1-3, AS AMENDED BY P.L.3-2008, SECTION 214, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 3. As used in this chapter, "plan" refers to the **healthy** Indiana ~~check-up~~ plan established by IC 12-15-44.2-3.

SECTION 254. IC 27-19-2-15, AS ADDED BY P.L.278-2013, SECTION 27, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE FEBRUARY 1, 2015 (RETROACTIVE)]: Sec. 15. (a) "Public health insurance program" refers to health coverage provided under a state or federal government program.

(b) The term includes the following:

- (1) Medicaid (42 U.S.C. 1396 et seq.).
- (2) The **healthy** Indiana ~~check-up~~ plan established by IC 12-15-44.2-3.
- (3) The children's health insurance program established under IC 12-17.6.

SECTION 255. IC 33-23-16-12, AS ADDED BY P.L.108-2010, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 12. (a) A problem solving court and accompanying services of the problem solving court are available only to individuals over whom the court that established the problem solving court has jurisdiction.

(b) A problem solving court with criminal jurisdiction that does not have felony jurisdiction may assume jurisdiction over an individual convicted of a felony from another court within the county if the problem solving court returns the case to the referring court for additional proceedings when:

- (1) the individual has successfully completed the problem solving court's program; or
- (2) the individual's participation in the problem solving court program is terminated by the problem solving court.

(c) In accordance with the rules adopted by the board, a problem solving court that is a veteran's court may assume jurisdiction over a veteran who:

- (1) meets all the eligibility requirements in section 13 of this chapter; and**
- (2) is referred to the problem solving court by a court in another jurisdiction.**

~~(c)~~ **(d)** The board shall adopt rules prescribing minimum eligibility criteria for an individual to participate in a problem solving court program.

SECTION 256. IC 33-37-5-2, AS AMENDED BY P.L.128-2012, SECTION 180, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 2. (a) Each clerk shall establish a clerk's record perpetuation fund. The clerk shall deposit all the following in the fund:



- (1) Revenue received by the clerk for transmitting documents by facsimile machine to a person under IC 5-14-3.
 - (2) Document storage fees required under section 20 of this chapter.
 - (3) The late payment fees imposed under section 22 of this chapter that are authorized for deposit in the clerk's record perpetuation fund under IC 33-37-7-2.
 - (4) The fees required under IC 29-1-7-3.1 for deposit of a will.
 - (5) ~~Automated record keeping fees deposited in the fund under IC 33-37-7-2(m).~~
- (b) The clerk may use any money in the fund for the following purposes:
- (1) The preservation of records.
 - (2) The improvement of record keeping systems and equipment.
 - (3) Case management system.

SECTION 257. IC 33-37-5-20 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 20. (a) This section applies to all civil, criminal, infraction, and ordinance violation actions.

(b) The clerk shall collect a document storage fee of:

- (1) **five dollars (\$5), after June 30, 2015, and before July 1, 2017; and**
- (2) **two dollars (\$2), after June 30, 2017.**

(c) This subsection applies to a document storage fee collected after June 30, 2015, and before July 1, 2017. For a county not operating under the state's automated judicial system, three dollars (\$3) of the document storage fee may be used for purposes of the county's case management system.

SECTION 258. IC 33-37-5-21, AS AMENDED BY P.L.284-2013, SECTION 5, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 21. (a) This section applies to all civil, criminal, infraction, and ordinance violation actions.

(b) The clerk shall collect an automated record keeping fee of:

- (1) ~~seven~~ **nineteen** dollars (~~\$7~~) (**\$19**) after June 30, ~~2013~~, **2015**, and before July 1, ~~2015~~, **2017**, in all actions except actions described in subdivision (2);
- (2) five dollars (\$5) after June 30, ~~2013~~, **2015**, and before July 1, ~~2015~~, **2017**, with respect to actions resulting in the accused person entering into a:
 - (A) pretrial diversion program agreement under IC 33-39-1-8; or
 - (B) deferral program agreement under IC 34-28-5-1; and
- (3) five dollars (\$5) after June 30, ~~2015~~, **2017**.

SECTION 259. IC 33-37-7-2, AS AMENDED BY SEA 415-2015, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) The clerk of a circuit court shall distribute semiannually to the auditor of state as the state share for deposit in the homeowner protection unit account established by IC 4-6-12-9 one hundred percent (100%) of the automated record keeping fees collected under IC 33-37-5-21 with respect to actions resulting in the accused person entering into a pretrial diversion program agreement under IC 33-39-1-8 or a deferral program agreement under IC 34-28-5-1 and for deposit in the state general fund seventy percent (70%) of the amount of fees collected under the following:

- (1) IC 33-37-4-1(a) (criminal costs fees).
- (2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).
- (3) IC 33-37-4-3(a) (juvenile costs fees).
- (4) IC 33-37-4-4(a) (civil costs fees).
- (5) IC 33-37-4-6(a)(1)(A) (small claims costs fees).



(6) IC 33-37-4-7(a) (probate costs fees).

(7) IC 33-37-5-17 (deferred prosecution fees).

(b) The clerk of a circuit court shall distribute semiannually to the auditor of state for deposit in the state user fee fund established in IC 33-37-9-2 the following:

(1) Twenty-five percent (25%) of the drug abuse, prosecution, interdiction, and correction fees collected under IC 33-37-4-1(b)(5).

(2) Twenty-five percent (25%) of the alcohol and drug countermeasures fees collected under IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

(3) One hundred percent (100%) of the child abuse prevention fees collected under IC 33-37-4-1(b)(7).

(4) One hundred percent (100%) of the domestic violence prevention and treatment fees collected under IC 33-37-4-1(b)(8).

(5) One hundred percent (100%) of the highway work zone fees collected under IC 33-37-4-1(b)(9) and IC 33-37-4-2(b)(5).

(6) One hundred percent (100%) of the safe schools fee collected under IC 33-37-5-18.

(7) The following:

(A) For a county operating under the state's automated judicial system; One hundred percent (100%) of the automated record keeping fee **collected under** IC 33-37-5-21 not distributed under subsection (a).

(B) This clause applies before July 1, 2013; and after June 30, 2015. For a county not operating under the state's automated judicial system; eighty percent (80%) of the automated record keeping fee (IC 33-37-5-21) not distributed under subsection (a):

(C) This clause applies after June 30, 2013; and before July 1, 2015. For a county not operating under the state's automated judicial system; five dollars (\$5) of the automated record keeping fee (IC 33-37-5-21) not distributed under subsection (a):

(c) The clerk of a circuit court shall distribute monthly to the county auditor the following:

(1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and correction fees collected under IC 33-37-4-1(b)(5).

(2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug free community fund established under IC 5-2-11.

(d) The clerk of a circuit court shall distribute monthly to the county auditor one hundred percent (100%) of the late payment fees collected under IC 33-37-5-22. The county auditor shall deposit fees distributed by a clerk under this subsection as follows:

(1) If directed to do so by an ordinance adopted by the county fiscal body, the county auditor shall deposit forty percent (40%) of the fees in the clerk's record perpetuation fund established under IC 33-37-5-2 and sixty percent (60%) of the fees in the county general fund.

(2) If the county fiscal body has not adopted an ordinance described in subdivision (1), the county auditor shall deposit all the fees in the county general fund.

(e) The clerk of the circuit court shall distribute semiannually to the auditor of state for deposit in the sexual assault victims assistance account established by IC 5-2-6-23(h) one hundred percent (100%) of the sexual assault victims assistance fees collected under IC 33-37-5-23.



- (f) The clerk of a circuit court shall distribute monthly to the county auditor the following:
- (1) One hundred percent (100%) of the support and maintenance fees for cases designated as non-Title IV-D child support cases in the Indiana support enforcement tracking system (ISETS) or the successor statewide automated support enforcement system collected under IC 33-37-5-6.
 - (2) The percentage share of the support and maintenance fees for cases designated as Title IV-D child support cases in ISETS or the successor statewide automated support enforcement system collected under IC 33-37-5-6 that is reimbursable to the county at the federal financial participation rate.

The county clerk shall distribute monthly to the department of child services the percentage share of the support and maintenance fees for cases designated as Title IV-D child support cases in ISETS, or the successor statewide automated support enforcement system, collected under IC 33-37-5-6 that is not reimbursable to the county at the applicable federal financial participation rate.

- (g) The clerk of a circuit court shall distribute monthly to the county auditor the following:
- (1) One hundred percent (100%) of the small claims service fee under IC 33-37-4-6(a)(1)(B) or IC 33-37-4-6(a)(2) for deposit in the county general fund.
 - (2) One hundred percent (100%) of the small claims garnishee service fee under IC 33-37-4-6(a)(1)(C) or IC 33-37-4-6(a)(3) for deposit in the county general fund.

(h) This subsection does not apply to court administration fees collected in small claims actions filed in a court described in IC 33-34. The clerk of a circuit court shall semiannually distribute to the auditor of state for deposit in the state general fund one hundred percent (100%) of the following:

- (1) The public defense administration fee collected under IC 33-37-5-21.2.
- (2) The judicial salaries fees collected under IC 33-37-5-26.
- (3) The DNA sample processing fees collected under IC 33-37-5-26.2.
- (4) The court administration fees collected under IC 33-37-5-27.

(i) The clerk of a circuit court shall semiannually distribute to the auditor of state for deposit in the judicial branch insurance adjustment account established by IC 33-38-5-8.2 one hundred percent (100%) of the judicial insurance adjustment fee collected under IC 33-37-5-25.

(j) The proceeds of the service fee collected under IC 33-37-5-28(b)(1) or IC 33-37-5-28(b)(2) shall be distributed as follows:

- (1) The clerk shall distribute one hundred percent (100%) of the service fees collected in a circuit, superior, county, or probate court to the county auditor for deposit in the county general fund.
- (2) The clerk shall distribute one hundred percent (100%) of the service fees collected in a city or town court to the city or town fiscal officer for deposit in the city or town general fund.

(k) The proceeds of the garnishee service fee collected under IC 33-37-5-28(b)(3) or IC 33-37-5-28(b)(4) shall be distributed as follows:

- (1) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected in a circuit, superior, county, or probate court to the county auditor for deposit in the county general fund.
- (2) The clerk shall distribute one hundred percent (100%) of the garnishee service fees collected in a city or town court to the city or town fiscal officer for deposit in the city or town general fund.

(l) The clerk of the circuit court shall distribute semiannually to the auditor of state for deposit in the home ownership education account established by IC 5-20-1-27 one hundred percent (100%) of the following:



(1) The mortgage foreclosure counseling and education fees collected under IC 33-37-5-33 (before its expiration on July 1, 2017).

(2) Any civil penalties imposed and collected by a court for a violation of a court order in a foreclosure action under IC 32-30-10.5.

~~(m) This subsection applies to a county that is not operating under the state's automated judicial system. The clerk of a circuit court shall distribute monthly to the county auditor the following part of the automated record keeping fee (IC 33-37-5-21) not distributed under subsection (a) for deposit in the clerk's record perpetuation fund:~~

~~(1) Twenty percent (20%), before July 1, 2013, and after June 30, 2015:~~

~~(2) Two dollars (\$2) of each fee collected, after June 30, 2013, and before July 1, 2015:~~

~~(m) (m)~~ The clerk of a circuit court shall distribute semiannually to the auditor of state one hundred percent (100%) of the pro bono legal services fees collected before July 1, 2017, under IC 33-37-5-31. The auditor of state shall transfer semiannually the pro bono legal services fees to the Indiana Bar Foundation (or a successor entity) as the entity designated to organize and administer the interest on lawyers trust accounts (IOLTA) program under Rule 1.15 of the Rules of Professional Conduct of the Indiana supreme court. The Indiana Bar Foundation shall:

(1) deposit in an appropriate account and otherwise manage the fees the Indiana Bar Foundation receives under this subsection in the same manner the Indiana Bar Foundation deposits and manages the net earnings the Indiana Bar Foundation receives from IOLTA accounts; and

(2) use the fees the Indiana Bar Foundation receives under this subsection to assist or establish approved pro bono legal services programs.

The handling and expenditure of the pro bono legal services fees received under this section by the Indiana Bar Foundation (or its successor entity) are subject to audit by the state board of accounts. The amounts necessary to make the transfers required by this subsection are appropriated from the state general fund.

SECTION 260. IC 33-37-7-8, AS AMENDED BY P.L.136-2012, SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. (a) The clerk of a city or town court shall distribute semiannually to the auditor of state as the state share for deposit in the homeowner protection unit account established by IC 4-6-12-9 one hundred percent (100%) of the automated record keeping fees collected under IC 33-37-5-21 with respect to actions resulting in the accused person entering into a pretrial diversion program agreement under IC 33-39-1-8 or a deferral program agreement under IC 34-28-5-1 and for deposit in the state general fund fifty-five percent (55%) of the amount of fees collected under the following:

(1) IC 33-37-4-1(a) (criminal costs fees).

(2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).

(3) IC 33-37-4-4(a) (civil costs fees).

(4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).

(5) IC 33-37-5-17 (deferred prosecution fees).

(b) The city or town fiscal officer shall distribute monthly to the county auditor as the county share twenty percent (20%) of the amount of fees collected under the following:

(1) IC 33-37-4-1(a) (criminal costs fees).

(2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).

(3) IC 33-37-4-4(a) (civil costs fees).



(4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).

(5) IC 33-37-5-17 (deferred prosecution fees).

(c) The city or town fiscal officer shall retain twenty-five percent (25%) as the city or town share of the fees collected under the following:

(1) IC 33-37-4-1(a) (criminal costs fees).

(2) IC 33-37-4-2(a) (infraction or ordinance violation costs fees).

(3) IC 33-37-4-4(a) (civil costs fees).

(4) IC 33-37-4-6(a)(1)(A) (small claims costs fees).

(5) IC 33-37-5-17 (deferred prosecution fees).

(d) The clerk of a city or town court shall distribute semiannually to the auditor of state for deposit in the state user fee fund established in IC 33-37-9 the following:

(1) Twenty-five percent (25%) of the drug abuse, prosecution, interdiction, and correction fees collected under IC 33-37-4-1(b)(5).

(2) Twenty-five percent (25%) of the alcohol and drug countermeasures fees collected under IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

(3) One hundred percent (100%) of the highway work zone fees collected under IC 33-37-4-1(b)(9) and IC 33-37-4-2(b)(5).

(4) One hundred percent (100%) of the safe schools fee collected under IC 33-37-5-18.

(5) One hundred percent (100%) of the automated record keeping fee **collected under** IC 33-37-5-21 not distributed under subsection (a).

(e) The clerk of a city or town court shall distribute monthly to the county auditor the following:

(1) Seventy-five percent (75%) of the drug abuse, prosecution, interdiction, and corrections fees collected under IC 33-37-4-1(b)(5).

(2) Seventy-five percent (75%) of the alcohol and drug countermeasures fees collected under IC 33-37-4-1(b)(6), IC 33-37-4-2(b)(4), and IC 33-37-4-3(b)(5).

The county auditor shall deposit fees distributed by a clerk under this subsection into the county drug free community fund established under IC 5-2-11.

(f) The clerk of a city or town court shall distribute monthly to the city or town fiscal officer (as defined in IC 36-1-2-7) one hundred percent (100%) of the following:

(1) The late payment fees collected under IC 33-37-5-22.

(2) The small claims service fee collected under IC 33-37-4-6(a)(1)(B) or IC 33-37-4-6(a)(2).

(3) The small claims garnishee service fee collected under IC 33-37-4-6(a)(1)(C) or IC 33-37-4-6(a)(3).

The city or town fiscal officer (as defined in IC 36-1-2-7) shall deposit fees distributed by a clerk under this subsection in the city or town general fund.

(g) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in the state general fund one hundred percent (100%) of the following:

(1) The public defense administration fee collected under IC 33-37-5-21.2.

(2) The DNA sample processing fees collected under IC 33-37-5-26.2.

(3) The court administration fees collected under IC 33-37-5-27.

(h) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in the judicial branch insurance adjustment account established by IC 33-38-5-8.2 one hundred percent (100%) of the judicial insurance adjustment fee collected under IC 33-37-5-25.



(i) The clerk of a city or town court shall semiannually distribute to the auditor of state for deposit in the state general fund seventy-five percent (75%) of the judicial salaries fee collected under IC 33-37-5-26. The city or town fiscal officer shall retain twenty-five percent (25%) of the judicial salaries fee collected under IC 33-37-5-26. The funds retained by the city or town shall be prioritized to fund city or town court operations.

(j) The clerk of a city or town court shall distribute semiannually to the auditor of state one hundred percent (100%) of the pro bono legal services fees collected before July 1, 2017, under IC 33-37-5-31. The auditor of state shall transfer semiannually the pro bono legal services fees to the Indiana Bar Foundation (or a successor entity) as the entity designated to organize and administer the interest on lawyers trust accounts (IOLTA) program under Rule 1.15 of the Rules of Professional Conduct of the Indiana supreme court. The Indiana Bar Foundation shall:

- (1) deposit in an appropriate account and otherwise manage the fees the Indiana Bar Foundation receives under this subsection in the same manner the Indiana Bar Foundation deposits and manages the net earnings the Indiana Bar Foundation receives from IOLTA accounts; and
- (2) use the fees the Indiana Bar Foundation receives under this subsection to assist or establish approved pro bono legal services programs.

The handling and expenditure of the pro bono legal services fees received under this section by the Indiana Bar Foundation (or its successor entity) are subject to audit by the state board of accounts. The amounts necessary to make the transfers required by this subsection are appropriated from the state general fund.

SECTION 261. IC 35-38-1-7.1, AS AMENDED BY P.L.156-2014, SECTION 11, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7.1. (a) In determining what sentence to impose for a crime, the court may consider the following aggravating circumstances:

- (1) The harm, injury, loss, or damage suffered by the victim of an offense was:
 - (A) significant; and
 - (B) greater than the elements necessary to prove the commission of the offense.
- (2) The person has a history of criminal or delinquent behavior.
- (3) The victim of the offense was less than twelve (12) years of age or at least sixty-five (65) years of age at the time the person committed the offense.
- (4) The person:
 - (A) committed a crime of violence (IC 35-50-1-2); and
 - (B) knowingly committed the offense in the presence or within hearing of an individual who:
 - (i) was less than eighteen (18) years of age at the time the person committed the offense; and
 - (ii) is not the victim of the offense.
- (5) The person violated a protective order issued against the person under IC 34-26-5 (or IC 31-1-11.5, IC 34-26-2, or IC 34-4-5.1 before their repeal), a workplace violence restraining order issued against the person under IC 34-26-6, or a no contact order issued against the person.
- (6) The person has recently violated the conditions of any probation, parole, pardon, community corrections placement, or pretrial release granted to the person.
- (7) The victim of the offense was:
 - (A) a person with a disability (as defined in IC 27-7-6-12), and the defendant knew or should have known that the victim was a person with a disability; or
 - (B) mentally or physically infirm.



- (8) The person was in a position having care, custody, or control of the victim of the offense.
- (9) The injury to or death of the victim of the offense was the result of shaken baby syndrome (as defined in IC 16-41-40-2).
- (10) The person threatened to harm the victim of the offense or a witness if the victim or witness told anyone about the offense.
- (11) The person:
 - (A) committed trafficking with an inmate under IC 35-44.1-3-5; and
 - (B) is an employee of the penal facility.
- (b) The court may consider the following factors as mitigating circumstances or as favoring suspending the sentence and imposing probation:
 - (1) The crime neither caused nor threatened serious harm to persons or property, or the person did not contemplate that it would do so.
 - (2) The crime was the result of circumstances unlikely to recur.
 - (3) The victim of the crime induced or facilitated the offense.
 - (4) There are substantial grounds tending to excuse or justify the crime, though failing to establish a defense.
 - (5) The person acted under strong provocation.
 - (6) The person has no history of delinquency or criminal activity, or the person has led a law-abiding life for a substantial period before commission of the crime.
 - (7) The person is likely to respond affirmatively to probation or short term imprisonment.
 - (8) The character and attitudes of the person indicate that the person is unlikely to commit another crime.
 - (9) The person has made or will make restitution to the victim of the crime for the injury, damage, or loss sustained.
 - (10) Imprisonment of the person will result in undue hardship to the person or the dependents of the person.
 - (11) The person was convicted of a crime involving the use of force against a person who had repeatedly inflicted physical or sexual abuse upon the convicted person and evidence shows that the convicted person suffered from the effects of battery as a result of the past course of conduct of the individual who is the victim of the crime for which the person was convicted.
 - (12) The person was convicted of a crime relating to a controlled substance and the person's arrest or prosecution was facilitated in part because the person:
 - (A) requested emergency medical assistance; or
 - (B) acted in concert with another person who requested emergency medical assistance; for an individual who reasonably appeared to be in need of medical assistance due to the use of alcohol or a controlled substance.
 - (13) The person has posttraumatic stress disorder, traumatic brain injury, or a postconcussive brain injury.**
- (c) The criteria listed in subsections (a) and (b) do not limit the matters that the court may consider in determining the sentence.
- (d) A court may impose any sentence that is:
 - (1) authorized by statute; and
 - (2) permissible under the Constitution of the State of Indiana;



regardless of the presence or absence of aggravating circumstances or mitigating circumstances.

(e) If a court suspends a sentence and orders probation for a person described in subsection (b)(13), the court may require the person to receive treatment for the person's injuries.

SECTION 262. IC 35-52-5-9.5 IS REPEALED [EFFECTIVE JULY 1, 2015]. ~~Sec. 9-5: IC 5-16-13-14 defines a crime concerning quarterly wage reports:~~

SECTION 263. IC 36-1-12-3, AS AMENDED BY HEA 1019-2015, SECTION 42, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 3. (a) The board may purchase or lease materials in the manner provided in IC 5-22 and perform any public work, by means of its own workforce, without awarding a contract whenever the cost of that public work project is estimated to be less than ~~three two~~ **two hundred fifty** thousand dollars ~~(\$300,000)~~. **(\$250,000)**. Before a board may perform any work under this section by means of its own workforce, the political subdivision or agency must have a group of employees on its staff who are capable of performing the construction, maintenance, and repair applicable to that work. For purposes of this subsection, the cost of a public work project includes:

- (1) the actual cost of materials, labor, equipment, and rental;
- (2) a reasonable rate for use of trucks and heavy equipment owned; and
- (3) all other expenses incidental to the performance of the project.

(b) This subsection applies only to a municipality or a county. The workforce of a municipality or county may perform a public work described in subsection (a) only if:

- (1) the workforce, through demonstrated skills, training, or expertise, is capable of performing the public work; and
- (2) for a public work project under subsection (a) whose cost is estimated to be more than one hundred thousand dollars (\$100,000), the board:
 - (A) publishes a notice under IC 5-3-1 that:
 - (i) describes the public work that the board intends to perform with its own workforce; and
 - (ii) sets forth the projected cost of each component of the public work as described in subsection (a); and
 - (B) determines at a public meeting that it is in the public interest to perform the public work with the board's own workforce.

A public work project performed by a board's own workforce must be inspected and accepted as complete in the same manner as a public work project performed under a contract awarded after receiving bids.

(c) When the project involves the rental of equipment with an operator furnished by the owner, or the installation or application of materials by the supplier of the materials, the project is considered to be a public work project and subject to this chapter. However, an annual contract may be awarded for equipment rental and materials to be installed or applied during a calendar or fiscal year if the proposed project or projects are described in the bid specifications.

(d) A board of aviation commissioners or an airport authority board may purchase or lease materials in the manner provided in IC 5-22 and perform any public work by means of its own workforce and owned or leased equipment, in the construction, maintenance, and repair of any airport roadway, runway, taxiway, or aircraft parking apron whenever the cost of that public work project is estimated to be less than one hundred thousand dollars (\$100,000).

(e) Municipal and county hospitals must comply with this chapter for all contracts for public work that are financed in whole or in part with cumulative building fund revenue, as provided in section 1(c) of this chapter. However, if the cost of the public work is estimated to be less than fifty thousand dollars



(\$50,000), as reflected in the board minutes, the hospital board may have the public work done without receiving bids, by purchasing the materials and performing the work by means of its own workforce and owned or leased equipment.

(f) If a public works project involves a structure, an improvement, or a facility under the control of a department (as defined in IC 4-3-19-2(2)), the department may not artificially divide the project to bring any part of the project under this section.

SECTION 264. IC 36-1-12-24, AS ADDED BY HEA 1019-2015, SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 24. (a) As used in this section, "contractor" includes a subcontractor of a contractor.

(b) IC 4-13-18, regarding drug testing of employees of public works contractors, applies to a public works contract:

(1) if the estimated cost of the public works ~~project~~ **contract** is at least one hundred fifty thousand dollars (\$150,000); and

(2) that is awarded under this chapter after June 30, ~~2015~~; **2016**.

SECTION 265. IC 36-7.5-3-5 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 5. (a) There is established a grant program to provide state matching grants for construction projects extending the Chicago, South Shore, and South Bend Railway.**

(b) To participate in the grant program, the development authority must prepare an update to the comprehensive strategic development plan prepared under section 4 of this chapter. The update must include detailed information concerning the following:

(1) The proposed projects to be undertaken by the development authority to extend the Chicago, South Shore, and South Bend Railway using grants made under this section.

(2) The commitments being made by the development authority and political subdivisions in exchange for receiving grants under this section.

(3) The following information for each project included under subdivision (1):

(A) The location of each project.

(B) A timeline and budget, including milestones that the development authority commits to achieving by the time specified.

(C) The expected return on investment.

(D) Any projected or expected federal and local matching funds.

(c) To receive a matching grant under this section, the development authority must adopt an authorizing resolution and submit the updated plan along with a grant application to the Indiana finance authority for approval, after review by the budget committee.

(d) A grant may not be approved under this section unless the Indiana finance authority finds all of the following:

(1) The development authority commits to matching the biennial appropriations provided from the state general fund to the northwest Indiana regional development authority commuter rail construction fund for the term of the grant project. The funds used to match these biennial appropriations must be funds received by the development authority under IC 36-7.5-4-1 and IC 36-7.5-4-2.

(2) The development authority can demonstrate an annual return on investment that, within twenty (20) years after the first grant is made for the projects, is at least twice the annualized amount of the grant requested. The return on investment must be measured by the annual



amount of incremental state fiscal year increases to state gross retail and use taxes and state income taxes that are projected to be collected as a direct result of the projects, as determined by the Indiana finance authority. Projections to determine the return on investment must be provided in detail by the development authority and shall be evaluated by the office of management and budget.

(e) If projects that will be financed are approved under this section, the Indiana finance authority may, after review by the budget committee, approve a grant, comprised of a series of annual grants, not to exceed thirty (30) years, that is consistent with the financing requirements for the approved projects. If the Indiana finance authority approves and makes a grant under this section, the general assembly covenants that it will not:

- (1) repeal or amend this section in a manner that would adversely affect owners of outstanding bonds, or payment of any lease rentals, secured by grants made under this section; or
- (2) in any way impair the rights of owners of bonds of the development authority, or the owners of bonds secured by lease rentals, secured by grants made under this section.

The budget agency shall allot the appropriation for the duration of the grants that are needed to complete the approved projects.

(f) If the Indiana finance authority approves and makes a grant under this section, the development authority shall in July of each year through 2045 submit an annual progress report to the Indiana finance authority.

(g) The following must be deposited each year in the northwest Indiana regional development authority commuter rail construction fund established by section 6 of this chapter:

- (1) Money that is granted to the development authority by the state under this section during the year.
- (2) Money that is committed by the development authority under this section for the year.
- (3) Money that is committed by a political subdivision from county economic development income tax under IC 6-3.5-7. In the case of a political subdivision in Porter County, notwithstanding IC 6-3.5-7-13.1(b)(5), the money that is committed by the political subdivision from county economic development income tax shall be paid from tax revenue that is in excess of the first three million five hundred thousand dollars (\$3,500,000) that results each year from the tax rate increase described in IC 6-3.5-7-13.1(b)(4). Any remaining tax revenue that:

(A) is in excess of the first three million five hundred thousand dollars (\$3,500,000) that results each year from the tax rate increase described in IC 6-3.5-7-13.1(b)(4); and

(B) is not committed by a political subdivision under this subdivision;

shall be used for the purposes set forth in IC 6-3.5-7-13.1(b)(5).

SECTION 266. IC 36-7.5-3-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. (a) As used in this section, "fund" refers to the northwest Indiana regional development authority commuter rail construction fund established by subsection (b).

(b) The northwest Indiana regional development authority commuter rail construction fund is established within the treasury of the development authority as a restricted fund for the purpose of holding money to be used to provide matching grants for projects that:

- (1) are related to the extension of the Chicago, South Shore, and South Bend Railway; and
- (2) are approved by the development authority under this section.

(c) The fund consists of the following:



(1) Appropriations by the general assembly.

(2) Contributions received by the development authority under IC 36-7.5-4-1 and IC 36-7.5-4-2.

(3) Contributions of county economic development income tax revenue received by the fund in accordance with section 5 of this chapter.

(4) Federal grants.

(5) Gifts.

(d) The development authority shall administer the fund.

(e) Money in the fund that is not needed to satisfy the obligations of the fund may be invested in the manner that other public money may be invested. Interest or other investment returns received on investments of money in the fund becomes part of the fund.

(f) Money in the fund may be disbursed from the fund only for the following purposes:

(1) To pay debt service on bonds issued to fund construction projects extending the Chicago, South Shore, and South Bend Railway.

(2) To provide matching grants in accordance with the requirements of this section.

(3) To pay the expenses of the development authority in administering the fund.

(4) To return money to the entity that contributed the money to correct an error in the contribution amount or because the money is no longer needed for the purpose for which the money was contributed.

SECTION 267. IC 36-8-16.7-47, AS ADDED BY P.L.132-2012, SECTION 20, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 47. (a) For purposes of this section, a PSAP includes a public safety communications system operated and maintained under IC 36-8-15.

(b) As used in this section, "PSAP operator" means:

(1) a political subdivision; or

(2) an agency;

that operates a PSAP. The term does not include any entity described in subsection (c)(1) through (c)(3).

(c) Subject to subsection (d), after December 31, 2014, a county may not contain more than two (2) PSAPs. However, a county may contain one (1) or more PSAPs in addition to the number of PSAPs authorized by this section, as long as any additional PSAPs are operated:

(1) by a state educational institution;

(2) by an airport authority established for a county having a consolidated city; or

(3) in a county having a consolidated city, by an excluded city (as defined in IC 36-3-1-7).

(d) If, on March 15, 2008, a county does not contain more than one (1) PSAP, not including any PSAP operated by an entity described in subsection (c)(1) through (c)(3), an additional PSAP may not be established and operated in the county on or after March 15, 2008, unless the additional PSAP is established and operated by:

(1) a state educational institution;

(2) in the case of a county having a consolidated city, an airport authority established for the county; or

(3) the municipality having the largest population in the county or an agency of that municipality.

(e) Before January 1, 2015, each PSAP operator in a county that contains more than the number of PSAPs authorized by subsection (c) shall enter into an interlocal agreement under IC 36-1-7 with every other PSAP operator in the county to ensure that the county does not contain more than the number of PSAPs authorized by subsection (c) after December 31, 2014.



(f) An interlocal agreement required under subsection (e) may include as parties, in addition to the PSAP operators required to enter into the interlocal agreement under subsection (e), any of the following that seek to be served by a county's authorized PSAPs after December 31, 2014:

- (1) Other counties contiguous to the county.
- (2) Other political subdivisions in a county contiguous to the county.
- (3) Other PSAP operators in a county contiguous to the county.

(g) An interlocal agreement required under subsection (e) must provide for the following:

- (1) A plan for the:
 - (A) consolidation;
 - (B) reorganization; or
 - (C) elimination;

of one (1) or more of the county's PSAPs, as necessary to ensure that the county does not contain more than the number of PSAPs authorized by subsection (c) after December 31, 2014.

(2) A plan for funding and staffing the PSAP or PSAPs that will serve:

- (A) the county; and
- (B) any areas contiguous to the county, if additional parties described in subsection (f) participate in the interlocal agreement;

after December 31, 2014.

(3) Subject to any applicable state or federal requirements, protocol to be followed by the county's PSAP or PSAPs in:

- (A) receiving incoming 911 calls; and
- (B) dispatching appropriate public safety agencies to respond to the calls;

after December 31, 2014.

(4) Any other matters that the participating PSAP operators or parties described in subsection (f), if any, determine are necessary to ensure that the county does not contain more than the number of PSAPs authorized by subsection (c) after December 31, 2014.

(h) This section may not be construed to require a county to contain a PSAP.

(i) After December 31, 2014, if a county contains more than the number of PSAPs authorized by subsection (c), the county may not receive a distribution under section 37 of this chapter until the county complies with subsection (c). **The board shall hold distributions in reserve until the county complies with subsection (c). A county is not entitled to any interest on any funds held by the board under this chapter.**

SECTION 268. P.L.205-2013, SECTION 346 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 29, 2015]: SECTION 346. (a) The definitions of "vacation leave", "sick leave", and other types of leave used on July 1, 2010, by the department apply to this SECTION.

(b) As used in this SECTION, "department" refers to the state personnel department established by ~~IC 4-15-1.8-2 (before its repeal)~~. **IC 4-15-2.2-13.**

(c) As used in this SECTION, "pilot program" refers to the pilot program reestablished under subsection (d).

(d) The personnel committee of the legislative council for the legislative branch of state government or the Indiana supreme court for the judicial branch of state government, or both, may reestablish the pilot program established by P.L.220-2005, SECTION 8 (before its expiration), and P.L.220-2005, SECTION 10 (before its expiration), including provisions adopted by:



- (1) the deferred compensation committee (established by IC 5-10-1.1-4) to govern the pilot program;
- (2) the department under LSA Document #06-488(E) (before its expiration), filed with the publisher of the Indiana Register on October 16, 2006, to govern the pilot program; or
- (3) the auditor of state to administer the pilot program.

(e) Subject to the Internal Revenue Code and applicable regulations, the personnel committee of the legislative council or the Indiana supreme court, or both, may adopt procedures to implement and administer the pilot program, including provisions established or reestablished under subsection (d).

(f) The auditor of state shall provide for the administration of the pilot program.

(g) This SECTION expires June 30, ~~2015~~ 2017.

SECTION 269. [EFFECTIVE JULY 1, 2015] (a) As used in this SECTION, "fund" refers to the Indiana state teachers' retirement fund established by IC 5-10.4-2-1.

(b) Not later than October 1, 2015, the fund shall pay the amount determined under subsection (c) to a member of the fund (or to a survivor or beneficiary of a member) who retired or was disabled on or before December 1, 2014, and who is entitled to receive a monthly benefit on July 1, 2015. The amount is not an increase in the pension portion of the monthly benefit.

(c) The amount paid under this SECTION to a member of the fund (or to a survivor or beneficiary of a member) who meets the requirements of subsection (b) is determined as follows:

If a Member's Creditable Service Is:	The Amount Is:
At least 5 years, but less than 10 years (only in the case of a member receiving disability retirement benefits)	\$150
At least 10 years, but less than 20 years	\$275
At least 20 years, but less than 30 years	\$375
At least 30 years	\$450

(d) The creditable service used to determine the amount paid to a member (or to a survivor or beneficiary of a member) under this SECTION is the creditable service that was used to compute the member's retirement benefit under IC 5-10.2-4-4, except that partial years of creditable service may not be used to determine the amount paid under this SECTION.

(e) If two (2) or more survivors or beneficiaries of a member are entitled to an amount paid under this SECTION, the amount shall be allocated to the survivors or beneficiaries in shares using the same percentages as the percentages determined under IC 5-10.2-3-7.5 or IC 5-10.4-4-10 to pay the monthly benefit to the survivors or beneficiaries.

(f) The fund may not use employer contributions to make the payments required under subsection (b) unless, and only to the extent that, the amounts necessary to make the payments required under subsection (b) exceed the amounts appropriated in the state budget for the biennium beginning July 1, 2015, for the purposes described in subsection (b).

(g) This SECTION expires January 1, 2017.

SECTION 270. [EFFECTIVE JULY 1, 2015] (a) As used in this SECTION, "fund" refers to the public employees' retirement fund established by IC 5-10.3-2-1.

(b) Not later than October 1, 2015, the fund shall pay the amount determined under subsection (c) to a member of the fund (or to a survivor or beneficiary of a member) who retired or was disabled on or before December 1, 2014, and who is entitled to receive a monthly benefit on July 1, 2015. The amount is not an increase in the pension portion of the monthly benefit.



(c) The amount paid under this SECTION to a member of the fund (or to a survivor or beneficiary of a member) who meets the requirements of subsection (b) is determined as follows:

If a Member's Creditable Service Is:	The Amount Is:
---	-----------------------

At least 5 years, but less than 10 years (only in the case of a member receiving disability retirement benefits)	\$150
At least 10 years, but less than 20 years	\$275
At least 20 years, but less than 30 years	\$375
At least 30 years	\$450

(d) The creditable service used to determine the amount paid to a member (or to a survivor or beneficiary of a member) under this SECTION is the creditable service that was used to compute the member's retirement benefit under IC 5-10.2-4-4, except that partial years of creditable service may not be used to determine the amount paid under this SECTION.

(e) If two (2) or more survivors or beneficiaries of a member are entitled to an amount paid under this SECTION, the amount shall be allocated to the survivors or beneficiaries in shares using the same percentages as the percentages determined under IC 5-10.2-3-7.5 or IC 5-10.3-8-15 to pay the monthly benefit to the survivors or beneficiaries.

(f) The fund may not use employer contributions to make the payments required under subsection (b) unless, and only to the extent that, the amounts necessary to make the payments required under subsection (b) exceed the amounts appropriated in the state budget for the biennium beginning July 1, 2015, for the purposes described in subsection (b).

(g) This SECTION expires January 1, 2017.

SECTION 271. [EFFECTIVE JULY 1, 2015] (a) As used in this SECTION, "participant" has the meaning set forth in IC 5-10-5.5-1.

(b) As used in this SECTION, "plan" refers to the state excise police, gaming agent, gaming control officer, and conservation enforcement officers' retirement plan established by IC 5-10-5.5-2.

(c) Not later than October 1, 2015, the board of trustees of the Indiana public retirement system established by IC 5-10.5-3-1 shall pay the amount determined under subsection (d) to a plan participant (or to a survivor or beneficiary of a plan participant) who retired or was disabled on or before December 1, 2014, and who is entitled to receive a monthly benefit on July 1, 2015. The amount is not an increase in the annual retirement allowance.

(d) The amount paid under this SECTION to a plan participant of the fund (or to a survivor or beneficiary of a plan participant) who meets the requirements of subsection (c) is determined as follows:

If a Plan Participant's Creditable Service Is:	The Amount Is:
---	-----------------------

At least 5 years, but less than 10 years (only in the case of a member receiving disability retirement benefits)	\$125
At least 10 years, but less than 20 years	\$235
At least 20 years, but less than 30 years	\$325
At least 30 years	\$400

(e) The creditable service used to determine the amount paid to a plan participant (or to a



survivor or beneficiary of a plan participant) under this SECTION is the creditable service that was used to compute the plan participant's retirement allowance under IC 5-10-5.5-10 and IC 5-10-5.5-12, except that partial years of creditable service may not be used to determine the amount paid under this SECTION.

(f) If two (2) or more survivors or beneficiaries of a plan participant are entitled to an amount paid under this SECTION, the amount shall be allocated to the survivors or beneficiaries in shares using the same percentages as the percentages determined under IC 5-10-5.5-16 to pay the monthly benefit to the survivors or beneficiaries.

(g) The board of trustees of the Indiana public retirement system established by IC 5-10.5-3-1 may not use employer contributions to make the payments required under subsection (c) unless, and only to the extent that, the amounts required to make the payments under subsection (c) exceed the appropriations in the state budget for the biennium beginning July 1, 2015, for the purposes described in subsection (c).

(h) This SECTION expires January 1, 2017.

SECTION 272. [EFFECTIVE JULY 1, 2015] (a) As used in this SECTION, "trustee" has the meaning set forth in IC 10-12-1-10.

(b) As used in this SECTION, "trust fund" has the meaning set forth in IC 10-12-1-11.

(c) Not later than October 1, 2015, the trustee shall pay from the trust fund to each employee beneficiary of the state police pre-1987 benefit system covered by IC 10-12-3 who:

(1) retired or was disabled before July 2, 2014; and

(2) is entitled to receive a monthly benefit as of September 1, 2015;

an amount equal to one percent (1%) of the maximum basic annual pension amount payable to a retired state police employee in the grade of trooper who has completed twenty (20) years of service as of July 1, 2015, as calculated under IC 10-12-3-7.

(d) The amounts paid under this SECTION are not an increase in the monthly pension amount of an employee beneficiary.

(e) The trustee may not use employer contributions to make the payments required under subsection (c) unless, and only to the extent that, the amounts required to make the payments under subsection (c) exceed the appropriations in the state budget for the biennium beginning July 1, 2015, for the purposes described in subsection (c).

(f) This SECTION expires January 1, 2017.

SECTION 273. [EFFECTIVE JULY 1, 2015] (a) As used in this SECTION, "trustee" has the meaning set forth in IC 10-12-1-10.

(b) As used in this SECTION, "trust fund" has the meaning set forth in IC 10-12-1-11.

(c) Not later than October 1, 2015, the trustee shall pay from the trust fund to each employee beneficiary of the state police 1987 benefit system covered by IC 10-12-4 who:

(1) retired or was disabled after June 30, 1987, and before July 2, 2014; and

(2) is entitled to receive a monthly benefit as of September 1, 2015;

an amount equal to one percent (1%) of the maximum basic annual pension amount payable to a retired state police employee in the grade of trooper who has completed twenty-five (25) years of service as of July 1, 2015, as calculated under IC 10-12-4-7.

(d) The amount paid under this SECTION is not an increase in the monthly pension amount of an employee beneficiary.

(e) The trustee may not use employer contributions to make the payments required under



subsection (c) unless, and only to the extent that, the amounts required to make the payments under subsection (c) exceed the appropriations in the state budget for the biennium beginning July 1, 2015, for the purposes described in subsection (c).

(f) This SECTION expires January 1, 2017.

SECTION 274. [EFFECTIVE UPON PASSAGE] (a) As used in this SECTION, "legislative council" refers to the legislative council established by IC 2-5-1.1-1.

(b) During the 2015 legislative interim, the legislative council is urged to assign to the appropriate study committee the study of the following topics:

(1) Whether the statute governing school corporation capital projects funds should be amended to allow money in those funds to be used on a permanent basis for utilities, insurance, and technology.

(2) Whether the name of the school corporation capital projects fund should be changed to reflect the use of money in the fund for purposes other than capital projects.

(c) If the topics described in subsection (b) are assigned to a study committee, the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations, including any recommended legislation concerning the topics, in an electronic format under IC 5-14-6 not later than November 1, 2015.

(d) This SECTION expires December 31, 2015.

SECTION 275. [EFFECTIVE JULY 1, 2015] (a) The Indiana judicial center shall before July 1, 2017, submit a report to the legislative council, in an electronic format under IC 5-14-6, that:

(1) describes the use of funds used for problem solving courts that are veteran's courts; and

(2) reports on the feasibility of establishing at least one (1) problem solving court that is a veteran's court in each of the judicial districts established by Indiana Rules of Court Administrative Rule 3.

(b) This SECTION expires July 1, 2017.

SECTION 276. [EFFECTIVE JULY 1, 2015] (a) The commission for higher education shall review the tuition increases (if any) at each state educational institution for the:

(1) 2015-2016 school year; and

(2) 2016-2017 school year;

and submit a report of the information compiled for each school year to the budget committee and the legislative council before August 1, 2016, and August 1, 2017. The report to the legislative council must be in an electronic format under IC 5-14-6.

(b) This SECTION expires January 1, 2017.

SECTION 277. [EFFECTIVE UPON PASSAGE] (a) Notwithstanding the effective date in SEA 415-2015, SECTION 28, the effective date of IC 32-30-10.3, as added by SEA 415-2015, SECTION 28, is upon passage of this act and not July 1, 2015.

(b) This SECTION expires June 30, 2017.

SECTION 278. [EFFECTIVE JULY 1, 2015] (a) Before November 1, 2016, the Indiana criminal justice institute shall submit to the legislative council in an electronic format under IC 5-14-6 a report of its activities related to domestic violence prevention and treatment in the state fiscal year beginning July 1, 2015, and ending June 30, 2016. The report must include:

(1) final program performance reports for each program that received funding for the state fiscal year beginning July 1, 2015, and ending June 30, 2016; and

(2) a summary of the use of funds and the outcomes achieved by these programs.



(b) The summary report under subsection (a) shall be prepared by the Indiana criminal justice institute and submitted before October 1, 2016, to the domestic violence prevention and treatment council established under IC 5-2-6.6-3 for review and approval.

(c) This SECTION expires January 1, 2017.

SECTION 279. [EFFECTIVE JULY 1, 2015] (a) Except as provided in subsection (c)(3), the auditor of state shall on July 15, 2015, transfer from the political subdivision risk management fund established by IC 27-1-29-10 to the state general fund the amount determined by the budget agency under subsection (c)(2)(A).

(b) Except as provided in subsection (c)(3), the auditor of state shall on July 15, 2015, transfer from the political subdivision catastrophic liability fund established by IC 27-1-29.1-7 to the state general fund the amount determined by the budget agency under subsection (c)(2)(B).

(c) The budget agency shall determine the amounts to be transferred to the state general fund under subsections (a) and (b) as follows:

(1) The total amount to be transferred to the state general fund under this SECTION is equal to:

(A) the sum of:

(i) the balance in the political subdivision risk management fund on July 15, 2015; plus

(ii) the balance in the political subdivision catastrophic liability fund on July 15, 2015; minus

(B) five million dollars (\$5,000,000).

(2) The budget agency shall determine:

(A) the part of the total amount to be transferred to the state general fund under this SECTION that shall be transferred from the political subdivision risk management fund; and

(B) the part of the total amount to be transferred to the state general fund under this SECTION that shall be transferred from the political subdivision catastrophic liability fund.

(3) Notwithstanding subdivisions (1) and (2), if the sum of the balance in the political subdivision risk management fund on July 15, 2015, plus the balance in the political subdivision catastrophic liability fund on July 15, 2015, is less than five million dollars (\$5,000,000), the auditor of state shall not make any transfers under this SECTION.

(d) The commissioner of the department of insurance shall report to the budget committee after June 30, 2016, and before October 1, 2016, regarding any outstanding liabilities of the political subdivision risk management fund and any outstanding liabilities of the political subdivision catastrophic liability fund.

(e) This SECTION expires January 1, 2017.

SECTION 280. [EFFECTIVE JULY 1, 2015] (a) This subsection applies to the state fiscal year beginning July 1, 2015. Upon request by the budget agency, an amount of not more than ten million dollars (\$10,000,000), as determined by the budget agency, shall be transferred from the department of insurance fund established by IC 27-1-3-28 to the Indiana twenty-first century research and technology fund established by IC 5-28-16-2. Any amounts transferred to the Indiana twenty-first century research and technology fund under this subsection are appropriated for the purposes of the Indiana twenty-first century research and technology fund.

(b) This subsection applies to the state fiscal year beginning July 1, 2016. Upon request by the budget agency, an amount of not more than ten million dollars (\$10,000,000), as determined by the budget agency, shall be transferred from the department of insurance fund established by IC 27-1-3-28 to the Indiana twenty-first century research and technology fund established by IC



5-28-16-2. Any amounts transferred to the Indiana twenty-first century research and technology fund under this subsection are appropriated for the purposes of the Indiana twenty-first century research and technology fund.

(c) This SECTION expires June 30, 2017.

SECTION 281. [EFFECTIVE UPON PASSAGE] **(a)** As used in this SECTION, "legislative council" refers to the legislative council established by IC 2-5-1.1-1.

(b) During the 2015 legislative interim, the legislative council is urged to assign to the appropriate study committee the topic of studying the economic development for a growing economy (EDGE) tax credit program.

(c) If the topic described in subsection **(b)** is assigned to a study committee, the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations, including any recommended legislation concerning the topic, in an electronic format under IC 5-14-6 not later than November 1, 2015.

(d) This SECTION expires December 31, 2015.

SECTION 282. [EFFECTIVE UPON PASSAGE] **(a)** As used in this SECTION, "legislative council" refers to the legislative council established by IC 2-5-1.1-1.

(b) During the 2015 legislative interim, the legislative council is urged to assign to the appropriate study committee the following topics concerning charter schools:

(1) Whether local property tax dollars should be used for students attending charter schools, based on the school funding principle that funding should follow the child.

(2) A review of the process used for the authorizing of charter schools, including the questions of:

(A) whether the state board of education should be the final authorizing authority for charter schools; and

(B) whether the Indiana charter school board should be abolished.

(3) Capital funding for charter schools.

(4) The appropriate disposition of proceeds received by for-profit operators of charter schools upon a sale of their assets that have been funded in whole or in part with public funds.

(5) Whether in those cities where there is a significant number of charter schools there should be a statutory relationship between the mayor of the city and the governing body of a school corporation within the city.

(6) Whether charter schools should be funded within the state school funding formula, and whether additional operating funding should be provided to charter schools, either as a separate line item in the budget bill or as part of the school funding formula.

(7) A review of the funding programs implemented in other states regarding funding for capital and building maintenance expenses for charter schools.

(c) If the topics described in subsection **(b)** are assigned to a study committee, the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations, including any recommended legislation concerning the topics, in an electronic format under IC 5-14-6 not later than November 1, 2015.

(d) The legislative council is urged to appoint members to the study committee from the members of the Senate Committee on Appropriations, the Senate Committee on Education and Career Development, the House Committee on Ways and Means, and the House Committee on Education.

(e) This SECTION expires December 31, 2015.



SECTION 283. [EFFECTIVE JULY 1, 2015] (a) As used in this SECTION, "legislative council" refers to the legislative council established by IC 2-5-1.1-1.

(b) The general assembly urges the legislative council to assign to an appropriate study committee the following topics concerning special education for developmentally delayed children during the 2015 legislative interim:

(1) The categories of special education for which funding is provided for preschool, kindergarten, and elementary students.

(2) The number of children in preschool who are identified as developmentally delayed, and the amount and sources of funding for the identified children.

(3) The number of children identified in preschool as developmentally delayed who are placed in a different special education category or categories in kindergarten and grade 1.

(4) The estimated cost of providing services to special education services to students in kindergarten and grade 1 who were identified as developmentally delayed in preschool, using both state and federal funds.

(c) If the topics described in subsection (b) are assigned to a study committee, the study committee shall issue a final report to the legislative council containing the study committee's findings and recommendations, including any recommended legislation concerning the topics, in an electronic format under IC 5-14-6 not later than November 1, 2015.

(d) This SECTION expires December 31, 2015.

SECTION 284. [EFFECTIVE JANUARY 1, 2015 (RETROACTIVE)] (a) IC 6-3-3-14.5, as added by this act, applies to taxable years beginning after December 31, 2014.

(b) This SECTION expires January 1, 2018.

SECTION 285. An emergency is declared for this act.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

HEA 1001 — CC 2

